

## **TITLE 7**

### **FIRE PROTECTION, FIREWORKS AND EXPLOSIVES**

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#### **FIRE PROTECTION, FIREWORKS AND EXPLOSIVES**

#### **CHAPTER**

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#### **CHAPTER 1**

#### **GENERAL PROVISIONS**

#### **SECTION**

- 7-101. Fire limits described.  
7-102. Rural Fire Code Program.  
7-103. Fire Department Service Charges

**7-101. Fire limits described.** The corporate fire limits shall be

the same as the corporate city limits and shall automatically be extended any time the corporate city limits are expanded by annexation. The Board of Commissioners, by resolution, may expand the corporate fire limits to include area outside the corporate city limits at the discretion of the Board of Commissioners and for good cause shown. (Ord. #1006, 01/02/03).

**7-102. Rural Fire Code Program.** The City of Paris shall provide fire protection service outside the city limits of the City of Paris to the area designated by the E-911 Board as Emergency Service Number area 122 "ESN 122" under the following terms and conditions:

**A. Service provided: Exceptions.**

The fire department will furnish fire protection service to property in ESN122 as it now furnishes fire protection service to any property within the corporate limits of the City of Paris.

**B. Limitation of Liability.**

The City of Paris shall not be responsible for any loss which may result from failure to respond or failure to respond promptly to any call for fire protection service in ESN 122. The city shall not be responsible for any claims because of injuries to the public or damage to property which may occur while the fire department is engaged in answering a fire call or working at or returning from a fire in response to any call from property in ESN 122.

**C. Fire Protection Subscription Fees.**

The annual charge for fire protection for ESN 122 shall be calculated upon the assessed value of property in ESN 122 based on the records of the County Tax Assessor as of January 1st of the year preceding the year in which service is provided. The fee structure is calculated as follows:

**Appraised Property Value:**

<u>From</u>	<u>To</u>	<u>Annual Subscription Fee</u>
\$ 200	\$ 50,000	\$ 30.00
\$ 50,001	\$ 75,000	\$ 40.00
\$ 75,001	\$125,000	\$ 50.00
\$125,001	\$200,000	\$ 75.00
\$200,001	\$250,000	\$100.00
\$250,001	\$300,000	\$150.00
\$300,001	\$600,000	\$200.00
\$600,001	unlimited	\$250.00

For property that has no improvements located on the premises and consist only of unimproved land the annual fee will be \$20.00.

**D. Collection of Subscription Fees.**

All fire protection subscription fees shall be paid on or before September 30<sup>th</sup> each calendar year. All charges shall be paid prior to the beginning of fire protection service. The fee for fire protection service for any new subscriber paid during the calendar year shall be prorated on a monthly basis. (Ord. # 1099, 08/13/2009, Ord. #1195, 9/1/2016)

**E. Non-Subscriber Fees.**

In the event the fire department responds to a fire call for property in ESN122 for which a subscriber fee has not been paid, the fee for such fire protection service call shall be \$3,000.00. In the event this fee is not paid the City of Paris shall take all necessary legal steps to collect the fee and may place a lien on the property for which the fire protection service call was made. (Ord. # 1099, 08/13/2009)

**F. Transfer of Subscription Fee.**

The subscription fee paid shall be limited to coverage of the property location as assessed by the county tax assessor and shall not be valid if the subscriber moves from the location for which the fire subscription fee has been paid to another location. No refund of fire subscription service fee shall be made. (Ord. # 1091, 06/26/08)

**7-103. Fire Department Service Charges.** If the Fire Department responds to a real or personal property fire loss and the owner of said property has insurance coverage that provides for payment of a Fire Department Service Charge, the Fire Department shall file a claim for such payment with the affected party's insurance company. The claim filed shall be for an amount, as determined by the Fire Chief that represents the actual costs of the fire call response, not to exceed \$3,000.00.

Provided, however, if the allowable service charge amount through said insurance coverage is less than the cost of the fire call, the City may accept said maximum allowable amount. Provided, further, that if the owner of said property does not have Fire Department Service Charge Coverage available through their insurance policy, the City Manager, or the City Manager's designee, may waive/forgive said claim for payment.

