

**TITLE VIII**

**FIRE AND BUILDINGS REGULATIONS**

**CHAPTER 8.01**

**FIRE DEPARTMENT**

8.0101 Volunteer Fire Department and Volunteer Ambulance Department

There is hereby established a Springfield Fire Department and an Ambulance Department for the City of Springfield, South Dakota.

8.0102 [Repealed – Ordinance 414]

8.0103 By-Laws and Constitution Said organizations shall adopt a departmental Constitution and By-Laws, subordinate to the ordinances of the city and subject to the approval of the City Council. Rules and regulations shall be provided in the by-laws for each department's conduct and coordinated service between the two departments for public protection and safety, with full authority in the Fire Chief and Ambulance Director to enforce their respective rules and regulations, subject to review or confirmation of the City Council.

8.0104 Meetings

Fire Department regular meetings shall be held on the third Tuesday of each month. Ambulance Department regular meetings shall be held on the fourth Monday of each month. Special meetings may be called at any time by the Fire Chief or acting chief and Ambulance Director as necessity requires for their respective departments.

8.0105 [Repealed – Ordinance 414]

8.0106 [Repealed – Ordinance 414]

8.0107 City Council

The City Council shall have the power to remove any officer of the Fire Department and/or Ambulance Department from his/her office and to veto, amend, or suspend any by-law or resolution enacted by the members of the Fire Department and/or Ambulance Department.

8.0108 Regulation of Fire Apparatus

No engine, truck or other fire fighting equipment belonging to the City, in any way connected with the fire and ambulance department, shall be taken out of the City limits, except under such discretionary regulations or decisions as the fire chief may from time

to time establish. Ambulance equipment and property shall be authorized to be taken out of the City limits, as a service to rural residents, under rules established by said fire and ambulance department.

#### 8.0109 Damaging Fire Apparatus

No person shall willfully break, deface, destroy, cut, or in any manner injure or damage, tamper or interfere with any fire engine or other fire fighting apparatus.

#### 8.0110 False Alarm of Fire

It shall be unlawful for any person, knowingly, to give a false alarm or false report of a fire in any manner whatsoever.

#### 8.0111 Firemen to Have Police Power

All Firemen, at fires, shall have full power as a Police Officer.

### **TITLE VIII**

#### **CHAPTER 8.02**

#### **FIRE LIMITS**

#### 8.0201 Fire Limits

The fire limits shall be and are hereby declared to include all Commercially zoned areas.

#### 8.0202 Violations

Any person, firm, or corporation violating any of the provisions of this Chapter shall be deemed guilty of a misdemeanor.

#### 8.0203 Permits

No wall, structure, building or part thereof, shall hereafter be built, enlarged, or altered within the said fire limits until a plan of the proposed work shall have been submitted to the Chief of The Fire Department, who shall if in accordance with the provisions herein contained, issued a permit for the proposed construction structures hereafter erected without a permit, or not in conformity with this ordinance, shall be removed.

#### 8.0204 Limitations Within Fire Limits

No building or structure the walls of which are composed of frame or wood, in whole or in part, shall hereafter be erected, build constructed, or moved in or otherwise, within the fire limits of the City as defined by this Chapter, except as hereinafter provided.

Exception: A one-story frame building such as may be approved by the City Council and upon recommendation of the Chief of the Fire Department.

#### 8.0205 Roof Covering

Every roof hereafter placed on a building shall be covered with a roofing of brick, concrete, tile, slate metal, asbestos, or built-up roofing finished with asphalt, slag or gravel.

#### 8.0206 Chimneys

All chimneys shall be built of masonry not less than four inches thick. Every such chimney shall be lined with a flue lining and shall be built upon a solid masonry foundation.

#### 8.0207 Removal or Repair of Unsafe Buildings

A building or structure or part thereof declared structurally unsafe or hazardous by duly constituted authority, may be restored to safe conditions; provided that if the damage or cost of restoration and re-construction is in excess of fifty percent of the value of the building or structure if re-constructed or restored, shall be made to conform to the requirements for buildings and structures contained in this ordinance.

#### 8.0208 Inspections

It shall be the duty of the Chief of the Fire Department to inspect or cause to be inspected by fire department members, not less than two times a year, all buildings and premises, except the interiors of private dwellings, for the purpose of ascertaining and causing to be corrected any conditions liable to cause fire. Whenever the inspector shall find in any building or upon any premises or other place, combustible or explosive matter or dangerous accumulation of rubbish, or any highly inflammable materials, and so situated as to endanger property, he shall order the same to be removed or remedied forthwith.

### **TITLE VIII**

#### **CHAPTER 8.03**

#### **ELECTRICAL WIRING, INSTALLATION AND INSPECTION THEREOF**

#### 8.0301 Rules and Regulations

All electrical installations, extensions, construction, remodeling, circuitry, replacements, outlets replacements, and outlets used in connection with electrical work and the operation of all electrical appliances shall be:

- (a) In conformity with the rules and regulations of the National Board of Fire Underwriters for the installation of electric wiring and apparatus as the same are established and set forth in the National Electrical Code now or thereafter in force; and/or
- (b) In conformity with the State Electrical Code of the State of South Dakota, now or hereafter in force; and shall be subject to inspection and approval as provided in said State Electrical Code; and shall require the proper certificate of inspection and approval issued by the State of South Dakota.

