

## CHAPTER 8

### FIRE PREVENTION

- Article 1. Fire Prevention.
- Article 2. Rural Fire Protection.
- Article 3. Miscellaneous Provisions.
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#### Article 1. Fire Prevention

##### Section 8-1. Volunteer Fire Department.

1. There is hereby established for the City of Hollis, Oklahoma, a Volunteer Fire Department under the provisions of the Oklahoma Volunteer Firemen's Act. (See Chapter 1, Sections 1-32, 1-33 and 1-47, this Code of Ordinances.)

2. The Hollis, Oklahoma Volunteer Fire Department shall consist of not less than twelve (12) and not more than twenty (20) members. The Department shall not employ more than two (2) full-time, salaried firemen. Members of the Hollis, Oklahoma Fire Department may continue as members of the Volunteer Fire Department established under this Code of Ordinances without probation, but shall be subject to the by-laws authorized under this Code of Ordinances.

3. All new members shall be on probation for one (1) year after their appointment to the Department and shall not become regular members of the Department upon completion of their probation period until their approval by the majority of the regular members of the Hollis, Oklahoma, Volunteer Fire Department.

4. The Hollis, Oklahoma, Volunteer Fire Department shall adopt by-laws (a copy of which shall be deposited with the City Clerk), which shall include the following:

- a. All volunteer fire fighters are required, when notified, to respond to alarms of fire and other emergencies;
- b. All volunteer fire fighters are required to be present at all regular meetings, call meetings and schools presented for the benefit of the fire fighters;
- c. There shall be at least one (1) regular business meeting each month;
- d. Any volunteer fire fighter having two (2) unexcused absences in succession or three (3) unexcused absences in a period of three (3) months will be expelled from the fire department rolls.

*Reference: 11 O.S. § 29-204.*

- e. Volunteer fire fighters leaving the City for an extended period of time shall notify the Fire Chief in advance;
- f. Any volunteer fire fighter refusing to attend training classes provided for him will be dropped; and
- g. Any volunteer of the Fire Department shall be dropped from the rolls for the following offenses: (1) conduct unbecoming a fire fighter; (2) insubordination; (3) neglect of duty; (4) violation of rules and regulations governing the Department; or (5) conviction of a felony.

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5. Copies of this Code of Ordinances and any amendments thereto relating to the Volunteer Fire Department of the City of Hollis, Oklahoma, shall be submitted to the State Insurance Commission.

### Section 8-2. Fire Prevention Code: Enforcement; Variances.

1. The Fire Preventing Code adopted by the City Council shall be enforced by the Hollis, Oklahoma Volunteer Fire Department under the supervision of the Fire Chief; members of said Department may be detailed as inspectors by the Fire Chief, if he deems it necessary. (See also Chapter 4, this Code of Ordinances.)

2. The Chief of the Hollis, Oklahoma Volunteer Fire Department, with the approval of the City Council, shall have the power to grant a variance to any of the provisions of the Fire Prevention Code, upon application in writing by the owner or lessee (or his duly authorized agent), when there are practical difficulties in carrying out the strict letter of said Code; provided that the spirit of the Code shall be observed, public safety secured and substantial justice done. The particulars of such modification, when granted or allowed, and the decision of the Fire Chief thereon, shall be entered upon the records of the Department and a signed copy shall be furnished the applicant.

Sections 8-3 through 8-9. (Reserved for future use.)

### Article 2. Rural Fire Protection

#### Section 8-10. Charges for Fire Calls.

1. The following fees shall be charged, to persons or property owners involved, for fire calls outside the corporate boundaries of the City of Hollis, Oklahoma.

- a. Calls made within five (5) miles of the corporate limits of the City of Hollis, Oklahoma, shall cost a minimum of seventy-five dollars (\$75.00) for the 1st hour, plus fifty dollars (\$50.00) an hour, or portion thereof, for every hour in service.
- b. Calls made outside of five (5) miles from the corporate limits of the City of Hollis, Oklahoma, shall cost a minimum of one hundred dollars (\$100.00) for the first hour, with an additional hourly charge of fifty dollars (\$50.00) for each additional hour, or portion thereof, in service.
- c. Oil lease fires, including tank battery, wells and pipelines, and railroad right-of-way fires, shall cost a minimum of one hundred dollars (\$100.00) for the first hour, with an additional hourly charge of one hundred dollars (\$100.00) for each additional hour or portion thereof.

