

LAKE SHASTINA COMMUNITY SERVICES DISTRICT   
AMENDED  
ORDINANCE 3-80

AN ORDINANCE ESTABLISHING POLICIES, PROCEDURES AND REGULATIONS GOVERNING FIRE PROTECTION SERVICES AND FACILITIES.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT, SISKIYOU COUNTY, CALIFORNIA, THAT ON MAY 7, 1980 THE FOLLOWING ORDINANCE IS EFFECTIVE.

SECTION I. TITLE

Ordinance No. 3-80 shall be known as the Fire Department Ordinance.

SECTION II. PURPOSE

The purpose of this Ordinance is to establish the rules, regulations and general organizational structure for fire protection facilities and services provided by the Lake Shastina Community Services District.

SECTION III. AUTHORITY

This Ordinance is declared and established by the Board of Directors of the Lake Shastina Community Services District in accordance with the authority granted in Sections 61600, 61622 and 61623.4 of the Government Code of the State of California.

SECTION IV. DEFINITIONS

The following definitions shall apply when used herein:

- a) District shall refer to the Lake Shastina Community Services District.
- b) Board of Directors shall refer to the duly constituted Board of Directors of the Lake Shastina Community Services District.
- c) Fire Commissioner shall refer to the person appointed by the Board of Directors to oversee the operation and conduct of the fire department which is under the direct supervision of the fire chief.
- d) Fire Department shall refer to the organization constituted by the Board of Directors to provide fire protection services.
- e) Fire Chief shall refer to the person elected by the membership of the Fire Department and appointed by the Board of Directors to manage its fire protection and fire prevention services.
- f) Fireperson shall refer to the duly appointed active members of the Fire Department whether salaried, paid on call, or volunteer.
- g) Fire Hall shall refer to the real property assigned by the District for the purpose of housing of fire protection equipment and/or furnishing of fire protection services.
- h) Ambulance shall refer to any emergency vehicle maintained by the Fire Department for use in the care and/or transportation of sick or injured persons.
- i) Apparatus shall refer to the fire engines and/or trucks and trailers maintained by the Fire Department for use in fire protection services to the community.

SECTION V. ORGANIZATION

a) Fire protection services for the District, and any area, property or group of properties desiring and agreeing to contract with the District for fire protection services, shall be provided by an organized and trained Fire Department known as the Lake Shastina Fire Department.

b) The Fire Department shall be organized, operated and administered in accordance with the standards provided by the Government Code of the State of California, under Code Section 61623.4 and Section 61623.5, and pursuant to the Fire Protection District Law of 1961, Part 2.7 (commencing with Section 13801), Division 12 of the Health and Safety Code, and accepted standards and practices of fire protection services in the United States.

c) The Fire Chief shall be responsible to the Fire Commissioner of the District for the organization, operation and administration of the Fire Department in accordance with the Department by-laws and the policies, procedures, and directives prescribed by the Board of Directors. He shall submit to the Board of Directors via the Fire Commissioner an annual budget for approval by the Board of Directors. He shall coordinate approved budget expenditures with the Fire Commissioner and shall submit all unbudgeted requests to the Board via the Fire Commissioner utilizing the monthly report as the vehicle for said requests unless emergencies dictate otherwise at which time the Fire Commissioner shall take appropriate action to resolve said emergency. The Fire Chief shall not be considered as an employee as defined in the District's personnel Policy, but shall be considered as a special employee regulated by this Fire Department Ordinance.

The Fire Chief's duties shall consist of the following: The Fire Chief shall

1. Have all of the powers, authority and duties of a Fire Chief as authorized by District Ordinances pursuant to the Fire Protection District Law of 1961 Part 2.7, Division 12 of the Health and Safety Code and any other applicable State law.
2. Have the authority and responsibility for the proper repair, care and maintenance of supplies and equipment assigned or purchased for the Fire Department.
3. Have the authority to appoint from the Fire Department membership two (2) persons, one of whom shall be designated Deputy Fire Chief, with complete and total authority of the Fire Chief in his absence. The other will

be designated Assistant Fire Chief and will have complete and total authority of the Fire Chief in the absence of both the Fire Chief and the Deputy Fire Chief.

