

## CHAPTER XII

### FIRE PROTECTION

SECTION 1. No person shall erect any building or make any additions, alterations, or repairs to any building, inside or outside, within the Fire District as hereinafter designated, without first obtaining written permission of the Building Inspector. No building of wood, or wooden alteration, addition, or repairs to any building or buildings, shall be erected on the squares of the city bounded by a line beginning at a point on the west side of Wilmington Street; runs thence east to New Bern Avenue and the west side of Blount Street; thence with Blount Street to the south side of Martin Street; thence with East Martin Street on south side to Blake Street; thence with west side of Blake Street to north side of Davie Street; thence west with Davie Street to Blount Street; thence on the west side of Blount Street south 210 feet from Blount Street; thence west to east side of McDowell Street; thence north with east side of McDowell Street to the south side of Hargett Street; thence east 210 feet with south side of Hargett Street; thence north to south side of Hillsboro Street; thence east to the point of beginning. Nor shall any wooden building be removed from any part of the city to the squares bounded by above-mentioned streets and avenue. Nor shall any person cut or make any opening in a fire wall located in said Fire District except with the written consent of the Building Inspector, and then only upon placing over the said cut or opening a standard fire door or shutter such as is approved by said Building Inspector. Any person violating the foregoing provisions of this section shall, upon conviction, be subject to a penalty of twenty-five dollars, and after notice to remove building, alterations, addition, or repairs, upon failure to do so, shall be subject to a penalty of twenty-five dollars for each week the same is allowed to remain after the date such person is notified to remove the same.

a. The Building Inspector shall examine all buildings in course of erection within the above-mentioned squares or limits and shall cause all violators of this section to be punished.

b. No wooden or frame structure shall be constructed in the city of Raleigh with more than two full stories, exclusive of the basement. Any person, firm, or corporation violating the provisions of this subsection shall suffer a penalty in the sum of two hundred dollars or be imprisoned for sixty days, or both, in the discretion of the court.

c. All buildings erected within the city shall conform to the requirements of Chapter 99 of the Consolidated Statutes of North Carolina.

SEC. 2. All doors for ingress or egress to and from public halls in the city shall be hung so as to open toward the exit stairs or place of egress; and the owner or lessee of any building in the city who shall

SEC. 5. Every person turning in or aiding or abetting in turning in any false fire alarm in the city of Raleigh shall, upon conviction, be sentenced to the public roads of Wake County for thirty days.

SEC. 6. A reward of fifty dollars shall be paid to any person reporting the names of any person or persons turning in any false fire alarm, when a conviction shall have been secured.

SEC. 7. If any person interfere with the fire-alarm telegraph, or injure any of the poles, wires, boxes, or other apparatus, such person shall be subject to a penalty of twenty-five dollars.

SEC. 8. In event of an alarm of fire, the apparatus of the Fire Department shall have the right of way in and upon the streets, lanes, alleys, squares, and railroad crossings in going to any fire, or being upon such streets, lanes, alleys, squares, or railroad crossings. Any person who shall obstruct or willfully fail or refuse to make way for any of such apparatus shall be subject to a penalty of ten dollars.

SEC. 9. It shall not be lawful for any person whomsoever to ride or drive a vehicle through the streets, lanes, alleys, or squares in which the Fire Department is assembled for the purpose of extinguishing a fire; and should any person attempt to ride or drive a vehicle through the streets, lanes, alleys, or squares in which the Fire Department is assembled as aforesaid, such person shall be subject to a penalty of ten dollars.

SEC. 10. If any wagon, cart, street car, automobile, or other vehicle be willfully driven over the hose belonging to the Fire Department or used in sprinkling streets or flushing sewers and gutters, the driver or owner or owners of such vehicle shall be subject to a penalty of fifteen dollars.

SEC. 11. It shall not be lawful for anyone to congregate in the streets, lanes, alleys, or squares next to the fire so as to interfere with the department. Any person violating this section shall be subject to a penalty of ten dollars.

