

CHAPTER 2 NFPA LIFE SAFETY CODE

ARTICLE I - ORDINANCE FOR THE ADOPTION OF NFPA 101 LIFE SAFETY CODE

Section 201 - Purpose

An Ordinance establishing rules and regulations to promote the safety to life from fires in buildings and structures in the Town of Thomaston.

201.1- Adoption of NFPA 101 Life Safety Code

That a certain document three copies of which are on file in the office of the Town Clerk of Thomaston being marked and designated as "The NEPA 101 LIFE SAFETY CODE, 2003 EDITION" as published by National Fire Protection Association, be and is hereby adopted as the Life Safety Code for fires of the Town of Thomaston in the State of Maine; for the control of fire hazards in buildings and structures as herein provided; and each and all of the regulations, provisions, conditions and terms of said NFPA 101 Life Safety Code, are hereby adopted and made part thereof as is fully set out in this Ordinance.

201.2 - Inconsistent Ordinance Repealed

That any and all Life Safety Code land ordinances or parts of ordinances that conflict here with are hereby repealed.

201.3 - Date of Effect

That the Town Clerk shall certify to the adoption of this ordinance and cause the same to be published as required by law; and this ordinance shall take full force and effect on the date of passage and final approval.

201.4 - Violations Provisions and Penalties

201A.1 - It shall be unlawful for any person to violate any provision of this code; to permit or maintain such violation; to refuse to obey any provision hereof, to fail or refuse to comply with any such provision; except by a variance granted by the Fire Chief of Thomaston.

201.4.2 - Proof of such unlawful act or failure to act shall be deemed "Prima Facie" evidence that such act is that of the owner. Prosecution or lack thereof by either the owner or the occupant shall not be deemed to relieve the other.

201.4.3 - The provisions shall apply equally to both public and private property. It shall apply to all existing and new structures and their occupancies including buildings, structures, equipment, etc., which constitutes a clear and present hazard to life.

201.4.4 - Any person who shall violate any provision of this code or shall fail to comply with any requirements thereof shall be guilty of a misdemeanor punishable by a fine of not less than \$100, nor more than \$2,500.

201.4.5 - Each day a violation continues may be counted as a separate offense. An offense will commence on the date of issuance of a notice of violation signed by the Fire Chief to the party in violation of this code. Return of the receipt indicating that the notice was undeliverable as addressed or otherwise not delivered to the person or party, shall not invalidate enforcement of this code or any other penalties provided herein. The town may bring action in superior court to enjoin violation of this code and for any other such relief as the law may provide.

201.5 - Enforcement

It shall be the duty of the Fire Chief or other person duly authorized by the Town of Thomaston to enforce the provisions of the NFPA 101 Life Safety Code.

Given under our hand this 14th day of March, 1994.

Peter Lammert, Chairman

Richard Hathaway, Vice-Chair

Lee-Ann Upham

Steve Mazzeo

William Wallace

EFFECTIVE DATE MARCH 26, 1994 AT ANNUAL TOWN MEETING
Amended June 22, 1999