

Mills River Code of Ordinances

Title III: Administration

Chapter 32 Fire Prevention

32.01 Authority

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**32.01 AUTHORITY.**

This chapter is enacted by the Town Council of the Town of Mills River pursuant to the authority granted in Part 5, Article 19 of Chapter 160A of the North Carolina General Statutes.

**32.02 INTENT, JURISDICTION, LIABILITY.**

(A) The intent of this chapter is to prescribe regulations consistent with nationally recognized good practice for safeguarding of life and property within the town limits of Mills River from the hazards of fire and explosion arising from the storage, handling, and use of hazardous substances, materials and devices, and from hazardous conditions in the use of occupancy of buildings or premises.

(B) These regulations shall be in effect within the corporate limits of the Town of Mills River.

(C) This chapter shall not be construed to hold the Town responsible for any damage to persons or property by reason of inspection or re-inspection as authorized herein.

**32.03 ENFORCEMENT OF CURRENT CODE ADOPTED BY NORTH CAROLINA CODE COUNCIL.**

Hereby adopted by reference and made applicable to all property within the corporate limits of the Town of Mills River is the current code adopted by the North Carolina Code Council, also known as the North Carolina Fire Prevention Code. Amendments to the

code as are done periodically shall immediately be effective at such time amendments become part of the North Carolina Fire Prevention Code.

**32.04 ENFORCEMENT OFFICIALS.**

The Town of Mills River Inspection Department is hereby created for the sole purpose of enforcement of the North Carolina Fire Prevention Code. The North Carolina Fire Prevention Code shall be enforced by the Town Fire Prevention Inspector as certified by the North Carolina Code Officials Qualifications Board or as otherwise provided.

**32.05 INSPECTIONS.**

Subject to the limitations and conditions stated in the North Carolina State Building Code, it shall be the duty of the Fire Prevention Inspector to inspect as often as he/she may deem necessary all buildings, structures, or premises that require a fire prevention and safety inspection. The Fire Prevention Inspector shall cause to be corrected any condition which may cause fire or explosion or endanger life from fire or explosion or any violations of the provisions of this chapter.

**32.06 SERVICE OF NOTICE.**

Notice of a correction or violation of this chapter or the North Carolina Fire Prevention Code and notice of any defect as described in N.C.G.S. §160A-428 shall be given to the owner, occupant, or other person responsible for the conditions of the buildings, structures, or premises. Notice shall either be delivered personally by the Fire Prevention Inspector or by first class mail.

**32.07 EMERGENCY ENTRY.**

The Fire Prevention Inspector shall have the right to enter any building or premises without permission or warrant in the event of an emergency situation constituting an immediate threat to human life, property, or the public safety for the purpose of eliminating, controlling, or abating the dangerous condition or situation. If entry is denied so as to limit the authorized duties of this chapter, the Fire Prevention Inspector may obtain an administrative search warrant pursuant to N.C.G.S. Section 15-27-2.

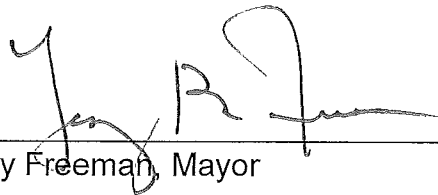
**32.08 ENFORCEMENT.**


This chapter may be enforced by any methods authorized by Part 5, Article 19 of Chapter 160A of the North Carolina General Statutes.

This Ordinance of the Town of Mills River, North Carolina shall take effect and be effective at 12:01AM on August 28, 2015, and shall be in full force and effect at all times thereafter until duly amended.

**ADOPTED AND PASSED** by the Town Council of the Town of Mills River, North Carolina, this the 27th day of August, 2015.

ATTEST By:

  
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Larry Freeman, Mayor

  
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Susan L. Powell, MMC, NCCMC  
Town Clerk