2. Mileage and distances shall be based on actual miles traveled; time shall be as reported by the Fire Chief or Assistant Fire Chief.

#### Section 8-11. "Rural Fire Service" Established.

1. There is hereby established the "Hollis Rural Fire Service", to be operated by the Hollis, Oklahoma, Volunteer Fire Department and be under the direction of the Hollis City Council, the City Manager and the Board of Governors of the "Hollis Rural Fire Service."

2. The Hollis Rural Fire Service shall be operated primarily for the purpose of providing fire protection to rural residents living outside of the corporate limits of the City of Hollis, Oklahoma, but within the area encompassed generally by the Hollis Mailing Route.

3. This service shall be provided upon the annual payment of a twenty dollar (\$20.00) membership fee by each home or property owner or resident. Payment of the annual membership fee will take care of all fire calls for the paying member, regardless of the number of calls.

4. The costs of fire calls to rural residents who are not paying members of the "Rural Fire Service" shall be the same as the costs established in Section 8-10 of this Chapter.

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5. Annual payment of the twenty dollar (\$20.00) membership fee shall be due on or before July 1st of each year.

6. Payment of claims and other financial transactions involving the use of funds derived from the “Hollis Rural Fire Service” shall be made and processed in accordance with the requirements of Oklahoma Statutes, municipal ordinances and accepted municipal procedures.

7. In the performance of fire prevention or protection services outside the corporate limits of the City of Hollis, Oklahoma, the Hollis, Oklahoma, Volunteer Fire Department shall not assume responsibility for damages to structures incurred prior to the arrival of the said Department, nor shall the said Department assume responsibility for damages to structures incurred as a result of late notification of the members of the said Department.

8. Unpaid fees, charges or annual membership may be subject to collection by the City of Hollis, Oklahoma, in any manner normally employed by said municipality, including the use of small claims court.

### Section 8-12. “Rural Fire Service” Advisory Board Created.

1. There is hereby established a “Hollis Rural Fire Service” Advisory Board, for the purpose of advising the City Council concerning the operation of the “Hollis Rural Fire Service”.

2. The Advisory Board shall consist of the Municipal Fire Chief and four (4) additional members, who shall be appointed, from the rural area encompassed by the “Hollis Rural Fire Service”, by said Fire Chief, subject to the approval of the City Council.

3. All paying members of the “Hollis Rural Fire Service” shall be eligible to serve on the Advisory Board.

4. The Advisory Board shall meet at least once each month.

5. The Fire Chief shall be responsible for insuring that proposed fire-protection related purchases and activities are submitted to the Advisory Board for their recommendation and comment, prior to final action by the City Council; provided, however, that failure to submit such proposals to the Advisory Board shall not invalidate City Council action on any such proposal.

Sections 8-13 through 8-19. (Reserved for future use.)

### Article 3. Miscellaneous Provisions

#### Section 8-20. Sale or Possession of Fireworks Prohibited.

It shall be unlawful and an offense for any person, firm or corporation to sell or to discharge, ignite or in any manner aid, assist or abet in the discharging or igniting of any firecrackers, of any size, type or description, skyrockets, pistols, torpedoes, roman candles, flash salutes, flash crackers, balloons or other fireworks or substances designed and intended for pyrotechnic display, or small display ground pieces, canes, cap pistols, cannons or other appliances using caps containing chlorate or potash mixture within the corporate limits of the City of Hollis, Oklahoma.

#### Section 8-21. Explosives.

1. It shall be unlawful for any person or persons to store, keep, have on their premises or in their possession, any explosive materials of any kind or nature without first having complied with the Laws of the State of Oklahoma for the purpose of selling, storing or keeping such articles.

2. It shall be unlawful for any person to keep or store any explosive on any premises which are occupied as a dwelling or school. Any person storing explosives for sale to the general public must comply with the Laws of the State of Oklahoma concerning the sale and storage of said explosives.

Sections 8-22 through 8-29. (Reserved for future use.)

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### Article 4. Penalty

#### Section 8-30. Penalty

Any person, firm or corporation who violates any provisions of this Chapter shall be guilty of an offense and, upon conviction thereof, shall be punished by fine and costs as provided for in Section 9-34 of this Code. Each day upon which a violation continues shall be deemed a separate offense.