

FIRE PROTECTION AND PREVENTION

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ARTICLE I. IN GENERAL

Section 16-1. Improper handling of fire.

It is unlawful for any person to commit, or cause to be committed, any of the following acts:

- (1) To set a fire, or to cause or procure a fire to be set, to any inflammable vegetation or forest material growing or being on public or private lands without the permission of the owner thereof.
- (2) To allow a fire to escape or spread from the control of the person having charge thereof without using reasonable and proper precautions to prevent such fire from escaping or spreading.
- (3) To burn any inflammable vegetation or forest material, whether upon his own land or that of another person, public or private, without using proper and reasonable precautions at all times to prevent the escape of such fire.
- (4) To leave any campfire burning and unattended upon the public or private lands of another person.
- (5) To cause a fire to be started in any inflammable vegetation or forest material growing or being

upon public or private lands of another person, by means of any lighted cigar, cigarette, match or other manner, and leave such fire unquenched.

Provided, that nothing in this section shall constitute improper handling of fire where the fire is a backfire set for the purpose of stopping the progress of a fire then actually burning.

History: Ord. No. 68, adopted 8-10-76.

Sections 16-2 to 16-25. Reserved.

ARTICLE II. FIRE DEPARTMENT

Cross reference: Officers and employees, § 2-81 et seq.

Section 16-26. Created; composition.

The fire department is the Village of Corrales Volunteer Fire Department, which shall consist of a chief, an assistant chief and as many firefighters and EMS personnel as necessary to provide services to the community.

History: Ord. No. 235, § 4-1-1, adopted 1-22-91; Ord. No. 290, § 4-1-1, adopted 2-27-96.

Section 16-27. Rules and regulations.

The fire department shall be operated and managed in accordance with such department rules and regulations as adopted by the volunteer fire department and submitted to the Governing Body for their approval. If rules and regulations conflict with state, federal or local laws, the state, federal or local laws will prevail.

History: Ord. No. 235, § 4-1-2, adopted 1-22-91; Ord. No. 290, § 4-1-2, adopted 2-27-96.

Section 16-28. Fire chief; duties.

The chief of the fire department shall be elected by the members of the volunteer fire department. Such election is subject to the appointment by the Mayor and confirmed by the majority of the Governing Body. The term of office will be two years unless the fire chief voluntarily resigns or the Mayor recommends for removal. The Mayor's recommendation must be confirmed by simple majority of the Governing Body. The Governing Body may remove a fire chief for cause by a three-fourths majority vote. The chief shall:

- (1) Be accountable to the Mayor and Village Administrator for personnel, morale and general efficiency of the department.
- (2) Enforce or cause to be enforced all ordinances, laws and regulations of the village and state, as they pertain to fire, rescue and safety.
- (3) Direct the operations of the fire department, subject to the rules and regulations adopted.
- (4) Direct the training, business and operations of the fire department to minimize injury to persons and damage to property. During the progress of a fire the authority of the fire chief in all matters connected with the management or direction thereof, or the disposition of property endangered by it, shall be absolute. All orders issued by the chief on such occasions shall be respected, and any firefighter or citizen refusing to obey such orders is guilty of a misdemeanor.
- (5) Be responsible for the overall operation and functioning of the village volunteer fire department

and EMS personnel. The chief shall appoint a department member currently certified as an EMT in the state as EMS director to oversee the day-to-day EMS operations of the department and maintenance of medical protocols as directed by the medical director in the state. The EMS director shall be the assistant chief or a senior officer of the department and shall have at least three years' experience as an EMT, basic or higher, either volunteer or paid. The EMS director may direct or delegate the training of EMS personnel, the maintenance of EMS equipment and supplies, liaison with the physician appointed medical director and the procuring of medical funding, i.e., EMS grants.

