

# NEVADA STATE JOURNAL PROOF OF PUBLICATION

STATE OF NEVADA }  
COUNTY OF WASHOE } ss.

**IVALOO NICKOVICH**  
being first duly sworn, deposes and says: That  
I am the Principal Clerk of THE NEVADA  
STATE JOURNAL, a daily newspaper published  
at Reno, in Washoe County, in the State of Nevada.

That the notice OF COUNTY ORDINANCE

of which a copy is hereto attached, was first published in said newspaper in its issue dated the  
7th day of July, 1961  
and was published in each issue of  
said newspaper thereafter for

the full period of 2 days, the last publication thereof being in the issue dated the 14th day of July, 1961.

Signed *Ivaloo Nickovich*

Subscribed and sworn to before me this

14th day of July, 1961

*Richard J. Doyle*  
Notary Public.

H/10<sup>50</sup>



NOTICE OF COUNTY ORDINANCE  
NOTICE IS HEREBY GIVEN that an Ordinance adopting a fire prevention code prescribing regulations governing conditions hazardous to life and property from fire or explosion, and establishing a bureau of fire prevention and providing officers thereof and defining their powers, and their duties, was proposed on July 5th, 1961 by County Commission of Clarkston, final action of adoption was taken on July 5th, 1961, as an emergency, by the following vote:  
Ayes: Commissioners Michael A. Mirabelli, J. C. McKenzie, Sr., Howard F. McKissick, Sr., Robert Clarkston, Richard L. Streater  
Nays: Commissioners None  
This Ordinance shall be in full force and effect from and after July 14th, 1961. Typewritten copies of the above Ordinance are available for inspection by all interested parties at the office of the County Clerk, Court House, Reno, Nevada.  
H. K. Brown  
Clerk of the Board of County Commissioners, Washoe County, Nevada  
July 7-14

1 BILL NO. 60  
2 ORDINANCE NO. 100

3 SUMMARY - Provides for a fire prevention code in Washoe  
4 County establishing a Bureau of Fire Prevention,  
5 provides for the issuance of permits and collec-  
tion therefor and provides penalties for violation  
and other matters properly relating thereto.

6 AN ORDINANCE ADOPTING A FIRE PREVENTION CODE PRESCRIBING  
7 REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND  
8 PROPERTY FROM FIRE OR EXPLOSION, AND ESTABLISHING A BUREAU  
OF FIRE PREVENTION AND PROVIDING OFFICERS THEREFOR AND DE-  
FINING THEIR POWERS AND THEIR DUTIES.

9  
10 THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY DO ORDAIN:

11 Section 1. Adoption of Fire Prevention Code. There is  
12 hereby adopted by the Washoe County Commissioners for the purpose  
13 of prescribing regulations governing conditions hazardous to  
14 life and property from fire or explosion, that certain code known  
15 as the Fire Prevention Code recommended by the National Board  
16 of Fire Underwriters, being particularly the 1960 edition there-  
17 of and the whole thereof, and attachments Exhibit "1" and Ex-  
18 hibit "2", of which code not less than three (3) copies have  
19 been and now are filed in the Office of the Clerk of the County  
20 of Washoe and the same are hereby adopted and incorporated as  
21 fully as if set out at length herein, and not less than three  
22 (3) copies of Exhibits "1" and "2" have been and now are filed  
23 in the office of the Clerk of the County of Washoe and the  
24 same are hereby adopted and incorporated as fully as if set  
25 out at length herein, and from the date on which this Ordinance  
26 shall take effect, the provisions thereof shall be controlling  
27 within the limits of the County of Washoe.

28 Section 2. Establishment and Duties of Bureau of Fire  
29 Prevention.

30 a. The Fire Prevention Code shall be enforced by the

1 Bureau of Fire Prevention in the Fire Department of the County  
2 of Washoe which is hereby established and which shall be opera-  
3 ted under the supervision of the Chief of the Fire Department.

4 b. The Chief in charge of the Bureau of Fire Prevention  
5 shall be appointed by Washoe County Commissioners on the basis  
6 of examination to determine his qualifications. His appointment  
7 shall continue during good behaviour and satisfactory service,  
8 and he shall not be removed from office except for cause after  
9 public trial.

10 c. The Chief of the Fire Department may detail such mem-  
11 bers of the fire department as inspectors as shall from time to  
12 time be necessary. The Chief of the Fire Department shall re-  
13 commend to the Washoe County Commissioners the employment of  
14 technical inspectors, who, when such authorization is made,  
15 shall be selected through an examination to determine their fit-  
16 ness for the position. The examination shall be open to mem-  
17 bers and non-members of the fire department, and appointments  
18 made after examination shall be for an indefinite term with  
19 removal only for cause.

20 d. A report of the Bureau of Fire Prevention shall be  
21 made annually and transmitted to the chief executive officer of  
22 the municipality; the report shall contain all proceedings under  
23 this code, with such statistics as the Chief of the Fire De-  
24 partment may wish to include therein; the Chief of the Fire  
25 Department shall also recommend any amendments to the code  
26 which, in his judgment, shall be desirable.