The provisions of this Chapter shall in no way affect or restrict the application of the provisions of 7-102 of the Paris Municipal Code enacting and implementing the Rural Fire Code Program. Having Fire Department Service Charge coverage shall not excuse payment of the Fire Department Subscription Fee required by 7-102 C. of the Paris Municipal Code or prevent the imposition of the fee for non-compliance provided in 7-102 E. of the Paris Municipal Code. (Ord# 1215, 8/3/2017)

## CHAPTER 2

### FIRE CODE

#### SECTION

- 7-201. Fire code adopted.
- 7-202. Establishment and duties of Bureau of Fire Prevention.
- 7-203. Definition of "Municipality".
- 7-204. Gasoline trucks.
- 7-205. Modifications by Fire Marshal.
- 7-206. Appeals from decisions of Fire Marshal.
- 7-207. Violations.
- 7-208. Penalty for failure of owner, architect or other person to comply with order.

**7-201. Fire Code Adopted.** Pursuant to the authority granted by T.C.A. 6-54-501 *et seq.* and for the purposes of prescribing regulations governing conditions hazardous to life and property from fire or explosion, the 2012 NFPA1 Uniform Fire Code (UFC) with the exception of Section 5000 is hereby adopted by reference and included herein as a part of this code. Said fire provision code is adopted and incorporated as fully as if set out verbatim herein and shall be controlling within the corporate limits of the City of Paris. (Ord. #535, 08/02/79; Ord. #624, 06/06/85; Ord. #738, 08/17/90; Ord. #864, 10/06/94; Ord. #932, 06/02/98, Ord. #985, 09/06/01; Ord. #1025, 12/04/03; Ord. #1034, 07/01/04; Ord. #1041, 05/05/05; Ord. #1082, 2/7/08; Ord. #1174, 11/6/14).

#### **7-202. Establishment and duties of Bureau of Fire Prevention.**

- a. The Fire Prevention Code shall be enforced by the Bureau of Fire Prevention which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.
- b. The Fire Marshal in charge of the Bureau of Fire Prevention shall be appointed by the City Manager upon recommendation of the Fire Chief. The fire prevention code herein adopted by reference shall be enforced by the Fire Marshal whom, pursuant to Tennessee Code Annotated, Section 53-2408, shall be designated as an assistant to the State Commissioner of Insurance for the purpose of fire prevention and arson investigation.
- c. The Chief of the Fire Department may detail such members of the fire department to assist the Fire Marshal as inspectors as may be necessary.
- d. A report of the Bureau of Fire Prevention shall be made annually and transmitted to the City Manager; it shall contain all proceedings under this code, with such statistics as the Chief of the Fire Department may wish to include therein; the Chief of the Fire Department shall also recommend any amendments to the code which, in his judgment, shall be desirable.

**7-203. Definition of "municipality".** Whenever the word "municipality" is used in the fire prevention code herein adopted, it shall be held to mean the City of Paris.

**7-204. Gasoline trucks.** No person shall operate or park any gasoline tank truck within any residential area at any time except for the purpose and while actually engaged in the expeditious delivery of gasoline.

**7-205. Modifications Authorized.** Notwithstanding the provisions of 2012 NFPA1 Uniform Fire Code (UFC) hydrants shall be provided in sufficient number and be needed and the hydrant locations shall be determined by the authority having jurisdiction, but in no case shall said hydrants be located greater than 500 feet (152.5m) apart. Public hydrants are recognized as meeting all or part of the above requirements. (Ord. #1082, 2/7/08; Ord. #1174, 11/6/14).

B. The Fire Marshal shall have power to modify provision of the Fire Prevention Code upon application, in writing, by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. Such modification will be subject to minimum standards established by the State Fire Prevention Division. The particulars of such modification when granted or allowed and the decisions of the Fire Marshal shall be entered upon the records of the department and a signed copy shall be furnished the applicant.

**7-206. Appeals from decisions of Fire Marshal.** Whenever the Fire Marshal shall disapprove an application or refuse 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 Fire Marshal to the City Commission within thirty (30) days from the date of the decision appealed. Said appeal shall be in writing. Such appeal will be subject to minimum standards established by the State Fire Prevention Division.

