

SEC. 3-1-2 FIRE PREVENTION CODE ADOPTED

- (a) WISCONSIN ADMINISTRATIVE CODE ADOPTED. The City of Two Rivers adopts by reference the most current State of Wisconsin Administrative Department of Commerce chapters pertaining to fire prevention and its referenced National Fire Protection Association codes and standards.
- (b) ENFORCEMENT. The Fire Prevention Code shall be enforced by the Chief of the Fire Department and such personnel as he may designate. The Chief of the Fire Department or his designee is hereby authorized to issue citations for violations of the Municipal Code which are directly related to their official responsibilities.
- (c) DEFINITIONS.
 - (1) Wherever the word "Department" is used in the Fire Prevention Code, it shall mean the City of Two Rivers and/or Fire Department.
 - (2) Wherever the term "Corporation Counsel" is used in said Code, it shall mean City Attorney.
- (d) MODIFICATIONS. The Chief of the Fire Department may grant a variance to the provisions 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 carrying out the strict letter of the Code, provided the spirit of the Code shall be observed, public safety secured and substantial justice done. The particulars of such modifications when granted or allowed and the decision of the Chief of the Fire Department thereon shall be entered upon the records of the Department and a signed copy shall be furnished the applicant. A copy of each order or modification by the Fire Chief shall be filed with the City Manager.
- (e) APPEALS. Whenever the Chief of the Fire Department 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 has been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire Department to the Board of Appeals created by Section 2-5-2 of the Municipal Code within thirty (30) days from the date of the decision of the appeal.
- (f) OFFENSES. Any person who shall violate any of the provisions of this Section, or who shall fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build 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 who shall fail to comply with such an order as affirmed or modified by the Board of Appeals or by a court of competent jurisdiction within the time fixed herein, shall be subject to the penalty of this code.

- (1) The Chief of the Fire Department shall hold the office of Fire Inspector with the power to appoint deputy fire inspectors, who shall perform the same duties and shall have the same powers as the Fire Inspector. Whenever and wherever in the City of Two Rivers, any inspection by the Fire Chief or Deputy reveal a fire hazard, the said fire chief or deputy is hereby invested with authority to serve a notice, in writing, upon the owner of the property giving said owner 48 hours in which to remove said hazard. In the event that said fire hazard is not removed within 48 hours, it shall be deemed a nuisance and the Fire Chief or Deputy is authorized to have the same removed by the City and the cost of said removal shall be recovered in an action by the City against the owner of the property.
 - (2) It shall also be the duty of the fire inspector of the City of Two Rivers, in person or by officers or members of the Fire Department designated by the Fire Inspector for that purpose, to inspect all buildings, premises, and public thorough fares within the City limits, for the purpose of ascertaining or causing to be corrected any conditions liable to cause fire or any violations of any law or ordinance relating to the fire hazard or to the prevention of fires and to remove and abate any cause from which immediate danger of fire may be apprehended, and to cause all buildings, chimneys, stove pipes, hearths, ovens, boilers, ash houses, and apparatus used in every building which shall be found in an unsafe condition, to be immediately and at the expense of the owner thereof, put in such condition as not to be dangerous in causing or promoting fires. The fire inspections shall be conducted at least once per calendar year provided the interval between those inspections does not exceed fifteen (15) months. Additional inspections per year may be required as deemed necessary by the Chief of the Fire Department or his/her designee.
 - (3) It is hereby made the duty of the fire inspector to make complaint of any violation of this chapter.
- (g) APPLICATION. Where different sections of this code specify different requirements, the most restrictive requirements shall govern.