

FIRE DEPARTMENT ORDINANCE

TOWN OF NEW PORTLAND

SECTION 1. TITLE.

This ordinance shall be known as the Fire Department Ordinance of New Portland.

SECTION 2. AUTHORITY.

This ordinance is enacted pursuant to 30-A M.R.S.A. 2001 et seq., and 3151 et seq.

SECTION 3. PURPOSE.

The purpose of this ordinance is to establish a Municipal Fire Department, and to define the powers and duties of the chief and members of the Department. An additional purpose of this ordinance is to provide the maximum legal protection available to the Fire Chief and municipal firefighters, and to best protect the health, safety and welfare of the residents of New Portland.

SECTION 4. ESTABLISHMENT.

Pursuant to Art. VIII, pt.2, § 1 of Maine Constitution, 30-A M.R.S.A. § 3001 and §3153 et seq., the municipality of New Portland hereby establishes a Municipal Fire Department.

SECTION 5. DEFINITIONS.

Municipal Fire Department: The organized fire fighting unit established pursuant to this ordinance.

Municipal Rescue Department: A municipal rescue unit means an organized rescue unit established pursuant to this ordinance for

1. Extrication upon request
2. First Response for medical reasons

Municipal Firefighter: An active member, whether full-time, part-time, or on call of the municipal fire department

1. Who has been properly trained, certified or licensed to aid in the extinguishment of fires.
2. Who receives compensation from the municipality for aiding in the extinguishment of fires, and is at least 18 years of age.
3. Who has been properly trained and maintains their training as fire personnel trained in extrication
4. Who has been properly trained, licensed and maintains licensing at the First Responder level

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SECTION 6. DUTIES.

The Municipal Fire Department shall provide firefighting protection within the municipality of New Portland and elsewhere as provided by mutual aid or other contractual agreements approved by the municipal officers. The Municipal Fire Department members with the necessary training or licensing shall also be authorized to provide emergency services by responding to and managing other public safety emergencies, but not limited to, medical emergencies, hazardous materials incidents or natural or man-made disasters.

SECTION 7. FIRE CHIEF.

- A. Appointment. The Fire Chief shall be appointed by the municipal officers for a term of 1 year.
- B. Compensation. The Fire Chief's compensation shall be established by the municipal officers.
- C. Powers and duties. The Fire Chief shall have the powers and duties set forth in 30-A M.R.S.A § 3153, except that administrative rules and regulations promulgated by the Fire Chief shall not be effective until approved by the municipal officers.
- D. Reports. The Fire Chief shall submit a written monthly report on the activities of the Department and shall discharge such other duties as may be required by the municipal officers.

SECTION 8. FIREFIGHTERS.

Municipal firefighters shall have the powers and duties set forth in 30-A M.R.S.A. § 3153 et seq., and as set forth in any administrative rules and regulations adopted pursuant to section 6(C) above.

SECTION 9. ASSISTANT FIRE CHIEF.

An Assistant Fire Chief shall be appointed by the Fire Chief, to act with full authority in the absence of the Fire Chief, and shall have responsibilities as set forth in any administrative rules and regulations adopted pursuant to section 6(C) above.

SECTION 10. OTHER OFFICERS.

The Fire Chief may appoint other officers as deemed necessary.

SECTION 11. SEVERABILITY.

The invalidity of any portion of this ordinance shall not invalidate any other part thereof.

SECTION 12. EFFECTIVE DATE.

This ordinance shall be effective on its adoption of Town Meeting.

Date: _____

To: _____, Town Clerk

A certified copy of an ordinance entitled "Town of New Portland Fire Department Ordinance" to be voted on at Town Meeting on _____.

Attest:

Lorie Agren

Douglas Archer

Wayne Rundlett

NEW PORTLAND BOARD OF SELECTMEN