

*Code of Ordinances, Town of Woodland, North Carolina*

TITLE III: PUBLIC SAFETY

CHAPTER

- 30. LAW ENFORCEMENT
- 31. FIRE PROTECTION

# Code of Ordinances, Town of Woodland, North Carolina

## CHAPTER 30: LAW ENFORCEMENT

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### Statutory reference:

Municipal law enforcement in general, see G.S. 160A-281 et seq.

### § 30.01 POLICE DEPARTMENT CREATED.

The Police Department is created subject to the terms, authority, and conditions set out in § 30.02 through § 30.08 below.

### § 30.02 COMPOSITION OF DEPARTMENT.

The Police Department shall consist of a Chief of Police and officers, patrolmen, and policemen of designated grade as the Board deems necessary.

### § 30.03 DUTIES OF POLICE OFFICERS.

(A) The Chief of Police and the members of the Police Department shall have the duty of enforcing all the ordinances of the town and the laws of this state within the town, and other duties as may be prescribed by ordinance.

(B) It shall be the duty of each member of the Police Department, on information furnished him, or on his knowledge of any violation of the ordinances of the town or of the laws of this state, to secure proper warrants for the arrest and trial of any and all offenders against any ordinances or laws.

### § 30.04 PERSONNEL.

The Board shall have the duty of hiring persons as may be necessary to man the Police Department and to provide the town with adequate police protection, together with the duty of discharging such members.

### § 30.05 CONTROL AND SUPERVISION OVER THE DEPARTMENT.

The Chief of Police, subject to the general supervision of the Board, is held responsible for the

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discipline, good order, and proper conduct of the Department.

§ 30.06 CONDITIONS OF EMPLOYMENT

(A) Members of Police Department shall be appointed by the Board after due examination by the Board and based on the results of the examination.

(B) An appointee shall serve six months' probation.

§ 30.07 REQUIREMENTS.

Every person appointed as a law enforcement officer shall:

(A) Be a citizen of the United States;

(B) Be at least 21 years of age;

(C) Be of good moral character;

(D) Be fingerprinted and a search made of local, state, and federal fingerprint files;

(E) Not have been convicted of a felony or an offense involving moral turpitude;

(F) Have a high school diploma or its equivalent;

(G) Pass an examination conducted by a physician employed by the municipality;

(H) Be interviewed and approved by the Board; and

(I) Be certified in accordance with state law.

Statutory reference:

State law requires that law enforcement officers be certified by the Criminal Justice Training and Standards Council, see G.S. 17C-10 through 17C-12

§ 30.08 SPECIFIC DUTIES OF THE POLICE CHIEF.

(A) The Police Chief commands the force under his order, and is responsible for its discipline and efficiency. Further, he shall recommend to the Board the reforms and changes in the Police Department which practical experience shows should be instituted. Periodically the Chief may be required to make out a statement of conduct of the affairs of the Department, and shall include therein any suggestions for the improvement in the service or personnel of the Department.

(B) Additional, specific functions of the Chief of Police are:

(1) To issue to the force under his command such orders and directives as may be

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necessary to preserve the public peace, prevent crime, arrest offenders, and to protect public and private property and persons in the municipality

(2) To enforce the laws, ordinances, police regulations, and executive orders applicable to his jurisdiction;

(3) To require the proper submission and handling of the necessary required reports.

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CHAPTER 31 FIRE PROTECTION

Section

Fire Department

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- 31.02 Duties of Fire Chief

Fire Prevention Code

- 31.10 Adoption of Fire Prevention Code
- 31.11 Enforcement
- 31.12 Definition
- 31.13 Modifications
- 31.14 Appeals

Statutory reference:

Municipal fire protection generally, see G.S. 160A-291 et seq.

FIRE DEPARTMENT

**§ 31.01 ORGANIZATION.**

The Fire Department shall consist of the Chief of the Fire Department and a sufficient number of volunteer firemen to maintain and operate the Department.

**§ 31.02 DUTIES OF FIRE CHIEF.**

The Fire Chief shall:

- (A) Have general control of the Department, the personnel, apparatus, and alarm systems;
- (B) Command the Department and supervise the Fire-fighting and extinguishing of all fires and shall have the authority to keep away from the vicinity of all fires any and all idle, disorderly, or suspicious persons; and
- (C) Inspect or cause to be inspected all trucks and other equipment of the Fire Department to ascertain that the equipment is being kept in proper condition. He shall report annually to the Board the condition of all equipment.

**§ 31.10 ADOPTION OF FIRE PREVENTION CODE.**

There is adopted, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code, 1976 Abbreviated Edition, recommended by the American Insurance Association, being particularly the current edition thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified, or amended, of which code one copy has been and now is filed in the office of the Clerk. This code is adopted and incorporated as fully as if set out at length herein, and from the date of which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the town.

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FIRE PREVENTION CODE

§ 31.11 ENFORCEMENT.

The Chief of the Fire Department shall enforce the code hereby adopted.

§ 31.12 DEFINITION.

Wherever the word "MUNICIPALITY" is used in the Fire Prevention Code adopted in § 31.10, it shall be held to mean the Town of Woodland, North Carolina.

§ 31.13 MODIFICATIONS.

The Chief of the Fire Department shall have power to modify any of the provisions of the code hereby adopted on 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. The particulars of such modification when granted or allowed and the decision of the Chief of the Fire Department thereon shall be entered on the records of the Department and a signed copy shall be furnished the applicant.

§ 31.14 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 have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire Department to the Board within 30 days from the date of the decision appealed.