

BILL NO. 1633

ORDINANCE NO. 1270-23-05

AN ORDINANCE AMENDING CERTAIN ORDINANCES OF THE CITY OF PALMYRA IN REGARD TO THE ELIMINATION OF THE CITY OPERATED FIRE DEPARTMENT

WHEREAS, the Palmyra Fire Department previously transitioned to an independent Fire District and is no longer under the supervision and control of the City of Palmyra;

AND WHEREAS, ordinance 1258-22-11, which was finally passed and approved into law by the City Council on December 15, 2022 addressed some of the issues, but failed to address certain other matters affected by the transition.

AND WHEREAS, the City Council has determined that it is necessary as a result of the transition of the Fire Department to amend certain other ordinances to reflect the fact that the fire department is now an independent Fire District, with no oversight or control by the City of Palmyra.

NOW THEREFORE, Be it Ordained by the City Council of the City of Palmyra:

Section 1. That section 310.010 of the Ordinances of the City of Palmyra is hereby revoked and a new Section 310.010 is enacted in its place as follows:

Section 310.010 Authority of Police and Fire Department Officials.

[RSMo. 300.075; Ord. No. 662 §1]

A. It shall be the duty of the officers of the Police Department or such officers as are assigned by the Chief of Police to enforce all street traffic laws of the City and all of the State vehicle laws applicable to street traffic in the City.

B. Officers of the Police Department or such officers as are assigned by the Chief of Police are hereby authorized to direct all traffic by voice, hand, or signal in conformance with traffic laws; provided that, in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the Police Department may direct traffic as conditions may require notwithstanding the provisions of the traffic laws.

C. Officers of the Palmyra Fire Protection District, when at the scene of a fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

Section 2. That section 505.030 of the Ordinances of the City of Palmyra is hereby revoked.

Section 3. That Section 500.050 Subsection J. is revoked and a new Subsection J is hereby enacted as follows:

J. The “fire code official” as described under the International Fire Code shall be designated as the Building Inspector.

Section 4. That Section 500.050 is hereby amended to include a new Subsection K, which is hereby enacted as follows:

K. As fire protection in Palmyra is provided by the Palmyra Fire Protection District, this code shall not be construed to interfere with or assume any of the rights or duties of the said Palmyra Fire Protection District. Any provisions of the International Fire Code in contradiction are hereby deleted.

Section 5. It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion or sub-portion. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

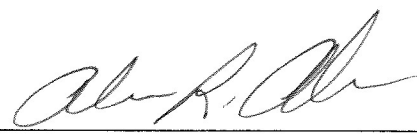
Section 6. All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

Section 7. That this Ordinance shall be in full force upon passage and approval.

FIRST READING March 16, 2023

SECOND READING April 13, 2023

APPROVED April 13, 2023



Alan R. Adrian, Mayor

Attest: Deena L. Parsons

Deena L. Parsons, City Clerk

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