27 Section 3. Definitions.

28 a. Wherever the word "Municipality" is used in the Fire  
29 Prevention Code, it shall be held to mean the County of Washoe.  
30

1           b. Wherever the term "Corporation Counsel" is used in  
2 the Fire Prevention Code, it shall be held to mean the Dis-  
3 trict Attorney of Washoe County.

4           c. Wherever the term "Chief" is used in the Fire Pre-  
5 vention Code, it shall be held to mean the Washoe County Fire  
6 Warden.

7           d. Wherever the term "The Bureau of Fire Prevention" is  
8 used in the Fire Prevention Code, it shall be held to mean the  
9 Office of the Washoe County Fire Warden.

10          e. Wherever the term "The Chief of the Bureau of Fire  
11 Prevention" is used in the Fire Prevention Code, it shall be  
12 held to mean the Washoe County Fire Warden.

13           Section 4. Modifications.

14           The Chief of The Bureau of Fire Prevention shall have  
15 power to modify any of the provisions of the Fire Prevention  
16 Code upon application in writing by the owner or lessee, or his  
17 duly authorized agent, when there are practical difficulties in  
18 the way of carrying out the strict letter of the code, provided  
19 that the spirit of the code shall be observed, public safety se-  
20 cured, and substantial justice done.     The particulars of such  
21 modification when granted or allowed and the decision of the  
22 Chief of the Bureau of Fire Prevention thereon shall be entered  
23 upon the records of the department and a signed copy shall be  
24 furnished the applicant.

25           Section 5. Appeals.

26           Whenever the Chief of the Fire Department shall disap-  
27 prove an application or refuse to grant a permit applied for, or  
28 when it is claimed that the provisions of the code do not apply  
29 or that the true intent and meaning of the code have been mis-  
30 construed or wrongly interpreted, the applicant may appeal from

1 the decision of the Chief of the Fire Department to the Washoe  
2 County Commissioners within thirty (30) days from the date of  
3 the decision appealed.

4 Section 6. New Materials, Processes or Occupancies which  
5 may Require Permits.

6 The Washoe County Commissioners, the Chief of the Fire  
7 Department and the Chief of the Bureau of Fire Prevention shall  
8 act as a committee to determine and specify, after giving af-  
9 fected persons an opportunity to be heard, any new materials, pro-  
10 cesses or occupancies, which shall require permits, in addition  
11 to those now enumerated in said code. The Chief of the Bureau  
12 of Fire Prevention shall post such list in a conspicuous place  
13 in his office, and distribute copies thereof to interested per-  
14 sons.

15 Section 7. Penalties.

16 a. Any person who shall violate any of the provisions of  
17 the code hereby adopted or fail to comply therewith, or who shall  
18 violate or fail to comply with any order made thereunder, or  
19 who shall build in violation of any detailed statement of speci-  
20 fications or plans submitted and approved thereunder, or any  
21 certificate or permit issued thereunder, and from which no appeal  
22 has been taken, or who shall fail to comply with such an order  
23 as affirmed or modified by the Washoe County Commissioners or by  
24 the court of competent jurisdiction, within the time fixed herein,  
25 shall severally for each and every such violation and noncompli-  
26 ance respectively, be guilty of a misdemeanor, punishable by a  
27 fine of not less than \$500.00 or by imprisonment of not less  
28 than six months or by both such fine and imprisonment. The  
29 imposition of one penalty for any violation shall not excuse the  
30 violation or permit it to continue; and all such persons shall

1 be required to correct or remedy such violations or defects  
2 within a reasonable time; and when not otherwise specified, each  
3 ten days that prohibited conditions are maintained shall consti-  
4 tute a separate offense.

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

7 Section 8. Repeal of Conflicting Ordinances.

8 All former ordinances or parts thereof conflicting or  
9 inconsistent with the provisions of this ordinance or of the code  
10 hereby adopted are hereby repealed.

11 Section 9. Validity.

12 The Washoe County Commissioners hereby declare that should  
13 any section, paragraph, sentence, or word of this ordinance or  
14 of the Code hereby adopted be declared for any reason to be in-  
15 valid, it is the intent of Washoe County Commissioners that it  
16 would have passed all other portions of this ordinance indepen-  
17 dent of the elimination herefrom of any such portions as may  
18 be declared invalid.

19 THIS ORDINANCE shall be in effect from and after its pas-  
20 sage and approval.

21 PROPOSED on the 5<sup>th</sup> day of July, 1961.

22 Proposed by Commissioner Clarkson

23 Passed on the 5<sup>th</sup> day of July, 1961, As An EMERGENCY MATTER.

24	Vote:	Ayes:	Commissioners	<u>Mirabelli</u>
25				<u>McKenzie</u>
26				<u>McKissick</u>
27				<u>Clarkson</u>
28				<u>Streeter</u>
29		Nays:	Commissioners	<u>None</u>
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Attest:

J. Brown  
COUNTY CLERK

Michael A. Murbelli  
CHAIRMAN OF BOARD

This ordinance shall be in force and effect from and after the  
14<sup>th</sup> day of July, 1961.