



# TOWN OF POLAND

1231 Maine Street  
P.O. Box 38  
Poland, Maine 04274-0038

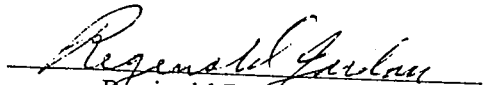
207-998-4601 Town Office  
207-998-2002 Fax Number  
207-998-4651 Assessors  
207-998-4604 Code Enforcement Officer


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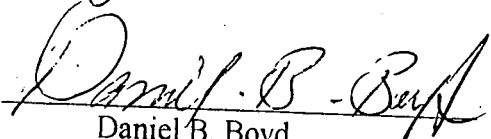
April 13, 1999

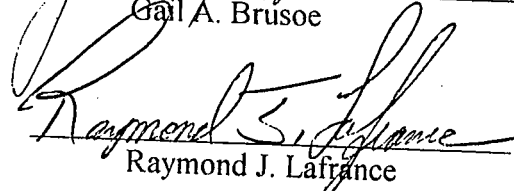
To: Judith A. Akers, Town Clerk

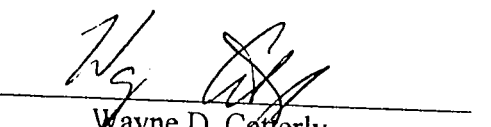
A certified copy of a proposed amendments (underlined) to an ordinance entitled Poland Fire Prevention Code consisting of 5 pages to be submitted for voter approval at Poland's Annual Town Meeting to be held April 24, 1999.

  
Reginald D. Jordan, Chairman

  
Gail A. Brusoe

  
Daniel B. Boyd

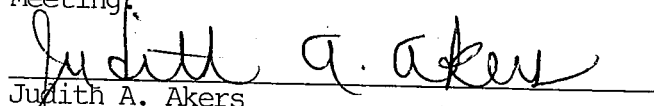
  
Raymond J. LaFrance

  
Wayne D. Cotterly

Selectmen of Poland

April 13, 1999

A true copy attest of proposed amendments to an ordinance entitled "Poland Fire Prevention Code" for the Town of Poland, Maine as certified to me by the Board of Selectmen, to be voted on at the April 24, 1999 Annual Town Meeting.

  
Judith A. Akers  
Town Clerk of Poland

## ENACTED 4-24-99

Please Send All Correspondence To: P.O. Box 38, Poland, Maine 04274-0038

**An Ordinance Adopting a Fire Prevention Code Prescribing Regulations Governing Conditions Hazardous to Life and Property from Fire or Explosion.**

Be it ordained by the Town of Poland.

**Section 1. Adoption of Fire Prevention Code.**

There is hereby adopted by the Town of Poland 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 recommended by the American Insurance Association, being particularly the 1970 edition thereof and the whole thereof, save and except such portions as are herein after deleted, modified, or amended (by section 8 of this ordinance), at least one (1) copy of which has been and now is on file with the Poland Town Clerk as required by Title 30A MRSA section 3003 2A and the same is hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, provisions thereof shall be controlling within the limits of the Town of Poland.

**Section 2. Enforcement**

The code hereby adopted shall be enforced by the Chief of the Fire Department,

**Section 3. Definitions**

Wherever the word "Municipality" is used in the Fire Prevention Code, it shall be held to mean the Town of Poland.

**Section 4. Establishment of Limits of Districts in which Storage of Explosives and Blasting Agents, Storage of Flammable Liquids in Outside Aboveground Tanks, and Bulk Storage of Liquefied Petroleum Gases is to be Restricted.**

The limits referred to in section 53b of the code hereby adopted, in which storage of explosives and blasting agents is prohibited, the limits referred to in section 74a of the code hereby adopted in which storage of class 1 liquids in outside above ground tanks is prohibited, and the limits referred to in section 114 of the code hereby adopted, in which bulk storage of liquefied petroleum gas is restricted are hereby established as follows: Restricted in all areas excluding those designated Commercial and Industrial.

**Section 5. Establishment of Motor Vehicle Routes for Vehicles Transporting Explosives and Blasting Agents.**

The routes referred to in section 55i of the Fire Prevention Code for vehicles transporting and blasting agents are hereby established as follows: State Highways designated Routes 11, 26, 121, and 122. Travel on local roads is restricted to deliveries to property at locations served by that local road.

