

**Town of Industry
Fire And Rescue Department Ordinance**

ARTICLE I: TITLE, PURPOSE, AUTHORITY, AND DEFINITION

SECTION 101. TITLE

This ordinance shall be known as the Town of Industry Fire And Rescue Department Ordinance.

SECTION 102. PURPOSE

The purpose of this ordinance is to establish in the manner provided by law a municipal fire and rescue department, and to define the powers and duties of the chief of that department. The further purpose of this ordinance is to provide the maximum legal protection available to the department chief and municipal firefighters and rescue personnel, and to best protect the health, safety, and welfare of the residents of Industry.

SECTION 103. AUTHORITY

This ordinance is enacted pursuant to 30-A M.R.S.A. 2001 et seq., _3001 et seq., and _3151 et seq.

SECTION 104. DEFINATIONS

104.1 MUNICIPAL FIRE AND RESCUE DEPARTMENT

A municipal fire and rescue department means an organized firefighting and rescue unit established pursuant to this ordinance.

104.2 MUNICIPAL FIREFIGHTERS

A municipal firefighter shall mean an active member, whether full-time, part-time or on call, of a municipal fire department; who aides in the extinguishment of fires or an individual who receives compensation from the municipality for aiding in extinguishment of fires and is at least 18 years of age.

104.3 MUNICIPAL RESCUE PERSONNEL

Municipal rescue personnel shall mean an active member, whether full-time, part-time or on call, of a municipal rescue department; who aids in providing first aid, emergency treatment and rescue assistance and is qualified to render such aid under current Department of Human Services regulations governing rescue and ambulance personnel, and is at least 18 years of age.

ARTICLE II MUNICIPAL FIRE AND RESCUE DEPARTMENT

SECTION 201. ESTABLISHMENT

There shall be a Municipal Fire and Rescue Department which is hereby established by this ordinance.

SECTION 202. DUTIES

The Municipal Fire And Rescue Department shall provide firefighting protection and first aid emergency treatment and rescue assistance to persons in need of such assistance an protection within the Town of Industry and elsewhere as provided by mutual aid or other contractual agreement approved my the municipal officers.

SECTION 203 FIRE CHIEF

203.1 APPOINTMENT

The head of the Municipal Fire And Rescue Department shall be the Fire Chief, who shall be appointed by the Industry Fire And Rescue Department Membership.

203.2 TERMS. COMPENSATION

The Fire Chief shall be appointed by the Industry Fire And Rescue Department Membership for a term of 1 year. The compensation of the fire chief shall be established by the municipal officers.

203.3 POWERS AND DUTIES

(a) The Fire Chief shall have the powers and duties established by 30-A M.R.S.A._3153 as amended, except that administrative rules and regulation promulgated by the Fire Chief shall not be effective until approved by the Selectmen.

(b) 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 Selectmen.

203.4 POWERS AND DUTIES

Municipal firefighters shall have the powers and duties set forth in 30-A M.R.S.A._3151 et. Seq. and set forth in any rules and regulations adopted pursuant to Section 203.3(a) above.

203.5 PRIVILEGES, IMMUNITIES

Members of the Municipal Fire And Rescue Department shall the privileges and immunities provided by The Maine Tort Claims Act.

ARTICLE IV SEVERABILITY, EFFECTIVE DATE

SECTION 401 SEVERABILITY

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

SECTION 402 EFFECTIVE DATE

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

Date February 12, 2003.

Adopted: March 8, 2003