

## **CHAPTER 9.**

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#### **ARTICLE I.**

#### **FIRE MARSHAL**

(For state law as to local fire marshals, see Code of Va., §§ 27-30 to 27-37.)

Sec. 9-1. Creation of office; appointment and term; duties, etc.; compensation.

There is hereby created and established the office of fire marshal for the municipality. The fire marshal shall be appointed by the council. The fire marshal shall have the duties, powers and responsibilities conferred and imposed upon him by the council or by the municipal mayor, or by the Loudoun County Fire Prevention Code herein adopted.

#### **ARTICLE II.**

#### **LOUDOUN COUNTY FIRE PREVENTION CODE**

(For state law as to authority of municipality to adopt Fire Prevention Code by reference, see Code of Va., § 27.97.)

Sec. 9-2. Adoption.

Pursuant to Code of Virginia, Section 27-97, there is hereby adopted by the council, insofar as not inconsistent with the laws of the state and the ordinances of the municipality, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, Virginia Statewide Fire Prevention Code Act which became effective on January 1, 1987, save and except such portions

as are hereinafter deleted, modified or amended, and the same is hereby adopted and incorporated as fully as if set out at length herein, and from the date on which "The Code of the Municipality of Round Hill, Virginia" shall take effect, the provisions thereof shall be controlling within the municipality; provided, that wherever the word "state" or "statewide" is used in the Fire Prevention Code, hereby adopted, it shall be held to mean the Municipality of Round Hill.

Sec. 9-3.            When and where copies may be obtained.

Copies of the Virginia Statewide Fire Prevention Code adopted by section 9-2, may be obtained at the Loudoun County Fire Marshall's office during regular business hours.

Sec. 9-4.            Enforcement.

The Virginia Statewide Fire Prevention Code, adopted by section 9-2, shall be enforced by the fire marshal or his properly authorized agent, pursuant to Section 27-98 of the Code of Virginia.

Sec. 9-5.            Fire Marshall appointed.

The Fire Marshal of Loudoun County is hereby appointed to act as the Fire Marshal of the municipality, and the Fire Chief of the Round Hill Volunteer Fire Department is hereby appointed to act as the Resident Fire Marshal of the Municipality.

Sec. 9-6.            Outdoor burning.

There shall be no outdoor burning within the municipality without the written permission of the Resident Fire Marshal of the Municipality.

Sec. 9-7.            Penalty for violation.

Any person who shall violate any of the provisions of the Virginia Statewide Fire Prevention Code, adopted by section 9-2, or shall 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 of 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 town council or by a court of competent jurisdiction, shall severally for each and every such violation and noncompliance, respectively, be guilty of a misdemeanor, punishable by a fine of not less than fifty dollars nor more than five hundred dollars or by imprisonment for not more than twelve months or by both such fine and imprisonment. 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.

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