

ROUND MOUNTAIN TOWN ORDINANCE NO 87-1

AN ORDINANCE CREATING A VOLUNTEER FIRE DEPARTMENT WITHIN THE UNINCORPORATED TOWN OF ROUND MOUNTAIN, NYE COUNTY, NEVADA AND THE AREA KNOWN AS THE ROUND MOUNTAIN TAX DISTRICT. PROVIDING FOR THE APPOINTMENT OF OFFICERS THEREOF; PRESCRIBING CERTAIN REGULATIONS FOR THE PREVENTION OF FIRE AND THE PROTECTION OF LIFE AND PROPERTY AND PRESCRIBING PENALTIES FOR THE VIOLATION THERE OF, AND OTHER MATTERS PROPERLY RELATING THERETO.

The Board of the Town of Round Mountain of the County of Nye, acting as the trustees of the unincorporated Town of Round Mountain, Nye County Nevada, do hereby ordain:

SECTION 1.

That there is hereby created a department to be hereafter known as the Round Mountain Volunteer Fire Department, the object of which shall be the prevention of fire and the protection of life and property within the limits of the unincorporated Town of Round Mountain and it's Taxing district, Nye County, Nevada. per NRS 269.250

SECTION 2. DEFINITIONS.

That, for the purpose of this ordinance, the following terms shall have the following meanings respectively ascribed to them in this section:

A. The Word "Chief" shall mean the chief of the Round Mountain Volunteer Fire Department.

B. The words "Assistant Chief" shall mean the assistant chief of the Round Mountain Volunteer Fire Department.

C. The word "Department" shall mean the Round Mountain Volunteer Fire Department.

D. The Word "Board" shall mean the Round Mountain Town Board, acting as the Board of Trustees of the unincorporated Town of Round Mountain, Nye County, Nevada.

SECTION 3. OFFICERS

ARTICLE 1. The Department shall consist of a Chief, one Assistant Chief and other officers as the Chief may deem necessary for the effective operation of the Department

ARTICLE 2. The chief shall be appointed by the Board, with the recommendation from the department, during a regular scheduled Town Board meeting to allow for public comment. The Chief to serve at the pleasure of the Board and his tenure shall depend upon his good conduct and efficiency. The Chief shall be technically qualified by training and experience and shall have ability to command subordinates and hold their respect and

AN ORDINANCE CREATING A VOLUNTEER FIRE DEPARTMENT WITHIN THE UNINCORPORATED TOWN OF ROUND MOUNTAIN, NYE COUNTY, NEVADA AND THE AREA KNOWN AS THE ROUND MOUNTAIN TAX DISTRICT. PROVIDING FOR THE APPOINTMENT OF OFFICERS THEREOF; PRESCRIBING CERTAIN REGULATIONS FOR THE PREVENTION OF FIRE AND THE PROTECTION OF LIFE AND PROPERTY AND PRESCRIBING PENALTIES FOR THE VIOLATION THEREOF, AND OTHER MATTERS PROPERLY RELATING THERETO.

The Board of the Town of Round Mountain of the County of Nye, acting as the trustees of the unincorporated Town of Round Mountain, Nye County Nevada, do hereby ordain:

SECTION 1.

That there is hereby created a department to be hereafter known as the Round Mountain Volunteer Fire Department, the object of which shall be the prevention of fire and the protection of life and property within the limits of the unincorporated town of Round Mountain and its taxing district, Nye County, Nevada. per IRS 289.250

SECTION 2. DEFINITIONS.

That, for the purpose of this ordinance, the following terms shall have the following meanings respectively ascribed to them in this section:
A. The word "Chief" shall mean the chief of the Round Mountain Volunteer Fire Department.
B. The words "Assistant Chief" shall mean the assistant chief of the Round Mountain Volunteer Fire Department.
C. The word "Department" shall mean the Round Mountain Volunteer Fire Department.
D. The word "Board" shall mean the Round Mountain Town Board, acting as the Board of Trustees of the unincorporated Town of Round Mountain, Nye County, Nevada.