- (6) In consultation with the EMS director, appoint the medical director and present the appointee's name and qualifications to the Governing Body for approval. It shall be the duty of the medical director to provide medical control for the EMS personnel, including review and approval of pre-hospital care medical protocols, the training program for EMS personnel, license records, patient recordkeeping and dispatch training and protocols.
- (7) Conduct, supervise or delegate such training or instruction in the operation and handling of equipment, firefighting and rescue skills and knowledge, and all other matters generally considered essential to acceptable state standardized fire protection, safety of life and property from loss by fire and the rendering of emergency rescue services.
- (8) 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 in the village.
- (9) Inspect or designate qualified individuals to inspect any building or premises in the village and serve written notice upon the owner or occupant to abate, within a specified time, any and all fire and safety hazards that may be found. For the purpose of conducting such inspection, the chief or designated individuals may enter any and all buildings and premises within the municipality at all reasonable times, provided that, if such building or premises is occupied, the chief or designated individuals shall first present proper credentials. If such building or premises is unoccupied, a reasonable effort shall be made to locate the owner or other persons having charge of the buildings or premises.
- (10) Keep complete records of all fires, rescues, inspections, apparatus, equipment and personnel, and other information concerning operations of the department. The chief shall furnish the Governing Body with such information as may be requested, and all records shall be open to public inspection at all reasonable times with the exception of medical records, which shall be released only on request of the patient or court-ordered subpoena.
- (11) Submit in consultation with the assistant chief and such other officers of the department as may be appropriate the annual state fire funds to the Village Administrator and to the state fire marshal's office.
- (12) Submit as directed by the Village Administrator and in consultation with the assistant chief, EMS director, department officers and the village-employed firefighters/EMTs an annual operating budget for the oncoming fiscal year to the Governing Body 90 days prior to the end of the current fiscal year.
- (13) At the time and in the format as directed by the Village Administrator, make a monthly written report to the Governing Body and complete and file with the state fire marshal's office the monthly fire report and other reports as the state fire marshal and state EMS bureau shall, from time to time, require and deem necessary. A copy of these reports shall be submitted to the village clerk for public inspection.

- (14) Make a complete written annual report in the format as specified by the Village Administrator for the Governing Body's review. This report will be due no later than the end of February of each year.
- (15) Be responsible for grant application and the recordkeeping for the same. All grants shall be approved and signed by the chief or in his absence the assistant chief, and the Mayor, or in his absence, the mayor pro-tem.
- (16) Be responsible for negotiating and maintaining current written mutual aid agreements with other fire districts, to include fire and rescue service. Such agreements are subject to approval by the Governing Body.
- (17) Demote, suspend or dismiss any officer or member of the department for failure or refusal to perform departmental duties or to function under the rules and regulations of the department, subject to the right of any members so demoted, suspended or dismissed to appeal to the Governing Body. Departmental rules and regulations may address other appeal procedures that must be followed prior to a hearing before the Governing Body.
- (18) Appoint an assistant chief and fire captains from the membership of the department. The assistant chief shall be responsible for fulfilling all duties of the office of the chief in his absence. The appointment of the assistant chief, EMS director and department officers are subject to the approval of the Governing Body.
- (19) The minimum requirements for fire chief, effective within six months of the enactment of the ordinance from which this article is derived (February 27, 1996) shall be certification as firefighter II, successful completion of the incident command system course and a minimum of five years' experience as a firefighter, paid or volunteer.
- (20) The minimum requirements for assistant fire chief, effective within six months of the enactment of the ordinance from which this article is derived (February 27, 1996) shall be certification as firefighter II, successful completion of the incident command system course and a minimum of three years' experience as a firefighter, paid or volunteer.

History: Ord. No. 235, § 4-1-3, adopted 1-22-91; Ord. No. 290, § 4-1-3, adopted 2-27-96.

Section 16-29. Volunteer firefighters.

(a) Volunteer firefighters shall have completed an application for membership as specified by the standard operating guidelines as approved by the Village Administrator. A minimum of 60 days probationary period must be served in the volunteer fire department before a vote by the general membership for acceptance or non-acceptance as a full member of the village volunteer fire department. A vote of acceptance shall be confirmed by the Governing Body. A longer probationary period may be established by the approved standard operating guidelines.

(b) Volunteer firefighters shall maintain state minimum requirements as stated in the standard operating guidelines concerning training and activity in volunteer fire department.

(c) Volunteer firefighters shall be subject to supervision by the fire chief, the assistant fire chief and fire captains and shall be accountable thereto.

(d) Volunteer firefighters shall read and sign an acknowledgment to adhere to the standard operating guidelines, rules and regulations of the village fire department and any liability requirements that the Governing Body deems necessary. Volunteer firefighters shall be subject to an NCIC background investigation by the police department. The results of such investigation shall be discussed with the fire

chief, Mayor and Village Administrator and filed in the village personnel files.

History: Ord. No. 110, adopted 4-13-82; Ord. No. 138, adopted 10-24-84; Ord. No. 235, § 4-1-4, adopted 1-22-91; Ord. No. 290, § 4-1-4, adopted 2-27-96.

