

135.03 EMERGENCY HAZARDOUS MATERIAL MANAGER.

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CODIFIED ORDINANCES OF THE CITY OF SHEFFIELD LAKE, OHIO
CERTIFICATION
ROSTER OF OFFICIALS
ADOPTING ORDINANCE NO. 116-84
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OH

Sheffield Lake

Codified Ordinances of Sheffield Lake, OH

135.03 EMERGENCY HAZARDOUS MATERIAL MANAGER.

CHAPTER 135 Division of Fire

CHAPTER 135

Division of Fire

135.01 Composition.

135.02 Uniform allowance.

135.03 Emergency Hazardous Material Manager.

135.04 Part-time firefighters.

135.05 Return inspection fees.

135.06 Payment of fire loss claims.

CROSS REFERENCES

Division of Department of Public Safety - see CHTR. Art. V, §4

Salary - see CHTR. Art. IV, §7

Bond - see CHTR. Art. IV, §7; ADM. 169.01

Full time members in classified service - see CHTR. Art. VI, §3, ADM. 157.02(a)

General duties - see Ohio R.C. 737.11

Driving over fire hose - see TRAF. 331.28

Fire protection in nursing and boarding care homes - see BUS. REG. 760.14 et seq.

135.01 COMPOSITION.

(a) There is hereby created within the Department of Public Safety a Division of Fire, which shall be composed of one Fire Chief and such other officers as Council shall from time to time determine. In addition, the Division shall consist of:

- (1) Two or more Firemen First Grade, who have completed a one-year probationary period;
- (2) Firemen Second Grade, who shall serve a one-year probationary period; and
- (3) Firemen Third Grade, who shall serve a six-month probationary period. (Ord. 50-68.

Passed 4-23-68.)

(b) All positions shall be filled by appointment of the Mayor upon the recommendation of the Fire Chief with the approval of Council.

(Ord. 74-58. Passed 10-28-58.)

135.02 UNIFORM ALLOWANCE.

The uniform allowance for firefighters shall be as provided by the latest contract entered into between the City and the firefighters bargaining representative.

135.03 EMERGENCY HAZARDOUS MATERIAL MANAGER.

(a) The Fire Chief is hereby designated as the Emergency Hazardous Material Manager for the City.

(b) It shall be henceforth the practice and policy of the City, when an emergency action is required to protect the public health or safety of the environment, to charge any person responsible for causing or allowing an unauthorized spill, release or discharge of material into or upon the environment for the necessary and reasonable, additional or extraordinary costs of the City incurs in investigating, mitigating, minimizing, removing or abating the spill, release or discharge, in the course of an emergency action provided the criteria and methods prescribed under 40 C.F.R. 300, as amended, are utilized and adhered to.

(c) The City hereby adopts the costs recovery plan and training procedures adopted by the Lorain County Emergency Management Agency and declares its intentions to implement the same.

(Ord. 33-89. Passed 5-9-89.)

135.04 PART-TIME FIREFIGHTERS.

(a) No person shall be hired as a part-time firefighter for the City to perform the duties of a part-time firefighter within the City, unless such person has been approved by a majority of the members of the City's part-time Division of Fire employees' screening committee which committee is hereby established. Such committee shall consist of the Fire Chief, the Chairman of the Safety Committee of Council, and the Safety Director of the City as voting members and the Law Director of the City as an ex-officio non-voting member.

(b) Notwithstanding the provisions of subsection (a) hereof, the Mayor shall have the right to hire all part-time firefighters of the Division of Fire of the City to perform duties as part-time firefighters provided, however, the Mayor need not appoint any of the individuals who have been approved by the majority of the members of the City's part-time fire employee's screening committee, but may not appoint any individual who has not been approved by the majority of such screening committee.

(c) All persons hired as part-time firefighters of the Division of Fire to perform the duties of part-time firefighters who are hired from and after the effective date of this section shall be members of the unclassified civil service and shall not be members of the classified civil service.

(d) Nothing in this section shall be construed to deprive any present employee of the City of any right or privilege, nor shall this section remove any present employee of the City who is a member of the classified civil service from such classified civil service position.

(Ord. 40-90. Passed 4-24-90.)

135.05 RETURN INSPECTION FEES.

(a) The City shall charge a fee of twenty-five dollars (\$25.00) for any return inspection necessary to verify compliance with any discovered violation or any corrective action made known to be needed as a result of an initial fire safety inspection at any premises or other location within the City.

(b) The individual corporation or other entity being the owner of and/or the occupant of the premises that are required to have any such return inspection shall be responsible for the payment of and shall immediately upon the completion of each and every reinspection, pay to the City, in care of the Fire Chief or any other such Officer or employee of the City, as the Mayor may from

time to time designate to receive such payments, the sum of twenty-five dollars (\$25.00) for each reinspection made at any particular premises or location within the City.

(Ord. 70-94. Passed 7-26-94.)

135.06 PAYMENT OF FIRE LOSS CLAIMS.

(a) The procedure described in Ohio R.C. 3929.86(C) and (D) is hereby authorized.

(b) A copy of Ohio R.C. 3929.86, referred to in subsection (a) hereof, is attached hereto and made a part hereof as if fully set forth herein and is incorporated herein by reference.

(c) The Fire Chief is hereby designated as the Officer, within the City, authorized to carry out the duties of Ohio R.C. 3929.86 in accordance with the provisions of said section, including but not limited to Division (C) of said section.

(Ord. 71-94. Passed 7-26-94.)

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- ords Commission
- ordinator
- Ord. 50-68
- Ord. 74-58
- ordinary costs of the City incurs in investigating, mitigating, minimizing, removing or abating the spill, release or discharge, in the course of an emergency action provided the

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- amended, are utilized and adhered to
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- ordinance with the provisions of said section, including but not limited to Division (C) of said section
- Ord. 71-94
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