SEC. 12. No engine, fire truck, or other apparatus of the Fire Department shall leave the city except with the consent of the Mayor or Commissioner of Public Safety and Chief of Fire Department upon urgent call in cases of fire in neighboring towns or cities, and no apparatus or property of the Fire Department shall be used for other than fire purposes. In case of fire outside of and near the city limits only one fire truck shall respond, except in cases where property within the city limits is in danger, and in such cases the Chief of Fire Department shall designate what apparatus shall respond.

SEC. 13. The Chief and Assistant Chief and Captains and Lieutenants of each company be and they are hereby vested with all the powers of a police officer of the city to make arrests within the city, during the existence of any fire.

SEC. 14. During the continuance of any fire the Chief and Assistant Chief of the Fire Department, the Commissioner of Public Safety,

each of the Captains, and the Mayor, shall have power to call on any and all persons to assist in extinguishing the same, or in pulling down or blowing up any building, or in removing any building, or in removing any goods, wares, merchandise, and furniture from any building on fire or in danger, to some place of safety, or to assist in making arrests. Any person failing to obey any order given for the purposes aforesaid shall be subject to a penalty of ten dollars: *Provided, however,* that no building shall be blown up, pulled down, or in any way destroyed except by the order of the Mayor and the Commissioner of Public Safety.

SEC. 15. In case of fire it shall be the duty of the Chief of Police to attend and take charge of the Police Department; in case of the removal or exposure of property, he shall detail a sufficient number of citizens, or police officers, whose duty it shall be, under the direction of the Chief of Police, to guard all exposed property and detain all suspicious and disorderly persons, and to do whatever may be lawfully done to protect the rights of the citizens and preserve the public peace.

SEC. 16. Any person who shall willfully break, deface, or in any manner injure any fire hydrants, or who shall in any manner obstruct the free use of the same for fire purposes, shall, upon conviction, be subject to a penalty of ten dollars.

SEC. 17. No person, association, or company shall be allowed to erect, maintain, or operate telegraph, telephone, or electric wires in the city of Raleigh in such manner as to interfere with the wires of the fire-alarm and police telegraph, and any injury that may occur to the wires of the fire-alarm or police telegraph from or on account of the wires erected, maintained, or operated by any such person, firm, or corporation shall be promptly paid for or repaired by such person, firm, or corporation. Any person, firm, or corporation who shall erect, maintain, or operate any telegraph, telephone, or electric wires in the city shall place and keep in their power station or main office suitable electro-mechanical gongs, which shall be connected with the fire-alarm and police telegraph service, and when such person, firm, or corporation be notified by means of signals through said gongs to cut off the current from their said wires during the existence of any fire they shall immediately cut off the current and shall not again turn on the same until proper notice is given through said gongs by the proper officer of the fire-alarm and telegraph department. Any person, firm, or corporation violating the provisions of this section, or failing to comply with the same, shall be subject to a penalty of five dollars for each offense.

SEC. 18. The Chief of the Fire Department of the City of Raleigh, and his assistants, shall have the power to visit any building within the city limits which he believes likely to be fired either by accumulation of rubbish, deposit of ashes, stored with more dangerous explosives than allowed by law or ordinance, or by reason of such construction as may

SEC. 50. *Penalty for violation of chapter.* Any person, firm, or corporation violating or failing, refusing, or neglecting to comply with any provision or requirement of any section or subsection of this chapter shall upon conviction be subject to a penalty of fifty dollars (\$50.00) for each and every offense; and each day that any violation of any provision or any failure to comply with any requirement of any section or subsection of this chapter is allowed to continue shall constitute and be a separate and distinct offense.

SEC. 51. *Conflicting ordinances repealed.* All ordinances or parts of ordinances in conflict with this chapter are hereby repealed.

SEC. 52. *Validity of ordinance.* If any section, paragraph, subdivision, clause, or provision of this chapter shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision so adjudged, and the remainder of this chapter shall be deemed valid and effective.