Section 16-30. Right of entry on adjacent property.

It shall be lawful for any firefighter acting under the direction of the chief or another officer in command to enter upon the premises adjacent to or in the vicinity of any building or other property that is on fire for the purpose of extinguishing such fire, and no person shall hinder, resist or obstruct any firefighter in the discharge of duty as provided in this section.

History: Ord. No. 235, § 4-1-5, adopted 1-22-91; Ord. No. 290, § 4-1-5, adopted 2-27-96.

Section 16-31. Distribution of state fire protection fund.

All expenditures of fire protection fund monies shall be in accordance with the Rules and Regulations Relating to the Fire Protection Fund Act and list of approved equipment issued by the state fire marshal in accordance with the provisions of state statute.

History: Ord. No. 235, § 4-1-6, adopted 1-22-91; Ord. No. 290, § 4-1-6, adopted 2-27-96)

Section 16-32. Equipment.

(a) The department shall be equipped with such apparatus and other equipment as may be required to maintain its efficiency and provide adequate fire and rescue services. All equipment of the department shall be safely and conveniently housed in such a place as may be designated by the Governing Body, upon recommendation of the chief. No person shall use any apparatus or equipment for any private purpose, nor shall any person willfully take away or conceal any article used in any way by the department. No person shall enter any place where department apparatus is housed or handle any apparatus or equipment belonging to the department unless accompanied by, or having special permission of, an officer or authorized member of the department. No apparatus or equipment shall be hired out or permitted to leave the fire station except for maintenance, repair and authorized training as may be required or in response to a call for aid within the corporate limits of the village or in response to a call for aid at a fire in an authorized fire protection area or mutual aid under provisions of section 16-33.

(b) All equipment under the control of the department, except personal belongings of a member, shall be considered the property of the village and shall be inventoried and asset records maintained as directed by the Village Administrator.

History: Ord. No. 235, § 4-1-7, adopted 1-22-91; Ord. No. 290, § 4-1-7, adopted 2-27-96.

Section 16-33. Joint use agreements with fire districts.

The Governing Body may from time to time enter into agreements for the joint use of facilities, buildings and equipment with fire districts organized under the laws of the state.

History: Ord. No. 235, § 4-1-8, adopted 1-22-91; Ord. No. 290, § 4-1-8, adopted 2-27-96.

Section 16-34. Fire protection outside the village.

The village is hereby authorized to enter into agreements or contracts to furnish fire and rescue protection outside the village or to enter in mutual aid or mutual response agreements. The boundaries of the fire district shall be concurrent to the official village boundaries. The members of the fire department are authorized and directed to render firefighting and rescue service to the communities, organizations, owners or occupants of premises outside the corporate limits of the village as authorized by the terms of the mutual aid or joint-powers agreements or contracts entered into by the village. The fire chief, assistant fire chief or senior officer acting in their place shall ensure the village remains protected while responding

to calls outside the village boundaries.

History: Ord. No. 235, § 4-1-9, adopted 1-22-91; Ord. No. 290, § 4-1-9, adopted 2-27-96.

Section 16-35. Vehicle operation; driving vehicle over fire hose.

The driver of an authorized emergency vehicle shall operate such vehicle pursuant to laws adopted by the state and the village. Policies may be adopted by the Governing Body for protection of the village. No person shall drive any vehicle over a fire hose except under specific orders from the chief or other officer in charge where the hose is used.

History: Ord. No. 235, § 4-1-10, adopted 1-22-91; Ord. No. 290, § 4-1-10, adopted 2-27-96; Cross reference: Traffic and vehicles, Ch. 34.

Section 16-36. Fire alarms.

Suitable alarm systems, arrangement or equipment shall be provided for use in turning in an alarm, and for alerting department members to report for duty stations. It is unlawful for any person to maliciously turn in, or cause to be turned in, a false alarm.

History: Ord. No. 235, § 4-1-11, adopted 1-22-91; Ord. No. 290, § 4-1-11, adopted 2-27-96; Cross references: False alarms, § 24-15; false reports of crime, § 24-16.

Sections 16-37 to 16-55. Reserved.

