

ORDINANCE 301
ORDINANCE REGULATING FIRE FIGHTING,
FIRE PREVENTION AND EMERGENCY PREPAREDNESS

301.1 DEFINITIONS

Definitions of words in this Ordinance are listed alphabetically in the Definitions Dictionary located at the beginning of the combined Ordinances of Delaware Township. These definitions are an integral part of the Ordinances of Delaware Township, which are incomplete without them.

301.2 FIRE COMPANY DESIGNATED

The Delaware Township Volunteer Fire Company (Fire Company) is charged with the responsibility of providing fire protection for the inhabitants of the Township. No other fire company, volunteer or otherwise, shall be permitted to locate within the confines of Delaware Township unless prior approval is granted by the Board of Supervisors and the Fire Company.

301.3 FIRE CHIEF

The Fire Chief of the Township shall be Fire Chief of the Fire Company; he/she shall be in full charge of fire fighting activities in the Township.

301.4 INTERFERENCE WITH DUTIES OF FIRE COMPANY PROHIBITED

No person shall interfere with or participate in any way in fire fighting activities, or respond to any alarm of fire, within the Township unless authorized or requested to do so by the Fire Chief of the Fire Company; unless such person is a member of said Fire Company or an officer or employee of the Township or of the Pennsylvania State Police; or unless as provided in Section 301.5, below.

301.5 EMERGENCY FIRE FIGHTING

Nothing contained in this Ordinance shall be construed to prevent any individual, industrial fire brigade, or other person or organization from engaging in fire prevention or in emergency or volunteer fire fighting prior to the arrival of the Fire Company at the scene of a fire. However, upon the arrival of the officer in charge of the Fire Company, such persons must in all respects obey the instructions of the officer in charge, including an instruction to relinquish their fire fighting activities.

301.6 PREPLAN INFORMATION SURVEY

A. All commercial buildings and/or uses, all public buildings, and all community association or residential community owned buildings shall be required to complete a "preplanned information survey" for the benefit of the fire company in compliance with certain forms provided by and approved by Delaware Township.

B. The information contained in such survey shall be the exclusive use of the fire company and township emergency coordinator, and may not be used for any purpose other than prevention and fighting of fires and other emergencies.

C. One copy each of the survey shall be filed with the fire company and the township emergency management coordinator.

D. Each entity governed under this section shall update the survey, as needed, not less than every two years.

E. The survey shall contain truthful and accurate information, which shall be verified by the preparing party.

301.7 HAZARDOUS MATERIALS CONTROL

A. All commercial buildings and/or uses, all public buildings, and all community association or residential community owned buildings which store, use, and transfer flammable and combustible liquids in excess of 100 gallons shall be required to do the following.

1. A supply of absorbent booms, pads, blankets, and other materials that meet the approval of the fire chief for initial control and isolation of hazardous material spill shall be maintained on site, and shall be compatible with the products being used, stored and transferred.

2. The material shall be stored in a location at all times reasonably accessible to firefighters and responding emergency personnel, and the location, quantity and type of materials shall be provided in writing to the fire company and township emergency management coordinator.

301.8 IDENTIFICATION OF FIRE HAZARD PROPERTIES AND MATERIALS

All commercial buildings and/or uses, all public buildings, and all community association or residential communities shall comply with the provisions of NFPA 704 "standard system for the identification of fire hazard properties of materials", a copy of

which shall be maintained at the township and available for public use at no charge.

301.9 PENALTY

Any person who violates any provision of this Ordinance or who resists or interferes with any officers, agents, or employees of the Township who, in accordance with the provisions of this Ordinance, are in the performance of their duty, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of not more than three hundred dollars (\$300), or, in default of payment, shall be imprisoned for a period of not more than thirty (30) days. Each day's continuance of each violation shall constitute a separate offense. All fines collected for the violation of this Ordinance shall be paid to Delaware Township. See Ordinance 208.