SECTION 3. OFFICERS

ARTICLE 1. The Department shall consist of a Chief, one Assistant Chief and other officers as the Chief may deem necessary for the effective operation of the Department

ARTICLE 2. The chief shall be appointed by the board, with the recommendation from the department, during a regular scheduled town board meeting to allow for public comment. The Chief to serve at the pleasure of the Board and his tenure shall depend upon his good conduct and efficiency. The Chief shall be technically qualified by training and experience and shall have ability to command subordinates and hold their respect and

confidence.

ARTICLE 3. The Chief shall be held accountable to the board only, and shall make written reports thereto as the Board may require. All other Department officers shall be accountable to the Chief only.

ARTICLE 4. The Assistant Chief and all other Department Officers shall be appointed by the Chief. Such officers shall be accountable only to Chief, and subject to removal by the Chief.

ARTICLE 5. The Chief shall organize the department and the membership thereof and be accountable to the Board for the organization. The chief shall submit a list of said members to the town clerk each Calendar quarter that they may be placed upon State Industrial Insurance System roll, per Sec 8 Article 1 This ordinance.

SECTION 4. DUTIES OF THE CHIEF.

ARTICLE 1. The Chief shall formulate a set of rules and regulations to govern the Department and shall be responsible for the personnel, morale and general efficiency of the Department.

ARTICLE 2. The Chief shall at least once a month conduct suitable drills or instruction in operation and handling of equipment, first aid and rescue work, a study of the buildings in the town of Round Mountain, fire prevention, firemanship and safety of life and property from fire.

ARTICLE 3. The Chief is hereby required and empowered to assist the proper authorities in suppressing the crime of arson by investigating or causing to be investigated the cause, origin and circumstances of all fires.

ARTICLE 4. The Chief is appointed "Ex officio Fire Warden per NRS 269.260 for the town of Round Mountain and the Round Mountain Tax District. The Chief is hereby empowered to perform the duties which NRS 269.260; 269.265; 269.270 authorize. The Chief is to perform these functions in cooperation with the Nevada Fire Marshal, State and County Law enforcement officers.

ARTICLE 5. Any person failing to comply with a notice to abate any fire hazard shall be reported by the Chief to the District Attorney of the County of Nye for appropriate action.

ARTICLE 6. The Chief shall see that complete records are kept of all fires, inspections, apparatus and minor equipment, personnel and other information about the work of the department.

ARTICLE 7. The Chief shall report monthly to the Board the number of fires during the month, their location and cause, and the number and purpose of all other runs made, the number of drills conducted, and the number of members responding to each fire and other run and any changes in membership

ARTICLE 3. The Chief shall be held accountable to the board only, and shall make written reports thereof as the board may require. All other department officers shall be accountable to the Chief only.

ARTICLE 4. The Assistant Chief and all other Department Officers shall be appointed by the Chief. Such officers shall be accountable only to Chief, and subject to removal by the Chief.

ARTICLE 5. The Chief shall organize the department and the membership thereof and be accountable to the Board for the organization. The Chief shall submit a list of said members to the board along with calendar quarter that they may be placed upon State Industrial Insurance System roll, per Sec 2 Article 1 This ordinance.

SECTION 4. DUTIES OF THE CHIEF.

ARTICLE 1. The Chief shall formulate a set of rules and regulations to govern the department and shall be responsible for the personnel, morals and general efficiency of the department.

ARTICLE 2. The Chief shall at least once a month conduct a drill or instruction in operation and handling of equipment, first aid and rescue work, a visit of the buildings in the town of Round Mountain, fire prevention, firemanship and safety of life and property from fire.

ARTICLE 3. The Chief is hereby repaired and empowered to assist the proper authority in ascertaining the cause of fires by investigating or causing to be investigated the cause, origin and circumstances of all fires.

ARTICLE 4. The Chief is appointed "Ex-officio" Fire Warden per NRS 209.200 for the town of Round Mountain and the Round Mountain Tax District. The Chief is hereby empowered to perform the duties which NRS 209.200; 209.205; 209.270 authorize. The Chief is to perform these duties in cooperation with the Nevada Fire Marshal, State and County law enforcement officers.

ARTICLE 5. Any person failing to comply with a notice to appear any fire board shall be reported by the Chief to the District Attorney of the County or the appropriate authority.

ARTICLE 6. The Chief shall see that complete records are kept of all fires, inspections, apparatus and motor equipment, personnel and other information about the work of the department.