ARTICLE III. FIREWORKS

Cross reference: Definitions generally, § 1-2; Use and sale of fireworks - Ord. No. 366, adopted 6-26-03, with emergency clause; State law references: Municipal authority to regulate and prohibit the use of fireworks, NMSA 1978, § 3-18-11A (7); Fireworks Licensing and Safety Act, NMSA 1978, § 60-2C-1 et seq.

Division 1. Generally

Section 16-56. Defined.

As used in this article, “fireworks” means any combustible of explosive composition, or any substance or combination of substances, or device prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation, and shall include blank cartridges, toy pistols, toy cannons, toy canes or toy guns in which explosives are used, firecrackers, torpedoes, skyrockets, Roman candles, dago bombs, sparklers or other devices of like construction and any devices containing any explosive or flammable compound, or any tablet or other device containing an explosive substance; except that the term “fireworks” shall not include any auto flares, paper caps containing not in excess of an average of 0.25 of a grain of explosive content per cap and toy pistols, toy canes, toy guns or other devices for the use of such caps, the sale and use of which shall be permitted at all times.

History: Ord. No. 118, § 2, adopted 3-8-83.

Section 16-57. Stands.

(a) The fee for operating fireworks stands shall be as follows:

- (1) Each commercial stand of a size of 15 square feet or greater operated by anyone other than the owner (or his immediate family) of the land upon which the stand is located:.....\$100.00.
No such stand shall exceed 200 square feet.
- (2) Each stand of a size of 40 square feet or greater but not exceeding 100 square feet operated by the owner of the land (or his immediate family) located on the land\$50.00

- (3) Each stand of a size of less than 40 square feet operated by the owner of the land (or his immediate family) located on the land.....
 \$ 10.00

“Square feet” as used in this section means that area within the corners of the stand measuring its dimensions along the outside edge of the outermost physical appurtenances of that stand. Only those fireworks permitted under this article shall be permitted to be sold at such stands.

(b) This section is not intended to preclude established retail businesses from selling fireworks through preexisting locations.

(c) It shall be considered fraud and a violation of this section for people in the business of selling fireworks to contract with landowners to contravene subsection (a)(1) of this section, providing the fee for nonowner operators.

History: Ord. No. 111, § 1, adopted 5-26-82; Ord. No. 118, § 3, adopted 3-8-83.

Section 16-58. Penalty for violation of article.

Any person violating the provisions of this article or failing or neglecting to comply with any orders issued pursuant to any section of this article shall be deemed guilty of a misdemeanor; and such person shall be guilty of a separate offense for each and every day or portion thereof during which any such violation is continued or permitted. Upon conviction for any such violation, such person shall be guilty of a misdemeanor, and punished in accordance with section 1-6.

History: Ord. No. 118, §8, adopted 3-8-83.

Section 16-59. Possession, transportation, discharge and sale restricted.

(a) *Generally.* It shall be unlawful for any person to possess, own, transport, discharge, offer for sale, expose for sale, advertise for sale or sell within the village limits, and within one mile of such limits, any type or form of explosive commonly known as fireworks, unless such item is approved by the provisions of this article. This section shall apply within one mile outside of the village municipal boundary because the fireworks business is a danger to the general public, offensive and unwholesome.

(b) *Children under age 12.* It shall be unlawful to sell any fireworks to children under 12 years of age unless accompanied by an adult.

(c) *Time period for retail sales.* Fireworks may be sold at retail between and including June 5 and July 4 of each year.

(Ord. No. 118, §§ 4(h), (i), adopted 3-8-83; Ord. No. 131, adopted 6-28-84.

Section 16-60. Manufacture prohibited.

The manufacture of fireworks within the village is prohibited.

History: Ord. No. 118, § 4(a), adopted 3-8-83.

Section 16-61. Location restrictions.

(a) *Church, school, hospital.* No fireworks shall be used within 300 feet of any church, hospital, or school building.

(b) *Gasoline, liquid storage.* No fireworks shall be stored, kept, or discharged within 50 feet of any gasoline pump, gasoline filling station, or any building in which gasoline or volatile liquids are sold in

quantities in excess of one gallon except in stores where cleaners, paints and oils are handled in sealed containers only.

History: Ord. No. 118, § 4(j), (k), adopted 3-8-83.

Section 16-62. Disposal of unused fireworks.

Any fireworks that remain unfired after the display is concluded shall be immediately disposed of in a way safe for the particular type of fireworks remaining.

History: Ord. No. 118, § 4(e), adopted 3-8-83.

Section 16-63. Inspections.

