

**Municipal Fire and Rescue Department Ordinance
for the Town of Pownal, Maine**

Adopted June 14,, 2005 @ Special Town Meeting

*Amended at June 16, 2008, Town Meeting.

Amended June 17, 2019

Article I: Title, Purpose, Authority, and Definitions

Section 101: Title

This ordinance shall be known as the “Town of Pownal Fire and Rescue Department Ordinance”.

Section 102: Purpose

The purposes of this ordinance are to establish in the manner provided by law a municipal fire and rescue department and to define the powers and duties of the chief of that department. The further purpose of this ordinance is to provide the maximum legal protection available to the department chief and municipal firefighters and rescue personnel, and to best protect the health, safety, and welfare of the residents of Pownal.

Section 103 Authority

This ordinance is enacted pursuant to 30-A M.R.S.A. § 3001, et seq. and Section 3151, et seq.

Section 104 Definitions

104.1 ***Municipal fire and rescue department*** A municipal fire and rescue department is an organized unit providing fire, rescue, and emergency services to the municipality and, if requested, to mutual aid partners.

104.2 ***Municipal firefighters and rescue personnel*** Municipal fire and rescue personnel are active members of the fire and rescue department who aid in the extinguishment of fires, and/or aid in the provision emergency services.

Article II: Municipal Fire and Rescue Department

Section 201: Establishment

This ordinance establishes a municipal department to be known as the Pownal Fire and Rescue Department.

Section 202: Duties

The Pownal Fire and Rescue Department shall provide fire protection services, rescue services, and emergency services within the Town of Pownal and elsewhere as provided by mutual aid or other contractual agreements approved by the municipal officers.

Section 203: The Fire and Rescue Chief

203.1 **Election**: The head of the Pownal Fire and Rescue Department shall be the Fire and Rescue Chief who shall be appointed by the Select Board for a three year term.*

203.2 **Terms and compensation** The term of office shall be three years. The compensation will be determined by the Town Meeting.

203.3 **Powers and duties** The Chief of Fire and Rescue shall have the powers and duties established by 30 A M.R.S.A. 3153 as amended. The Chief shall employ all volunteer and on-call members of the department. The Chief shall direct and control all department members in the performance of their duties, shall provide a training program such that all mandated technical proficiencies are maintained, provide for the

maintenance of all department equipment and buildings owned by the Town of Pownal, and annually submit a departmental budget to the Select Board. The chief shall submit a monthly written report on the activities of the department, and shall discharge other duties as may be required by the Select Board.

203.4 **Privileges and immunities** Members of the Pownal Fire and Rescue Department shall enjoy the privileges and immunities provided by the Maine Tort Claims Act.

Article III: Severability and effect date

Section 301: Severability

The invalidity of any portion of this ordinance shall not invalidate any other part thereof.

Section 302: Effective date

This ordinance shall be effective January 1, 2006.