4. Have the authority and responsibility for dispatching appropriate manpower and equipment to emergencies occurring within and without the District as authorized by the laws of the State of California, contracts or mutual aid agreements as entered into by the District, and as otherwise authorized or directed by the Fire Commissioner.
5. Maintain a roster of active volunteers and a list of prospective active firepersons.
6. The Fire Chief may remove members for good cause, subject to approval of the Board, via the Fire Commissioner.
7. Report to the Board, upon request, the condition of the fire equipment and facilities, any training programs underway, the number of fires, drills, ambulance calls, and other emergency activities since the last report, and any other pertinent information relative to the Fire Department operation.
8. Serve as a member of the budget committee and shall be responsible for preparing the Fire Protection and Ambulance Budget.
9. Inquire into the cause and keep a record of every fire occurring in the District.
10. Aid in or direct the enforcement of all District Fire Ordinances relative to the prevention or extinguishment of fire and, when necessary, institute prosecution for any violations.

#### SECTION VI. MEMBERSHIP

- a) All firepersons duly appointed and maintained in an active capacity in accordance with the by-laws of the Fire Department shall be employees of the District while attending any official Fire Department drill, training, emergency, or other fire protection operation.
- b) Membership in the Fire Department shall consist of a maximum of 25 able-bodied residents of the community of Lake Shastina. The maximum may be augmented by members residing in areas outside the District if such areas have contracted for

fire protection services to be provided by the District.

#### SECTION VII. COMPENSATION

A salary may be paid to the Fire Chief as determined by the Board of Directors. Volunteer firepersons who have been active in accordance with established by-laws for a period of six months of the preceding fiscal year shall have fire fees waived for their individual residential home for the fiscal year immediately following said six months.

The District in the future may pay firepersons at a rate prescribed by the Board of Directors for attendance at the following department activities:

1. Regularly scheduled drills, training exercises, or official meetings.
2. When called to an emergency or other fire protection related operation by Fire Department alarm signal or alerting device.
3. When requested or authorized by the Fire Chief to report or respond to an incident within the jurisdiction of the fire protection services provided by the District.

#### SECTION VIII. USE OF EQUIPMENT

Use of Fire Department apparatus, ambulance, and equipment shall be restricted to official Fire Department training and drills, fire protection related operations within the District and without the District as authorized by the laws of the State of California, contracts or mutual aid agreements entered into by the District, and as otherwise directed by the Fire Commissioner.

#### SECTION IX. USE OF FIRE HALL

1. Meetings and training sessions of the Fire Department shall have priority over all other activities in the Fire Hall.
2. The Fire Hall shall be used free of charge for functions and activities sponsored or directed by the Fire Department.

#### SECTION X. ADMINISTRATION

The Fire Commissioner shall be responsible for the overall administration and activity of the Fire Department. His duties shall include:

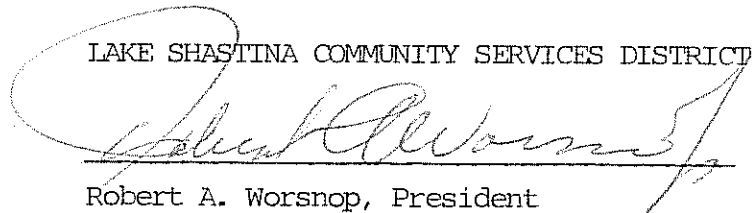
1. Ensuring that the Fire Chief maintain department records and files as needed or required.
2. Supervising, consulting and coordinating with the Fire Chief on the administration of all fire protection services provided or afforded by the District.

3. Reporting and making recommendations to the Board of Directors on items which, in his judgment, may be required or deemed necessary for the operation and efficiency of the Fire Department, and including Fire Ordinance necessary for the protection of persons and property within the boundaries of the Lake Shastina Community Services District.
4. Reviewing and approving submission to the District Board all requests, recommendations and budget requirements for the Fire Department, and making arrangements for the purchase of any and all supplies required by the Fire Department.
5. Reviewing complaints or derogatory information which may be directed toward the operation or any member of the Fire Department, and taking or recommending to the Board corrective action as may be warranted.
6. Maintaining and exercising any general management responsibility not specifically delegated herein to the Fire Chief.