**7-207. Violations.** It shall be unlawful for any person to violate any of the provisions of this chapter or the fire prevention code hereby adopted, or fail to comply therewith, or violate or fail to comply with any order made thereunder; or building 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 fail to comply with such order as affirmed or modified by the governing body of the municipality or by a court of competent jurisdiction, within the time fixed herein. The application of a penalty under the general penalty clause for the city code shall not be held to prevent the enforced removal of prohibited conditions.

**7-208. Penalty for failure of owner, architect or other person to comply with order.** Any owner or occupant failing to comply with such order, within thirty (30) days after said order has been made final, shall be liable to penalty of not less than ten dollars (\$10.00), nor more than fifty dollars (\$50.00) for each days neglect thereafter. The penalty herein provided may be recovered in an action brought in City Municipal Court. (See Title 4 in the code for the building and utility codes.)

## **CHAPTER 3**

### **FIRE DEPARTMENT**

#### **SECTION**

<b>7-301.</b>	<b>Establishment, equipment and membership.</b>
<b>7-302.</b>	<b>Objectives.</b>
<b>7-303.</b>	<b>Organization, rules and regulations.</b>
<b>7-304.</b>	<b>Records and reports.</b>
<b>7-305.</b>	<b>Tenure of members.</b>
<b>7-306.</b>	<b>Chief responsible for training.</b>
<b>7-307.</b>	<b>Chief to be assistant to state officer.</b>

**7-301. Establishment, equipment and membership.** There is hereby established a fire department to be supported and equipped from appropriations by the governing body of the municipality. All apparatus, equipment and supplies shall be purchased and remain the property of the municipality. The fire department shall be composed of a chief appointed by the City Manager and such number of full-time subordinate officers and fireman, as the city manager shall appoint. In addition there shall be "on-call" or "volunteer" firemen appointed by the city manger to supplement the full-time fire department, as needed. (Ord. #1007, 3-06-03).

**7-302. Objectives.** The fire department shall have as its objectives:

- (1) To prevent uncontrolled fires from starting.
- (2) To prevent the loss of life and property in case a fire does start.
- (3) To confine a fire to the place of origin.
- (4) To extinguish uncontrolled fires.
- (5) To prevent loss of life from asphyxiation or drowning.

**7-303. Organization, rules and regulations.** The chief of the fire department shall set up the organization of the department, make definite assignments to individuals, and shall formulate and enforce such rules and regulations as shall be necessary for the orderly and efficient operation of the fire department.

**7-304. Records and reports.** The chief of the fire department shall keep adequate records of all fires, inspections, apparatus, equipment, personnel and work of the department. He shall submit a written report on such matters to the city manager once each month, at the end of the year a detailed annual report shall be made.

**7-305. Tenure of members.** The chief and all other personnel of the fire department shall hold office only so long as their conduct and efficiency are satisfactory to the city manager. However, so that adequate discipline may be maintained, the chief shall have the authority to suspend any other member of the fire department, pending the filing of charges with the city manager, when he deems such action to be necessary for the good of the department.

**7-306. Chief responsible for training.** The chief of the fire department shall be fully responsible for the training of the personnel of his department, and the absolute minimum training shall consist of having the personnel take the fire apparatus out for practice operations not less than twice a month.

**7-307. Chief to be assistant to state officer.** Pursuant to requirements of Section 53-2408 of the Tennessee Code Annotated, the chief of the fire department is designated as an assistant to the state commissioner of insurance and banking and is subject to all the duties and obligations imposed by Chapter 24 of Title 53 of said Tennessee Code Annotated, and shall be subject to the directions of the fire prevention commissioner in the execution of the provisions thereof.

## **CHAPTER 4**

### **FIREWORKS PROHIBITED**

#### **SECTION**

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| <b>7-401.</b> | <b>Fireworks prohibited.</b>                 |
| <b>7-402.</b> | <b>Definition.</b>                           |
| <b>7-403.</b> | <b>Exceptions to application.</b>            |
| <b>7-404.</b> | <b>Seizure and destruction of fireworks.</b> |
| <b>7-405.</b> | <b>Penalties.</b>                            |

**7-401. Fireworks prohibited.** The manufacture, distribution,

sale, storage, possession, use, or discharge of any fireworks, as defined in 402 of this chapter, is expressly prohibited within the corporate limits of the City of Paris, Tennessee, pursuant to Tennessee Code Annotated, Section 53-3016, except as provided for in 7-501 et seq (Ord. #619, 04/04/85).