The following provisions shall apply to all buildings within the fire limits as fixed by Chapter 8.02 of this ordinance and to schools, places of public assembly and gasoline/filling stations:

- (a) All new wiring shall conform to:
  - 1. The provisions of the National Electrical Code included under one of the following sections: conduit work, surface metal raceways or armored cable, and/or
  - 2. The provisions of the State Electrical Code of the State of South Dakota, now or hereafter in force.
- (b) In case of buildings already wired, and extensions, installations, and electrical improvements shall conform to the above requirements of this section.
- (c) In case of remodeling, all wiring in the structure shall be made to conform to the foregoing provisions of this section.
- (d) Circuits for all appliances and convenience outlets shall be calculated on the basis of not less than two hundred fifty (250) watts per outlet. However, State Statutes and requirements of the State Electrical Code of the State of South Dakota, if more stringent, shall supersede this ordinance requirement.
- (e) That all wiring installations, replacements, or extensions, outlets, materials, appliances and other related items shall be subject to the inspection provisions and requirements of the State Electrical Code of the State of South Dakota, now or hereafter in force; and shall require the proper certification of inspection and approval issued by the State of South Dakota.

#### 8.0302 Wiring and Installation Condemned

Whenever the City Council or any agent designated by them has reason to believe that the wiring or electrical installation in or about any building is unsafe or defective, they or he shall:

- (a) Make an inspection thereof, and if the same is found to be unsafe, defective or improperly installed they or he shall condemn the same and immediately notify the owner or person in charge of such wiring or installation to correct any defect therein within ten (10) days thereafter and unless such defects are corrected within the time specified it shall be the duty of the City Council or its agent as aforesaid to have the current turned off to said building or buildings and not to again furnish current therefore until the proper certificate of inspection and approval by the said City Council or its agent has been furnished; or

- (b) Notify the proper State officials in charge of administering the State Electrical Code of the State of South Dakota, to inspect, re-inspect, or check said wiring or electrical installation, extension, construction, remodeling, circuit replacements, outlets, materials and appliances in connection with electrical work for compliance with such Code and other provisions of this section now or hereafter in force and/or existing, and to take appropriate action; whichever is deemed desirable and/or expedient by said Council.

## TITLE VIII

### CHAPTER 8.04

#### REGULATIONS RELATING TO FIREWORKS AND FIREARMS

##### 8.0401 Unlawful to Sell Before Specified Dates

It shall be unlawful for any person, firm or corporation to sell or offer for sale or gift, within the City of Springfield, any fireworks, firecrackers, torpedoes, roman candles, skyrockets, or any other form or manner of fireworks, earlier than June 27<sup>th</sup> nor later than the 5<sup>th</sup> day of July of any year, nor to discharge the same within the city except during the days limited to the sale thereof.

##### 8.0402 Unlawful to Discharge in Certain Areas

It shall be unlawful for any person, firm, or corporation to discharge any fireworks, torpedoes, roman candles, skyrockets, or any other kind or character of fireworks:

- (a) Within city limits between the hours of 11:00 p.m. and 7:00 a.m., except July 4<sup>th</sup>, when the 11:00 p.m. hour shall be extended to 12:00 a.m. July 5<sup>th</sup>.
- (b) Within city limits between the hours of 11:30 p.m. December 31<sup>st</sup> until 12:30 a.m. January 1<sup>st</sup>.
- (c) In Block 25, Block 26, Block 27, Block 28, Block 29, Block 32, Block 33, Block 34, Block 35, and/or Block 36 (Main Street/8<sup>th</sup> Street – Walnut Street to Pine Street); or
- (d) Upon any public park area within said City of Springfield.

If activities are conducted as a public display upon the grounds of any city park, the organization in charge must first request permission in advance to discharge any fireworks thereon; and must obtain express prior approval from the City Council for the discharge of any said fireworks, torpedoes, roman candles, skyrockets, or any other kind or character of fireworks.

##### 8.0403 Selling in Certain Areas Prohibited

It shall be unlawful for any person, firm, or corporation to sell, peddle, distribute, or offer for sale any fireworks, torpedoes, roman candles, skyrockets, or any other kind or

character of fireworks in Block 25, Block 26, Block 27, Block 28, Block 29, Block 32, Block 33, Block 34, Block 35, and/or Block 36.

#### 8.0404 Penalties

That any person, firm or corporation violating any of the provisions of this chapter, shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than ten (\$10.00) dollars for the first offense, and for any subsequent offense, by a fine of not exceeding one hundred (\$100.00) dollars or thirty (30) days in jail, or both such fine and imprisonment in the discretion of the Court.

#### 8.0405 Discharge of Firearms or Air Guns Prohibited

It shall be unlawful for any person to discharge any firearms or air guns, within the limits of the City of Springfield.