XI. CONSTITUTIONALITY

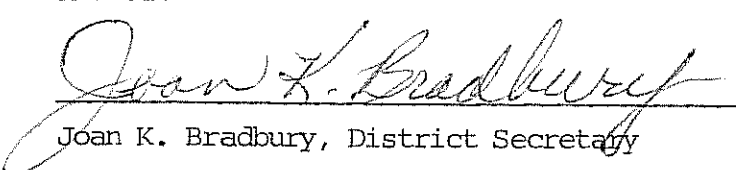
If any one part of this Ordinance is declared unconstitutional or illegal, the rest of the Ordinance is intended to remain in effect.

LAKE SHASTINA COMMUNITY SERVICES DISTRICT

  
Robert A. Worsnop, President

Board of Directors

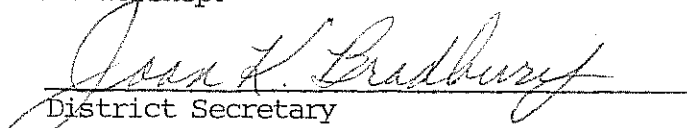
ATTEST:

  
Joan K. Bradbury, District Secretary

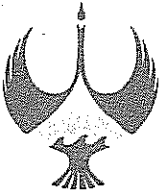
I hereby certify that the foregoing is a full, true and correct copy of an Ordinance duly passed and adopted by the Board of Directors of the Lake Shastina Community Services District, Siskiyou County, California, at a meeting thereof held on the second day of February 1982 by the following vote: AYES and therefore in favor of: Directors Barbier, Dutro, Sayer, Shelton and Worsnop.

NOES: None

ABSENT: None

  
District Secretary

APPROVED:  

## Lake Shastina Community Services District

CERTIFICATE OF POSTING

AMENDED ORDINANCE 3-80

AN ORDINANCE ESTABLISHING POLICIES, PROCEDURES AND REGULATIONS GOVERNING  
FIRE PROTECTION SERVICES AND FACILITIES.

JOAN K. BRADBURY, under penalty of perjury, certifies as follows:

That she is, and during all times herein mentioned was, the duly  
appointed and qualified Secretary of the Lake Shastina Community Services  
District, Siskiyou County, California;

That on the 3rd day of February 1982 she caused to be posted a  
full, true and correct copy of Amended Ordinance 3-80, outside the  
Lake Shastina Community Services District Office, in the lower level of  
Arrow Lodge.

Executed on the 3rd day of February 1982, at Lake Shastina, Weed,  
California.

Joan K. Bradbury, Secretary

Lake Shastina Community Services District

MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF DIRECTORS OF THE  
LAKE SHASTINA COMMUNITY SERVICES DISTRICT

This regular meeting of the Board of Directors of the Lake Shastina Community Services District was called to order by the President, Robert Worsnop, at 7:02 p.m. on 2 February 1982.

I. ROLL CALL:

On Roll Call there were present Directors Barbier, Dutro, Sayer, Shelton and Worsnop. All present.

II. APPROVAL OF MINUTES:

Upon motion made by Director Sayer, seconded by Director Dutro and upon vote carried, the Minutes of the meeting of 5 January 1982 were approved as submitted. Upon motion made by Director Dutro, seconded by Director Shelton and upon vote carried, the Minutes of the special meeting of 11 January 1982 were approved as submitted.

III. CLAIMS AND ACCOUNTS PAYABLE:

General Manager Smith reported that the claims and accounts payable for 11 and 25 January 1982 have been checked and paid and asked for ratification thereof. So moved by Director Dutro, seconded by Director Barbier and upon vote carried.

IV. PUBLIC HEARINGS:

a. Proposed changes to Fire Ordinance 3-80. This proposed change to the fire ordinance makes provision for a Fire Commissioner to be liaison between the VFD and the Board of Directors/Public and removes certain duties from the General Manager of the District and substitutes therefor the Fire Commissioner. Former District Director Richard Miralles has been appointed Fire Commissioner. He explained that the job of the Commissioner is to try and help the VFD, in his case, with his thirty years experience in this field with the CDF. It is not his intention to interfere with the operations of the Department, but to be the spokesman between the Board and the Department to make things the best possible for the community at large. Mr. Miralles read from the proposed ordinance the duties of the Fire Commissioner. After further discussion, President Worsnop closed the public hearing. It was moved by Director Sayer and seconded by Director Shelton that the Board adopt the proposed amendment to Fire Ordinance 3-80. AYES and therefore in favor of: Directors Barbier, Dutro, Sayer, Shelton and Worsnop. Motion passed unanimously.