Provided, however, that any retail fireworks business located outside the corporate limits of the City of Paris whose premises is subsequently brought into the corporate limits of the City of Paris by annexation may continue the retail sale of fireworks at the same business location under the following terms and conditions:

- A. If the owner of the real property at the time of annexation subsequently sells the real property where the retail fireworks business is located, then retail fireworks sales at the annexed location shall be prohibited after such sale.
- B. If the retail fireworks business owner operating at the annexed location sells, leases, or otherwise transfers the retail fireworks business to another then retail fireworks sales at the annexed location shall be prohibited after such event.
- C. If the retail fireworks business at the annexed location is not operated for a continuous period of twelve (12) months at the annexed location then retail fireworks sales at the annexed location shall be prohibited in the future (Ord. #1061, 6/19/06).

**7-402. Definition.** Fireworks mean and include any combustible or 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, 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 average of .25 of a grain of explosive content per cap, and toy pistols, toy canes, toy guns or other devices for use of such caps, the sale and use of which shall be permitted at all times.

**7-403. Exceptions to application.** Nothing in this chapter shall be construed as applying to the manufacture, storage, sale, or use of signals necessary for the safe operation of railroads or other classes of public or private transportation of illuminating devices for photographs use, nor as applying to the military or naval forces of the United States, or of this state or use of blank cartridges for ceremonial, theatrical, or athletic events, nor as applying to the transportation, sale or use of fireworks solely for agricultural purposes, providing the purchaser shall first secure a written permit to purchase and use fireworks for agricultural purposes only from the State Fire Marshal, after approval of the county agricultural agent of the county in which said fireworks are to be used and said fireworks must at all times be kept in possession of the farmer to whom the permit is issued. Such permits and fireworks shall not be transferable. Items sold for agricultural purposes shall be limited to those items that are **legal for retail and use within the State of Tennessee.**

**7-404. Seizure and destruction of fireworks.** The Police Department or Fire Marshal of the City of Paris, Tennessee, shall be authorized to seize as contraband any fireworks as defined in 7-402 which are sold, displayed, used, possessed, or discharged in violation of this ordinance. The fire marshal is authorized to destroy such fireworks so seized.

**7-405. Penalties.** Any individual, firm, partnership, or corporation that violates any provision of this ordinance shall be guilty of a misdemeanor (Ord. #536, 08/02/79).

## CHAPTER 5

## PUBLIC EXHIBITIONS

### SECTION

7-501.	Public exhibitions.
7-502.	Application for permit.
7-503.	Review of application.
7-504.	Conduct of display.
7-505.	Qualifications of operators.
7-506.	Police and fire protection.
7-507.	Insurance required.

**7-501. Public exhibitions.** The scope and intent of this chapter is to provide standards for the use and handling of fireworks intended for public display and for the general conduct and operation of said public displays so as to provide reasonable protection and safety to the general public when viewing a public fireworks display, and also protection and safety for the operator of a public fireworks display.

It is the intention of this chapter to provide a method in coordination with the State Division of Fire Protection, pursuant to TCA 53-3007, for permitting public displays of fireworks in the corporate limits of the City of Paris.

**7-502. Application for permit.** Applicants for a permit for a public exhibition or display of fireworks shall be limited to nonprofit corporations, associations, or organizations, and shall file with the city recorder a written application for said permit, duly subscribed and sworn to by the appropriate representative of the applicant, and certifying that no admission fee of any type shall be charged for viewing the display. Such application shall set forth the following:

- a. The name of the association, organization, or corporation sponsoring the display, together with the names of the persons to be in charge of the display.
- b. The date and time of day at which the display is to be held.
- c. The exact location planned for the display.
- d. A description setting forth the name, age, address and experience of the persons who are to do the actual firing and discharging of the fireworks.
- e. The number and kinds of fireworks to be discharged.
- f. The manner and place of the storage of such fireworks between the date of purchase and the date of display.
- g. A diagram or sketch of the grounds on which the display is to be held, showing the point at which the fireworks are to be discharged, the location of all buildings, streets, trees, telephones, or telegraph lines or overhead obstructions within a distance of 50 yards of the point of the discharge, and the lines behind which the public will be restrained.
- h. Accompanying the application form to the city recorder shall be an application for permit to operate a display of fireworks on forms provided by the Division of Fire Prevention of the State of Tennessee, making application for state approval of a public fireworks display.