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**Section 6. Establishment of Motor Vehicle Routes for Vehicles Transporting Hazardous Chemicals or Other Dangerous Articles.**

The routes referred to in section 109.1b of the Fire Prevention Code for vehicles transporting hazardous chemicals and together dangerous articles are hereby established as follows: State Highways designated Routes 11, 26 121, and 122. Travel on local roads is restricted to deliveries at locations served by that local road.

**Section 6A. Establishment of Limits in Districts Restricting the Storage of Hazardous Chemicals and Dangerous Articles.**

The limits for storage of Hazardous Chemicals and other dangerous articles in bulk quantities are established as follows: Restricted in all areas excluding those areas designated as commercial or industrial areas.

**Section 7: Establishment of Fire Lanes on Private Property, Devoted to Public Use.**

The fire lanes referred to in section 169.2a of the Fire Prevention Code are hereby established as follows: The Fire Chief shall inspect all such property and designate fire lanes as necessary to allow access for fire fighting equipment.

**Section 8: Amendments made in the Fire Prevention Code**

The Fire Prevention Code is amended and changed in the following respects:

Section 15 of Article 1 is amended to add the following: (g) Dangerous accumulations of brush, slash, scrap lumber or wood, or uncut grass.

Section 169.2 of Article 16 is amended by adding the following: (c) Fire Lanes shall be provided for all buildings set back more than 150 feet (45.75m) from a public road or exceed 30 feet (9.14m) in height.

Article 6 is amended to add the following provisions.

**Section 62. Water Supply for Residential Developments**

The Chief of the Fire Department shall review all proposed residential developments consisting of seven (7) or more residential dwellings or single building developments with six (6) or more dwelling units, and specify a suitable water supply for firefighting purposes. The water supply must be of large enough capacity to provide a sufficient fire flow for the largest proposed structure in the development. The water supply must be located within the boundaries of the proposed residential development, or within 3500 feet outside the residential

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development if an approved water source already exists and is acceptable to the Fire Chief.

The developer or property owner installing a water supply facility located on privately owned property to satisfy the water supply requirement set forth in this section as a condition of development must provide the Town of Poland with a formal easement acceptable to the Fire Chief between the location of the water source and the point of access from a publicly maintained road.

The provisions of the current National Fire Protection Standard #1141, Fire Protection in Planned Building Groups shall be followed to determine the sufficient fire flow requirements. The minimum acceptable water supply shall be 10,000 gallons.

Whenever fire ponds, natural bodies of water, or storage tanks are used as a means of providing the required water source, a dry hydrant of acceptable design to the Fire Chief shall be installed in a location approved by the Fire Chief.

### **Section 63. Maintenance of Water Sources for Residential Developments**

Maintenance for water sources required under Section 62 of this code that are located on private roadways or drives within a residential development shall be the responsibility of the property owner. This will include snow removal and the cutting of brush and grass so that the water source is readily visible and accessible at all times.

The property owner shall be responsible for the initial filling of any tanks that may be used. The fire department will then be responsible for refilling after use.

### **Section 9: Modifications**

The Chief of the Fire Department shall have power to modify any provisions of the Fire Prevention Code upon written application of 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 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 upon the records of the department and a signed copy shall be furnished to the applicant.

### **Section 10. 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

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do not apply or that the intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal the decision of the Chief of the Fire Department to The Poland Board of Appeals within 30 days from the date of the decision appealed.

### Section 11: Penalties

a. Any person who shall violate any of the provisions of the code hereby adopted or 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 Fire Chief or Poland Board of Appeals or by a court of competent jurisdiction within the time fixed herein, shall be severally for each and every such violation and non compliance respectively, shall be guilty of a civil violation punishable by a fine of up to \$1,000.00 which shall be payable to the Town of Poland. The provisions of Title 30A MRSA section 4452 shall govern the assessment of penalties, costs, court costs, and attorney's fees; as well as other corrective action as may be directed by a court of competent jurisdiction. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

b. The application of the above penalties shall not be held to prevent the enforced removal of prohibited conditions.

### Section 12. Repeal of Conflicting Ordinances.

All former ordinances of parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code hereby adopted are hereby repealed.

### Section 13. Validity

The Town of Poland hereby declares that should any section, paragraph, sentence or word of this ordinance or of this code hereby adopted be declared for any reason to be invalid, it is the intent of the Town of Poland that it would have passed all other portions of this ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

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**Section 14. Date of Effect**

This ordinance shall take effect and be in force from and after its approval as required by law.

Firecode.ord

Rev.	4/3/96	Enacted	3/4/70
		Amended	5/3/96
	4/13/99	Amended	

MR C/1