

CHAPTER 94: FIRE PREVENTION AND PROTECTION

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GENERAL PROVISIONS

§ 94.01 RECORD OF FIRES.

The Franklin County Fire Inspector shall keep, or shall cause to be kept, an accurate record of all fires occurring in the Town. For each such fire, the following information shall be secured and kept:

- (A) Location of premises.
- (B) Owner of premises.
- (C) Brief description of premises, whether of brick, stone, concrete, iron or wood.
- (D) How premises occupied, whether as dwelling, storehouse, factory, workshop or otherwise.
- (E) Amount and nature of damage as to both real and personal property.
- (F) Amount of insurance.
- (G) Cause of fire.
- (F) Date of fire.

('81 Code, § 8-21)

§ 94.02 PUBLIC PASSAGEWAYS.

All doors, aisles and passageways, within and leading into or out of theaters, churches and other places of public assembly, shall be lighted during the entire time in which any show, performance, service, exhibition, lecture, concert, ball or other assemblage is taking place, and shall be free from signs, easels, chairs, sofas, benches and any other articles that might obstruct or delay the exit of the audience. ('81 Code, § 8-22) Penalty, see § 10.99

§ 94.03 BUILDING EXITS; ENCUMBRANCES.

It shall be unlawful for any person to encumber any fire escape, balcony or ladder which is intended as a means of escape from fire. It shall be the duty of all police officers and firefighters who shall discover such an encumbered fire escape, to report it to his department to the Chief of the Fire Department, who shall immediately notify the owner, agent or tenant to vacate or remove the encumbrance immediately. ('81 Code, § 8-23) Penalty, see § 10.99

§ 94.04 STORAGE OF INFLAMMABLE MATERIALS.

It shall be and is hereby declared unlawful for any person to install or use a tank containing any inflammable materials, such as kerosene, gasoline, naphthalene or other liquefied petroleum contained in a tank, the total number of gallons water capacity exceeding 500 gallons, above ground in the corporate limits of the Town. ('81 Code, § 8-24) (Ord. passed 12-6-60) Penalty, see § 10.99

§ 94.05 LIGHTS WHERE EXPLOSIVE ARE STORED.

It shall be unlawful for any person to install or turn on any lights, in any building where combustibles or explosives are stored, without first having secured a permit from the Franklin County Fire Inspector. ('81 Code, § 8-25) Penalty, see § 10.99

§ 94.06 FIREWORKS.

It shall be unlawful for any person to explode any firecrackers or pyrotechnics; provided, however, nothing contained in this section shall prohibit the exhibition of fireworks on any occasion, when permission is granted by the Franklinton Board of Commissioners. ('81 Code, § 8-26) Penalty, see § 10.99

§ 94.07 DEPOSIT OF MATTER LIABLE TO SPONTANEOUS COMBUSTION.

No person shall deposit ashes, smoldering coals or embers, greasy or oily substances or other matter liable to spontaneous combustion with 15 feet of any wooden or plastered wall, partition, fence, floor, sidewalk, lumber, rubbish or other combustible material, except in metallic or noncombustible surfaces, and in every case shall be kept at least two feet from any wall or partition. Nothing in this section shall prevent the deposit of cold or wet ashes and cinders for the improvement of any unpaved alley or walkway. ('81 Code, § 8-27) Penalty, see § 10.99

FIRE PREVENTION CODE

§ 94.20 FIRE PREVENTION CODE ADOPTED.

There is hereby adopted for the purpose of prescribing regulation governing regulations conditions hazardous to life and property from fire or explosion, the latest edition of the American Insurance Association code, a certified copy of which has been and now is filed in the office of the Town Clerk, and the same is hereby adopted by reference as fully as if set out at length by this section. ('81 Code, § 8-16)

Statutory reference: Adoption of technical codes, see G.S. § 160A-76(b)

Authority of town to restrict the use of explosives, see G.S. § 160A-183

§ 94.21 MODIFICATIONS.

The Town Manager and the Franklin County Fire Inspector shall have power to modify any of the provisions of the Fire Prevention Code adopted by § 94.20 upon application in writing by the owner or lessee, or his duly authorized agent where there are practical difficulties in the way of carrying out the strict letter of the Fire Prevention Code; provided, that the spirit of the Fire Prevention Code shall be observed, public safety secured, and substantial justice done. The particulars of the modification when granted or allowed and the decision of the Town Manager and the Franklin County Fire Inspector thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant. ('81 Code, § 8-17)

§ 94.22 APPEALS.

Whenever the Franklin County Fire Inspector shall disapprove an application or refuse to grant a license or permit applied for, or when it is claimed that the provisions of the Fire Prevention Code adopted by § 94.20 do not apply, or that the true intent and meaning of the Fire Prevention Code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Franklin County Fire Inspector to the Franklinton Board of Commissioners within 30 days from the date of the decision from which the appeal is taken. ('81 Code, § 8-18)

§ 94.23 NEW MATERIALS, PROCESSES OR OCCUPANCIES WHICH MAY REQUIRE PERMITS.

The Town Manager and the Franklin County Fire Inspector shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, and new materials, processes or occupancies, which shall require permits, in addition to those enumerated in the Fire Prevention Code adopted by § 94.20. The Franklin County Fire Inspector shall post such list in a conspicuous place in his office, and distribute copies thereof to interested persons. ('81 Code, § 8-19)