**7-503. Review of application.** Upon receipt of such application at least 30 days in advance of the date set for this display, the Chief of the Fire Department shall make, or cause to be

made an investigation of the site of the proposed display for the purpose of determining whether the provisions of these regulations are complied within the case of the particular display. He shall confer with the Chief of the Police Department about the application and whether issuance of a permit would be consistent with public safety. Being satisfied that the display is properly lawful, the Chiefs of the Police and Fire Departments shall together endorse the application, stating that they approve the display as being in conformance with all parts of the law and with these regulations. Failure to approve the application by either the Fire Chief or Police Chief shall be sufficient cause for the Division of Fire Prevention to deny the permit.

The application, following endorsement by the Chiefs of the Fire and Police Departments, shall be sent to the Division of Fire Prevention of the State of Tennessee who shall then, upon receipt of evidence of financial responsibility as required by law in such cases, issue a non-transferable permit authorizing the display.

**7-504. Conduct of display.** The following requirements shall be met before approval shall be granted for a public fireworks display. Unless otherwise specified requirements shall be applicable to both Class B and Class C fireworks displays, and any question or controversy about the application of the provisions of this section shall be conclusively resolved by determination by the Chief of the Fire Department. The requirements shall be as follows:

a. The following distance requirements shall be met prior to approval:

1) Distance Requirements for Class B Fireworks Displays.

No permit shall be granted for any display of fireworks where the discharge, failure to fire, faulty firing, or fallout of any fireworks or other objects would endanger persons, buildings, structures, forests, or brush, nor in any case where the point at which the fireworks are to be fired is less than 200 feet from the nearest permanent building, public highway, railroad, or other means of travel or 50 feet from the nearest above ground telephone or telegraph line, tree, or other overhead obstruction. In no case shall a display be fired within 500 feet of a school, theatre, church, hospital, or similar institution.

2) Distance Requirements for Class C Fireworks Displays. No permit shall be granted for any display of fireworks where the discharge, failure to fire, faulty firing, or fallout of any fireworks or other objects would endanger persons, buildings, structures, forests, or brush, nor in any case where the point at which the fireworks are to be fired is less than 100 feet from the nearest permanent building, public highway, railroad, or other means of travel or 50 feet from the nearest above ground telephone or telegraph line, tree, or other overhead obstruction. In no case shall a display be fired within 300 feet of a school, theatre, church, hospital or similar institution.

b. Spectators at a display of fireworks shall be restrained behind lines or barriers as designated by local authorities but in no case less than 200 feet from the point at which the fireworks are to be discharged. Only authorized persons and those in actual charge of the display shall be allowed inside these lines or barriers during the unloading, preparation, or firing of fireworks.

c. All fireworks that fire a projectile shall be so set up that the projectile will go into the air as nearly as possible in a vertical direction, provided that where such fireworks are to be fired beside a lake or other large body of water, they may be directed in such a manner that the falling residue from the deflagration will fall into the said body of water.

d. Any fireworks that remain unfired after the display is concluded shall be immediately disposed of or removed in a manner safe for the particular type of fireworks. The debris, from the discharged fireworks, shall be properly disposed of, by the operator, before he leaves the premises. The operator, upon the conclusion of the display, shall make a complete and thorough search for any unfired fireworks or pieces which have failed to fire or function and shall dispose of them in a safe manner. Such search shall be instituted at the earliest possible time following the conclusion of the display but in no event later than the first period of daylight which follows.

e. No fireworks display shall be held during any windstorm in which the wind reaches a velocity of more than 20 miles per hour.

f. All fireworks articles and items at places of display shall be stored in a manner and in a place secure from fire, accidental discharge, and theft and in a manner approved by the governmental agency having jurisdiction.