ARTICLE 7. The Chief shall report monthly to the board the number of fires during the month, their location and cause, and the number and purpose of all other fires, the number of drills conducted, and the number of reports responding to each fire and other fire and fire department membership.

ARTICLE 8.The Chief shall make a complete annual report to the Board before second Tuesday of January of each year to include the information specified in Article 6, together with comparative data for previous years, with special emphasis on recommendations for improving the effectiveness of Department.

SECTION 5. MEMBERSHIP.

ARTICLE 1.The membership of the Department shall consist of such persons as may be appointed by the Chief, and shall be able-bodied citizens, residing within the Town of Round Mountain and/or its tax district, in such number as may be fixed by resolution of the Board.

ARTICLE 2.Any member of the Department may be suspended or discharged from the Department by the Chief at any time he may deem such action necessary for the good of the Department.

SECTION 6. EQUIPMENT.

ARTICLE 1.The Department shall be equipped with such apparatus and other equipment as may be required from time to time to maintain its efficiency and properly protect life and property from fire.

ARTICLE 2.Recommendations of apparatus and equipment needed shall be made by the Chief, and, after approval by the Board, shall be purchased in such manner as may be designated by the Board.

ARTICLE 3.All equipment of the Department shall be safely and conveniently housed in such places as may be designated by the Board.

ARTICLE 4.No person shall use any fire apparatus or equipment for any private purpose, nor shall any person wilfully and without proper authority take away or conceal any article of Department property, or property entrusted to the use of the Department by any third person, corporation, or government entity.

ARTICLE 5.No person shall enter any place where fire apparatus is housed or handle any apparatus or equipment belonging to the department unless accompanied by or having the special permission of an officer or authorized member of the department.

SECTION 7. GENERAL

ARTICLE 1 Each member of the Department may be issued a badge designating his or her rank.

regarding the organization of the department.

ARTICLE 1. The members of the department shall be named by

SECTION 1. GENERAL

department.

the department shall be organized as a corporation and shall be organized and operated as a corporation and shall be organized and operated as a corporation and shall be organized and operated as a corporation.

ARTICLE 2. The board shall have the power to

power.

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

ARTICLE 3. The board shall have the power to

the board.

and shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

ARTICLE 4. The board shall have the power to

power.

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

ARTICLE 5. The board shall have the power to

power.

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

ARTICLE 6. The board shall have the power to

SECTION 2. MEMBERSHIP

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

ARTICLE 7. The board shall have the power to

power.

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

ARTICLE 8. The board shall have the power to

SECTION 3. MEMBERSHIP

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

the board shall have the power to make and alter the bylaws of the department and to suspend or revoke any bylaw which may be in violation of the laws of the State of New York.

ARTICLE 9. The board shall have the power to

power.

ARTICLE 2.Each member of the department driving a car may be issued a suitable insignia to be attached to the car.

ARTICLE 3.No person shall park any vehicle or otherwise cause any obstruction to be placed within 25 feet of the entrance to the fire station or other place where fire apparatus is stored, or within 10 feet of any fire hydrant.

ARTICLE 4.No person shall drive any vehicle over a fire hose except upon specific orders from the Chief or other officer in charge where the hose is used.

ARTICLE 5.No unauthorized person with any vehicle shall follow within 600 feet of any apparatus belonging to the Department nor park any vehicle within 300 feet of a fire.

ARTICLE 6.No person shall maliciously turn in or cause to be turned in a false alarm

SECTION 8. BUDGET RESPONSIBILITIES

ARTICLE 1.The Round Mountain Town Board will provide in its annual budget General Fund for funds to be used for the maintenance, operations and capital expenses such amounts as the Board may deem reasonable and proper. Further, the Board may make such arrangements as are necessary to provide the members of the department with coverage by the State Industrial Insurance System.

SECTION 9. ENFORCEMENT.

ARTICLE 1.Any person violating the provisions of Section 6, articles 4, and 5 and section 7, Articles 3,4,5 and 6, shall, upon conviction before the Justice of the Peace, Tonopah Township County of Nye, fine of not less than FIFTY DOLLARS (\$50.00), nor more than TWO HUNDRED FIFTY DOLLARS (\$250.00), OR IMPRISONMENT IN THE COUNTY JAIL NOT TO EXCEED SIX (6) MONTHS, OR BOTH, for each such offense,, and, in addition, shall pay the cost of replacement of any Equipment damaged or destroyed as a result of such offense.

