

## Chapter 10

### FIRE PROTECTION

**Section 10-1. Fire District Established.** [Ord. No. 96, § 1; Ord. No. 175, § 2]

There is hereby established within the city a fire district, which fire district shall comprise the following areas as such are designated in the city zoning regulations and the district map:

- District F - Multiple Family District.
- District G - Commercial District.
- District H - Light Industrial District.
- District I - Heavy Industrial District.

**Section 10-2. Volunteer Fire Department Designated as City Fire Department.** [Ord. No. 96, § 2]

The Eureka Volunteer Fire Department is hereby appointed as the fire department of and for the city, when engaged in fire fighting and fire prevention activities within the city.

**Section 10-3. Fire Chief Appointed Fire Marshal.** [Ord. No. 96, § 3]

The chief of the fire department is hereby appointed fire marshal for the city.

**Section 10-4. Inspections for Locating Fire Hazards.** [Ord. No. 96, § 4]

It shall be the duty of the chief of the fire department, in his official capacity as the city fire marshal, to inspect or cause to be inspected by qualified fire department officers or members, as often as may be necessary, but not less than twice a year, all buildings, premises and public thoroughfares, except private dwellings, for the purpose of ascertaining and causing to be corrected any conditions liable to cause fire. A written report of every such inspection shall be filed with the city clerk by the inspector. Such inspector may at all reasonable hours enter any building or premises for the purpose of making any inspection which, under the provisions of this chapter, he may deem necessary to be made.

**Section 10-5. Order to Remove Fire Hazards.** [Ord. No. 96, § 5]

Whenever an inspector may find combustible or explosive matter or dangerous accumulation or rubbish or unnecessary accumulation of waste paper, boxes, shavings or other highly flammable materials especially liable to cause fires, and which is so situated as to endanger property or shall find obstructions to or on fire escapes, stairs,

passageways, doors or windows liable to interfere with the operations of the fire department or egress of occupants in case of fire, he shall order the same to be removed or remedied. Such order shall be complied with within forty-eight hours by the owner or occupant of such premises or building.

**Section 10-6. Burning of Trash, Leaves, Etc.** [Ord. No. 96, § 6]

Burning of trash, lumber, leaves or other combustible material where deemed a hazard by the chief of the fire department is prohibited except under such safeguards as he may specify.

**Section 10-7. Disposal of Ashes, Embers, Etc.** [Ord. No. 96, § 7]

Ashes, smoldering coals or embers, greasy or oily substances liable to spontaneous ignition shall not be deposited or allowed to remain within ten feet of any combustible materials except in metal or other noncombustible receptacles.

**Section 10-8. Accumulations of Litter, Flammable Wastes, Etc., Prohibited.** [Ord. No. 96, § 8]

No person shall permit to remain upon any roof or in any yard any accumulation of waste paper, hay, grass, straw, weeds, litter or combustible or flammable waste or rubbish of any kind. All such materials in stores, commercial buildings, factories or similar places shall be compactly baled and stacked, removed from the premises or stored in suitable vaults or receptacles to the satisfaction of the chief of the fire department.

**Section 10-9. Use of Flammable Material to Decorate Stores, Places of Public Assembly.** [Ord. No. 96, § 9]

Cotton, batting, straw, dry vines, leaves, trees, celluloid or other highly flammable materials shall not be used for decorative purposes in stores or show windows except where deemed satisfactory by the chief of the fire department. Paper and other readily flammable materials shall not be used for decorative purposes in any place of public assembly unless such materials have been flameproofed to the satisfaction of the chief of the fire department.

**Section 10-10. Appeal from Order Issued Pursuant to Chapter.** [Ord. No. 96, §10]

Any owner, lessee, agent, operator, or occupant aggrieved by any order issued pursuant to this chapter, may file an appeal to the city board of aldermen within ten days from the service of such an order, and the board of aldermen shall fix a time and place not less than five days nor more than ten days thereafter when and where such appeal may be heard by it. Such appeal shall stay the execution of such order until it has been heard and reviewed, vacated or confirmed. The board of aldermen shall at such hearing affirm, modify, revoke or vacate such order. Unless revoked or vacated, such order shall be thereupon complied with.

**Section 10-11. Standards of Good Fire Protection Practice.** [Ord. No. 257, §1]

All matters not covered by this chapter shall conform with generally accepted good practice. The Building Code as recommended by the American Insurance Association and various standards published by the American Insurance Association and the National Fire Protection Association shall be deemed the generally accepted good practices for the construction and equipment of buildings and the fire protection and life safety in connection with hazardous materials and processes. Fire resistance ratings of floor, ceiling, wall and partition assemblies as published by the American Insurance Association and by Underwriter's Laboratories, Inc. shall be deemed acceptable to establish fire resistance ratings required by this chapter.

**Section 10-12. Self-Service Gasoline Service Stations.** [Ord. No. 213, §1]

It shall be unlawful for any person to own or operate within the city any type of automobile service station or any other establishment upon the premises of which is installed any coin-operated machine, device or apparatus, or any other type of self-service gasoline dispensing machine, device, apparatus or system which automatically dispenses gasoline, by means of which individual customers are enabled to serve themselves with gasoline, unless such automobile service station or establishment has at least one employee in attendance on the premises at all times from 12:01 A.M. to 12:00 Midnight each day.

**Section 10-13. Private Use of City Fire Hydrants.** [Ord. No. 462, §3; Ord. No. 616, §1]

- (a) No person shall use, turn on or tamper with a fire hydrant within the City limits unless authorized by a City of Eureka private use of City fire hydrants permit. A permit for the private use of a City fire hydrant may only be issued to an individual or business concern located within the Eureka City limits, or in the case of a business concern, the property being serviced by such water must be located within the Eureka City limits. [Ord. 2249 §1, 12-18-2012]
- (b) The foregoing prohibition shall not apply to personnel of the city nor shall it apply to personnel of the Eureka Fire Protection District when they are engaged in official fire fighting or fire prevention or in training activities authorized by the city.
- (c) Persons desiring to use water from city fire hydrants shall first pay a deposit for such use based on the number of hours proposed to be used multiplied by the following per hour charge for water, which is based on the size hose to be connected to the fire hydrant:

<b>Hose Size</b>	<b>Per Hour Charge</b>
1 5/8" to 2 1/2"	\$18.00
1 1/2" or smaller	\$10.00

This deposit shall be adjusted on an annual basis, effective January 1 of the year in question, to reflect increases, if any, in the November offering next preceding this January 1 of the Cost of Living Index for all urban consumers for the St. Louis area published by the Bureau of Labor Statistics of the United States Department of Labor, as compared to the previous November offering, using the period 1967 = 100 as the base

period. All such computation of increases made as provided herein shall be rounded to the nearest fifty-cent figure, and shall not be further adjusted during the course of the year in question until the following January 1 of the next year in question, when such further adjustments, if warranted as provided herein, shall be made.

The user of water under these circumstances shall be liable for payment of the cost of the water actually used as calculated at the foregoing hourly rates and shall be entitled to a credit against such cost to the extent of the deposit made.