The fire chief or his representative may, at all reasonable hours, enter and inspect the premises, building or any structure temporarily or permanently located at the site designated for the sale, packaging or handling of fireworks.

History: Ord. No. 118, § 6, adopted 3-8-83.

Section 16-64. Seizure of fireworks.

The fire chief shall seize, take, remove or cause to be removed at the expense of the owner all stocks of noncomplying fireworks offered or exposed for sale, stored or held in violation of this article.

History: Ord. No. 118, § 7, adopted 3-8-83.

Section 16-65. Exceptions to use prohibitions.

Nothing in this article shall be construed to prohibit the use of fireworks by transportation agencies, for signal purposes of illumination, for the sale or use of blank cartridges for a show or theater, for signal or ceremonial purposes in athletics or sports, or for use by military organizations.

History: Ord. No. 118, § 4(f), adopted 3-8-83.

Sections 16-66 to 16-75. Reserved.

Division 2. Permits

Section 16-76. Requirements for sale, use, possession or storage; regulation by fire chief.

Except as provided in this article, it shall be unlawful for any person to possess, store, offer for sale, expose for sale, sell at retail or use or explode any fireworks within the village, except as specifically permitted by section 16-79; provided, that the fire chief shall have the power to adopt reasonable rules and regulations for the granting of permits for supervised public displays by a jurisdiction, fair associations, amusement parks and other organizations or for the use of fireworks by artisans in pursuit of their trade. Every such use or display shall be handled by a competent operator approved by the fire chief and shall be of such character and so located, discharged or fired so as, in the opinion of the fire chief after proper investigation, not to be hazardous to property or endanger any person.

History: Ord. No. 118, § 4(B), adopted 3-8-83.

Section 16-77. Application; nontransferability.

Applications for permits under this article shall be made in writing to the village clerk at least ten days in advance of the date of the display. After such privilege shall be granted, the sale, possession, use and distribution of fireworks for such display shall be lawful for that purpose only. No permit granted under this article shall be transferable.

History: Ord. No. 118, § 4(c), adopted 3-8-83.

Section 16-78. Bond or insurance requirement.

The permittee under this article shall furnish a bond or certificate of insurance in an amount deemed adequate by the fire chief for the payment of all damages which may be caused either to persons or property by reason of the permitted display and arising from any acts of the permittee, his agents, employees or subcontractors.

History: Ord. No. 118, § 4(d), adopted 3-8-83.

Section 16-79. Type of fireworks permitted.

It is hereby provided that "safe and sane fireworks" shall be permitted within the village. This shall mean and include all fireworks that are not self-propelling and the effects of which do not extend above ten feet in height from the ground; it shall include the following items:

- (1) Snakes, total pyrotechnic composition not to exceed 20 grams each in weight.
- (2) Smoke devices and spray balls, total pyrotechnic composition not to exceed 25 grams each in weight.
- (3) Wheels, total pyrotechnic composition not to exceed 60 grams in weight per driver unit, but any number of drivers may be on any one wheel. The inside bore of driver tubes shall not be over one-half inch.
- (4) Illuminating torches and colored fire in any form, total pyrotechnic composition of illuminating torches not to exceed 100 grams each in weight.
- (5) Sparklers and dipped sticks, total pyrotechnic composition not to exceed 100 grams each in weight. Pyrotechnic composition containing any chlorate or perchlorate shall not exceed five grains.
- (6) Cone-shaped and cylindrical fountains, total pyrotechnic composition not to exceed 75 grams each in weight. The inside tube diameter of cylindrical fountains shall not exceed three-fourths inch.
- (7) Railway fuses, fuses, truck flares, hardship distress signals, smoke candles, smoke signals and smokepots.
- (8) All other fireworks similar to but not specifically permitted in this section shall be tested for approval by the fire chief prior to sale.
- (9) Ground audible devices:
 - a. *Firecrackers.* Small paper-wrapped or cardboard tube that may not contain more than 50 milligrams of pyrotechnic composition and may not exceed seven-eighths inch long by one-sixth inch diameter. Noise accompanied by a flash of light is produced upon ignition.
 - b. *Chaser* Small paper-wrapped or cardboard tube that travels along the ground upon ignition. A whistling effect is often produced, and a small noise may be produced. The explosive composition used to create the noise may not exceed 50 milligrams.

History: Ord. No. 118, § 4(G), adopted 3-8-83.

