

**ORDINANCE NO. 21-01**

**CITY OF FALCON HEIGHTS  
RAMSEY COUNTY, MINNESOTA**

**AN ORDINANCE AMENDING CHAPTER 8, 22, 26, 105, AND 113 OF THE  
CITY CODE CONCERNING FIRE DEPARTMENTS**

THE CITY COUNCIL OF THE CITY OF FALCON HEIGHTS ORDAINS:

**SECTION 1.** Section 18-22 of the Falcon Heights City Code is amended to revise the following definitions to read as follows:

Fire false alarm means an alarm eliciting a response by personnel of ~~the city's~~ a fire department when a situation requiring a response does not, in fact, exist, and when is caused by the activation of the alarm system through mechanical failure, pet movement, inadequate cleaning or maintenance, alarm malfunction, improper installation or the inadvertence of the owner/lessee of an alarm system or his or her employees/agents. False alarms do not include alarms caused by climatic conditions such as tornadoes, thunderstorms, utility line mishaps, violent conditions of nature or any other conditions which are clearly beyond the control of the alarm manufacturer, installer or owner.

**SECTION 2.** Section 26-1 of the Falcon Heights City Code is amended in its entirety to read as follows:

Sec. 26-1 – Fire Protection Provided.

(a) The city council shall provide fire protection by entering into contracts with various municipal and volunteer fire departments upon such terms and conditions as the city council may deem beneficial to the citizens of Falcon Heights.

(b) The fire chief of the fire department(s) contracting with the City of Falcon Heights shall have the powers and authorities set forth in such contract. Any references to fire chief within this code shall refer to the fire chief of the contracting fire department. In addition thereto, the Fire Chief of each contracting Fire Department shall investigate the cause, origin and circumstances of each and every fire occurring in the district for which such Chief is responsible, and shall file a report thereon with the office of the State Fire Marshal as required by MSA § 299F.04.

(c) The fire marshal and fire chief serving the city, or their representatives, shall enforce the provisions of this chapter and any related provisions of the city code.

~~Establishment of a volunteer fire department; rules and regulations; amendments~~

~~(a) Establishment. The Falcon Heights volunteer fire department is hereby established to provide public safety education, fire prevention and fire suppression.~~

~~(b) Rules and regulations.~~

~~(1) The members of the volunteer fire department, by a majority vote of the recorded membership, shall propose to the city administrator a written code of rules and regulations to control, manage and govern the department and to regulate its proceedings and business. Such rules and regulations shall not conflict with this section or future sections adopted by the city council.~~

~~(2) Such proposed rules and regulations, or any changes shall become effective only after approval by the council. Additional rules and regulations may be adopted by the council if required for proper operation of the department.~~

~~(c) Amendments to the volunteer fire department policies, rules and regulations. The city council may from time to time by resolution, amend any and all portions of the volunteer fire department's policies, rules and regulations. Such policies, rules and regulations shall become effective after approval of the council.~~

**SECTION 3.** Section 26-2 of the Falcon Heights City Code is hereby repealed.

~~Sec. 26-2—Fire department relief association~~

~~A Falcon Heights fire department relief association is established pursuant to Minn. Stats. ch. 424A. The association must operate under by laws approved by city council. Amendments to the by laws may be proposed by the fire department relief association and are subject to city council approval. Amendments may, from time to time, be adopted by city council resolution.~~

**SECTION 4.** Subsection B of Section 105-111(2) of the Falcon Heights City Code is amended to read as follows:

B. Authority of electrical inspector. The inspector shall have the right during reasonable hours to enter any building or premises in the discharge of his official duties, or for the purpose of making any inspection, reinsertion or test of electrical equipment contained therein or its installation. When any electrical equipment is found by the inspector to be dangerous to persons or property because it is defective or defectively installed, the person responsible for the electrical equipment shall be notified in writing and shall make any changes or repairs required in the judgment of the inspector to place such equipment in safe condition. If such work is not completed within 15 days, or any longer period that may be specified by the inspector in said notice, the inspector shall have the authority to disconnect or order discontinuance of electrical service to said electrical equipment. In cases of emergency where necessary for safety to persons and property, or where electrical equipment may interfere with the work of the any fire department, the inspector shall have the authority to disconnect or cause disconnection immediately of any electrical equipment.

**SECTION 5.** Section 113-402(6) of the Falcon Heights City Code is amended to read as follows:

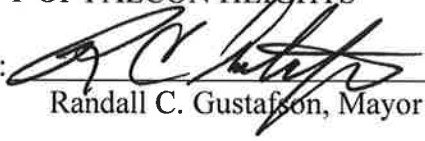
(6) Fire protection. The permittee shall, at his or her own expense, take adequate steps to insure fire protection as determined by the city fire chief.

**SECTION 6.** This ordinance is effective immediately upon its passage and publication.

**ADOPTED** this 13<sup>th</sup> day of January, 2021 by the City Council of Falcon Heights, Minnesota.

CITY OF FALCON HEIGHTS

BY:



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Randall C. Gustafson, Mayor

ATTEST:



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Sack Thongvarn, City Administrator