

CHAPTER 5

FIRE DEPARTMENT & RESCUE SQUAD

- 5.01 Fire Department Organization
- 5.02 Fire Chief
- 5.03 Firefighters
- 5.04 Equipment and Apparatus
- 5.05 Police Power of Department
- 5.055 Fire Inspections
- 5.06 False Fire Alarms Prohibited
- 5.07 Rescue Squad
- 5.08 Penalties

5.01 – FIRE DEPARTMENT ORGANIZATION

- (1) **Membership.** The Fire Department of the Village of Cassville shall consist of the Fire Chief, a 1st and 2nd Assistant, a secretary, a treasurer, a captain and three lieutenants, and firefighters who live within the fire district.
- (2) **Department to Adopt Bylaws.** The Cassville Fire Department shall adopt bylaws for the control, management and government and for the regulation of business and proceedings of the Department, which bylaws shall be adopted by a 2/3 vote of the department members and approved by the Village Board. Amendments shall be adopted in the same manner.

5.02 – FIRE CHIEF

- (1) **Appointment and Qualifications.** See Section 2.04 of this code.
- (2) **Duties and Powers.** The Chief shall have general supervision of the Fire Department personnel, apparatus and equipment, subject to the ordinances of the Village and the bylaws of the Department. The Chief, an Assistant Chief or another officer shall be present at all fires and command all emergency services operations. He/She may demote or expel any officer or member of the Department for neglect or refusal to perform Departmental duties, subject to the right of any member demoted or expelled to appeal to the Village Board. He/She shall enforce or cause to be enforced all fire prevention ordinances, laws and regulations of the Village and State.
- (3) **To Act as Fire Inspector.** The Fire Chief as Fire Inspector of the Village of Cassville shall have the power to appoint one or more deputy Fire Inspectors and shall perform all duties required of Fire Inspectors by the Laws of the State and rules of the State Industrial Commission, particularly Section 101.14(2) of Wis. Stats.
- (4) **To Report to Village Board.** The Fire Chief shall report annually to the Village Board at the regular August meeting regarding the condition of the equipment, finances, and

projected needs of the Fire Department, and shall provide a list of all Village and non-Village fire calls responded to within the past year.

5.03 – FIREFIGHTERS

- (1) **Applications and Qualifications.** Applications for membership in the Department shall be filed with the Department secretary. Qualifications for membership shall be as prescribed by the bylaws of the Department, and action on application for membership shall be taken as prescribed by said bylaws.

5.04 – EQUIPMENT AND APPARATUS – MUTAL AID/MABAS PARADE

No apparatus shall be used for any purpose except for firefighting within the fire district, or in training therefore, except pursuant to an agreement approved by the Village Board after the Chief has given recommendations on such use. With the approval of the Chief, such apparatus may be used for emergency purposes other than firefighting.

5.05 – POLICE POWER OF DEPARTMENT

- (1) **Authority at Fires.** The Chief and assistants or officers in command are hereby vested with full and complete police authority at fires and may cause the arrest of any person failing to give the right of way to the Fire Department responding to a fire call.
- (2) **Removal of Property.** The Chief shall have the power to cause the removal of any property whenever it shall become necessary for the preservation of such property from fire or to prevent the spread of fire or protect adjoining property, and during the progress of any fire he/she shall have the power to order the destruction of any property necessary to prevent the further spread of the fire. He/She shall also have the power to cause the removal of all wires or other facilities and the turning off of all electricity of other services where the same impede the work of the Department during the progress of a fire.
- (3) **Firefighters May Enter Adjacent Property.** It shall be lawful for any firefighter acting under the direction of the Fire Chief or any officer in command to enter upon the premises adjacent to or in the vicinity of any building or other property then on fire for the purpose of extinguishing such fire and no person shall hinder, resist or obstruct any firefighter in the discharge of his/her duty as hereinbefore provided.
- (4) **Duty of Bystanders to Assist.** Every person who shall be present at a fire shall be subject to the orders of the Fire Chief or officer in command and may be required to render assistance in fighting the fire or in removing or guarding property. Such officer shall have the power to cause the arrest of any person refusing to obey said orders.

5.055 – FIRE INSPECTIONS

Fire inspections, as required by Wis. Stats. sec. 101.14 shall occur for every public building and place of employment within the Village at least once every calendar year, provided the interval between those inspections for said buildings does not exceed fifteen months.

5.06 – FALSE FIRE ALARMS PROHIBITED

See Section 12.17 of this code.

5.07 – RESCUE SQUAD

- (1) **Service Provided.** Emergency medical services shall be provided by a Rescue Squad utilizing emergency medical technicians and emergency medical responders for the delivery of emergency medical care to the sick and injured at the scene of an emergency and during transport to a hospital, while in the hospital emergency department, and until care responsibility is assumed by the regular hospital staff.
- (2) **Bylaws.** The Rescue Squad shall adopt bylaws which may be amended from time to time, for the control, management and government and for the regulation of business and proceedings of the Rescue Squad which shall be approved by the Village Board, provided however, that said Rescue Squad shall operate in conformity with all statutes and regulations regarding emergency medical technicians and the provision of emergency medical services.
- (3) **Equipment.** No equipment shall be used for any purpose except providing emergency medical service within the Village limits, or in training therefore, except pursuant to an agreement approved by the Village Board.

5.08 – PENALTIES

The penalty for violation of any provision of this chapter shall be a penalty as provided in Section 25.04 of this code.