Section 16-80. Permit fees and conditions.

(a) No person, manufacturer, wholesaler, or retailer shall keep, store, transport, or sell within the village any of the devices permitted by this article without first:

- (1) Applying to the village for a permit to keep, store, transport, or sell such devices.
- (2) Demonstrating to the fire chief that the items to be handled under such permit comply with the terms of this Code.
- (3) Certifying that no person under the age of 16 years shall be permitted under the authority of the permit to be issued to keep, store, transport, or sell such permitted devices.

(b) Retailer's permit.

- (1) A permit issued to keep, store, transport, or sell permitted devices under this article shall be applicable and shall be enforced from date of issuance beginning June 5 of the current year to July 4, expiring at 9:00 p.m. on July 4 of the current year. The retailer may store such permitted devices up to July 14 of the current year. The permit fee is \$100.00.
- (2) Permits are not transferable in name or location. If the permit under this article is revoked, a new permit will not be issued to the same person for a period of 12 months.

(c) The structure where fireworks are sold shall be protected by at least one five-gallon bucket of water or an approved fire extinguisher with at least a no. 5 ABC classification.

(d) Smoking shall be prohibited within 25 feet of any fireworks stand or warehouse. "No Smoking" signs must be prominently displayed.

History: Ord. No. 118, § 5, adopted 3-8-83; Ord. No. 120, §1, adopted 5-10-83.

ARTICLE IV. UNIFORM FIRE CODE**Section 16-81. Adoption by reference.**

There is hereby adopted by the Village of Corrales for the purpose of prescribing regulations governing conditions hazardous to life and property from fire, hazardous materials or explosion, those certain code known as the Uniform Fire Code, including Appendix Chapters and Appendix Standards, and all future amendments thereto and future abbreviated editions thereof, published by the International Fire Code Institute, being particularly the 1997 edition thereof and the whole thereof, are hereby adopted and incorporated as fully as if set out at length herein and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the Village of Corrales.

History: Ord. No. 167, adopted 3-23-87; Ord. No. 318, adopted 11-24-98.

Section 16-82. Establishment and duties of the bureau of fire prevention.

- (1) The Uniform Fire Code as adopted and amended herein shall be enforced by the bureau of fire prevention in the fire department of the Village of Corrales, which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.

History: Ord. No. 167, adopted 3-23-87; Ord. No. 318, adopted 11-24-98.

- (2) The person in charge of the bureau of fire prevention shall be the Chief as defined in section 16-28 of the Corrales Village Code.

- (3) The Chief of the Fire Department shall recommend to the Village Administrator the employment of technical inspectors, who, when such authorization is made, shall be selected through an examination to determine their qualifications for the position.

History: Ord No. 318, adopted 11-24-98.

Section 16-83. Definitions.

- (1) Whenever the word “jurisdiction” is used in the Uniform Fire Code, it is the Village of Corrales.

History: Ord. No. 167, adopted 3-23-87.

- (2) Where the party responsible for the enforcement of the Uniform Fire Code is given the title of “Fire Marshall” add the following definition:

“Fire marshall” is the Chief of the Bureau of Fire Prevention.

History: Ord No. 318, adopted 11-24-98.

Section 16-84. Appeals.

Whenever the Chief approves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief to the Governing Body within 30 days from the date of the decision appealed.

History: Ord. No. 167, adopted 3-23-87; Ord. No. 318, adopted 11-24-98.

Section 16-85. New Materials, Processes or Occupancies which may require permits.

The Village Administrator, the Chief and the Chief of the Bureau of Fire Prevention shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies for which permits are required in addition to those now enumerated in the Uniform Fire Code. The Chief of the Bureau of Fire Prevention shall post such list in a conspicuous place at the Bureau of Fire Prevention and distribute copies thereof to interested persons.

Ord. No. 318, adopted 11-24-98.

Section 16-86. Penalties.

- (1) Any person who violates any of the provisions of the Uniform Fire Code as adopted and amended herein or fails to comply therewith, or who violates or fails to comply with any order made thereunder, or who builds in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fails to comply with such as affirmed or modified by the Governing Body or by a court of competent jurisdiction, within the required time, shall severally for each and every such violation and noncompliance, respectively, be guilty of a misdemeanor, punishable in accordance with section 1-6. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or effects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.
- (2) The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

History: Ord. No. 167, adopted 3-23-87; Ord. No. 318, adopted 11-24-98.

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