g. Monitors whose sole duty shall be the enforcement of crowd control shall be located around the display area by the applicant. The City Fire Chief and Chief of Police shall determine the number of monitors needed and their placement around the discharged site to prevent spectators or any other person from entering the discharge site. The discharge site shall be so restricted throughout the display and until the discharge site has been inspected after the display.

h. Display operators and assistants shall use only flashlight or other electrical lighting in and around the discharge site. No smoking or open flames shall be allowed on or around the discharge site or the fireworks storage area. Signs to this effect shall be conspicuously posted.

**7-505. Qualifications of operators.** The person in actual charge of the firing of the fireworks in a public display shall be able bodied, at least 21 years of age, competent for the task, and so certified by the Division of Fire Prevention for the State of Tennessee. Such operator shall have a certificate of competency in his possession when engaged in conducting a display and shall exhibit same on request. Said certificate of competency may be revoked by the Division of Fire Prevention or the Fire Chief or the Chief of Police for any violation of these regulations or where the holder's conduct or mental or physical conditions is such as to imperil the public safety. Each person assisting the certificated operator shall be 21 years of age. There shall be at all times no fewer than two operators of the display constantly on duty during the discharge, at least one of who shall be certificated.

**7-506. Police and Fire Protection.** Fire protection and extinguishing equipment shall be provided as required by the Fire Chief and at least one member of the local fire department, or such number as may be deemed necessary by the Fire Chief, shall be on duty from the time fireworks are delivered at the site of the display until the termination of the display. Police protection sufficient for assistance in crowd control and traffic safety shall be provided as required by the Chief of Police for a sufficient time prior to, during and after the public display. The expense of such fire department and police department personnel above and beyond normal personnel requirements of each department shall be paid by the permittee, for Class B fireworks displays only.

**7-507. Insurance Required.** The permittee shall secure insurance in a minimum of \$1,000,000.00 per occurrence with an insurance company acceptable to the city prior to approval of the permit application. Said insurance policy shall name the city as the co-insured, and, in addition, any organization or individual wishing to conduct such a public display shall agree to indemnify and hold the city harmless for any claims, demands, injuries, including but not limited to attorney's fees and costs of any defense on behalf of the city, in a form acceptable to the city manager (Ord. #626, 06/25/85).

## CHAPTER 6

### **OUTDOOR BURNING PROHIBITED**

#### SECTION

- 7-601. Outdoor Burning Prohibited
- 7-602. Exception for Burning by Permit
- 7-603. Other Burning Prohibited
- 7-604. Heating and cooking Stoves
- 7-605. Penalty

**7-601. Outdoor Burning Prohibited.** There shall be no burning of any wood, leaves, branches, brush, trash, papers, rubbish, or garbage out of doors anywhere within the corporate limits of the City of Paris. Provided, however, that this section shall not prohibit the use of an outdoor fire for cooking or for recreational warming fires using a fuel source consisting only of wood, charcoal, propane, or natural gas when such cooking or warming fires are confined and contained within some type of cooking device, outdoor fireplace, or outdoor fire pit.

**7-602. Exception for Burning by Permit.** Notwithstanding the provisions of this chapter, the fire chief may allow, by permit, the burning of wood, leaves, branches, and brush in a controlled burn under exceptional circumstances. Exceptional circumstances shall be defined, but not limited to, the clearing of property for residential or commercial development, removal of storm debris, or other similar situations.

**7-603. Other Burning Prohibited.** There shall be no burning of any trash, papers, rubbish, or garbage anywhere indoors in the City of Paris except in an incinerator complying with all applicable laws of the State of Tennessee and permitted for such purpose.

**7-604. Heating and Cooking Stoves.** Nothing in this ordinance shall be deemed to prohibit the use of wood in stoves for cooking, the use of wood in fireplaces for decorative fires, or the use of wood in fireplaces or stoves designed for heating.

**7-605. Penalty.** Any person, firm, or corporation violating any provision of this ordinance shall be fined not less than fifty dollars (\$50.00) nor more than fifty dollars (\$50.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. (Ord. #1044, 05/05/05.)