ARTICLE 2. All officers of the Department are hereby given the necessary special police powers for the purpose of enforcing the provisions of this ordinance.

ARTICLE 3.It is hereby made the special duty of any duly qualified law enforcement or peace officer available for duty in the vicinity of the town of Round Mountain to respond to all fire alarms and assist the department in the protecting of life and observance of all sections of this ordinance.

SECTION 10. SPECIAL OFFICERS.

ARTICLE 2. Each member of the department driving a car may be deemed a suitable insignia to be attached to the car.

ARTICLE 3. No person shall park any vehicle or otherwise cause any obstruction to be placed within 25 feet of the entrance to the fire station or other place where fire apparatus are stored, or within 10 feet of any fire hydrant.

ARTICLE 4. No person shall drive any vehicle over a fire hose except upon specific orders from the Chief or other officer in charge where the hose is used.

ARTICLE 5. No unauthorized person with any vehicle shall follow within 500 feet of any apparatus belonging to the Department nor park any vehicle within 300 feet of a fire.

ARTICLE 6. No person shall maliciously turn in or cause to be found in a false alarm.

SECTION 8. BUDGET RESPONSIBILITIES

ARTICLE 1. The Board Mountain Town Board will provide in its annual budget general fund for funds to be used for the maintenance, operation and capital expenses such as the Board may deem reasonable and proper. Further, the Board may make such arrangements as are necessary to provide the amount of the department with coverage by the State Industrial Insurance System.

SECTION 9. ENFORCEMENT.

ARTICLE 1. Any person violating the provisions of Section 8, articles 4, 5 and 6 and section 7, Articles 3, 4, 5 and 6, shall upon conviction before the Justice of the Peace, Township of Nye, or not less than FIFTY DOLLARS (50.00) and more than TWO HUNDRED FIFTY DOLLARS (250.00) of imprisonment in the COUNTY JAIL NOT TO EXCEED SIX (6) MONTHS, OR FIVE (5) years of imprisonment, and in addition, shall pay the cost of such offense, and in addition, shall pay the cost of replacement of any equipment damaged or destroyed as a result of such offense.

ARTICLE 2. All members of the department in whose presence the necessary legal police power for the purpose of enforcing the provisions of this ordinance.

ARTICLE 3. The Board shall have the general duty of any duly qualified law enforcement officer to enforce this ordinance. The Board shall have the power to award bonuses in its discretion to all fire alarm and patrol personnel in the protection of life and property of all persons in this jurisdiction.

SECTION 10. SPECIAL OFFICERS.

ARTICLE 1.The Department may elect a President, Vice-President, Secretary and Treasurer, to be known as social officers. Such officers may be elected in any manner and for any term the membership may decide upon and their duties shall be to arrange for and manage any or all social functions sponsored by the Department.

ARTICLE 2. The functions and duties of said social officers shall in no wise Interfere with those of the regular officers who are charged with responsibility for all fire service activities of the Department.

SECTION 11. REPEAL.

ARTICLE 1.All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 12.

ARTICLE 1.Each separate section and each separate provision of each section of this ordinance shall be deemed independent and separate from every other section and provision, and the invalidity of the remainder of said section or the remainder of this ordinance, it being the intention of the Board of Trustees of said Town to enact as a law separate provision herein regardless of its relationship to any or all of the other provisions, and regardless of the invalidity of any other provision.

SECTION 13.

ARTICLE 1.This ordinance shall be in full force and effect from and after the 1st day of November 1987

Proposed on the 14th day of July, 1987, by Round Mountain Town Board.

Passed on the 13 day of October, 1987

Vote:

Ayes: Sharon Mitchell, Leo Vath, Warren Woods, Keith Lyons

Nays: _____

Absent: George "Loss" Tucker

ATTEST:

Wanda D. Woods
Clerk of the Board

ROUND MOUNTAIN TOWN BOARD
ACTING AS THE BOARD OF TRUS-
TEES OF THE UNINCORPORATED
TOWN OF ROUND MOUNTAIN, NYE
COUNTY, NEVADA.

By Keith M. Lyons Chairman.