

ORDINANCE

IN RELATION TO

THE FIRE DEPARTMENT.

CITY OF CAMBRIDGE.

IN THE YEAR ONE THOUSAND EIGHT HUNDRED AND SIXTY-EIGHT.

AN ORDINANCE

PROVIDING FOR THE CARE AND MANAGEMENT OF THE FIRE DEPARTMENT, AND FOR THE COMPENSATION OF ITS OFFICERS.

Be it ordained by the City Council of the City of Cambridge as follows:—

SECT. 1. The Fire Department shall consist of a Chief Engineer, four Assistant Engineers, and of as many engine-men, hose-men, and hook-and-ladder men, to be divided into companies, as the number of engines and the number and quantity of other fire apparatus belonging to the city shall from time to time require.

SECT. 2. There shall be appointed annually by the Mayor and Aldermen, with the concurrence of the Common Council, during the month of January, a Chief Engineer, and four Assistant Engineers, who shall hold their offices for the term of one year, and until others are appointed in their places: *Provided*, however, that the Mayor and Aldermen may, with the concurrence of the Common Council, at any time remove from office the Chief Engineer or any Assistant Engineers.

SECT. 3. The Chief and Assistant Engineers, on their appointment, shall receive a warrant, in the words following, to wit: "This certifies that — is appointed an Engineer (or Chief Engineer) of the Fire Department of the city of Cambridge, and is entitled to all the immunities, and invested with all the powers, belonging to said office. Given under my hand this — day of —, A. D. 18—. —, Mayor, —, City Clerk." And the

respective rank of the Engineers shall be determined by the Mayor and Aldermen at the time of their appointment.

SECT. 4. The Engineers so chosen shall meet and organize themselves into a Board of Engineers, a majority of whom shall form a quorum, and of which, in the absence of the Chief Engineer, the senior Engineer present shall be presiding officer; and they may appoint such Secretary or other officers, and make such rules and regulations for their own government, as they may see fit. They shall be responsible for the discipline, good order, and proper conduct of the whole Department, both officers and men, and for the care of all houses, engines, horses, hose-carriages, and other furniture and apparatus thereto belonging. They shall approve all bills, and submit the same monthly, indorsed by the Secretary of the Board, to the Committee on the Fire Department. They shall have the superintendence and control of all the engine and other houses used for the purposes of the Fire Department, and of all furniture and apparatus thereto belonging, and of the engines and all other fire apparatus belonging to the city, and over the officers and members of the several Companies attached to the Fire Department, and over all persons present at fires; and they may make such rules and regulations for the better government, discipline, and good order of the Department, and for the extinguishment of fires, as they may from time to time think expedient, the same not being repugnant to the laws of this Commonwealth, or to any ordinance of this city, and subject to the approbation of the Mayor and Aldermen. The Assistant Engineers shall report their absences from fires to the Chief Engineer, with the reasons therefor, who shall keep a record of the same, and make report thereof, stating all the facts, to the City Council, every year, prior to the election of Engineers. In the absence of the Chief Engineer, the Secretary shall make said record and report.

SECT. 5. It shall be the duty of said Engineers, whenever a fire shall break out in the city, immediately to repair to the place of such fire, and to carry with them a suitable staff or badge of their office; to take proper measures that the several engines and other apparatus be arranged in the most advantageous situations, and duly worked for the effectual extinguishment of the fire; to require and compel assistance from all persons, as well members of the Fire Department as others, in extinguishing the fire, removing furniture, goods, or other merchandise from any building on fire or in danger

thereof; and to appoint guards to secure the same, and also in pulling down and demolishing any house or building, if occasion require; and, further, to suppress all tumults and disorders. It shall also be their duty to cause order to be preserved in going to, working at, or returning from fires, and at all other times when Companies attached to the Department are on duty.

SECT. 6. The Chief Engineer shall have the sole command at fires over all the other Engineers, all members of the Fire Department, and all other persons who may be present at fires, and shall direct all proper measures for the extinguishment of fires, protection of property, preservation of order, and observance of the laws, ordinances, and regulations respecting fires; and it shall be the duty of said Engineer to examine into the condition of the engines and all other fire apparatus, and of the engine and other houses belonging to the city and used for the purposes of the Fire Department, and of the Companies attached to the said Department, as often as circumstances may render it expedient, or whenever directed so to do by the Mayor and Aldermen, or by the Committee of the Board of Aldermen on the Fire Department, and annually, in the month of December, to report the same to the Mayor and Aldermen, and oftener if thereunto requested; also, to cause a full description of the same, together with the names of the officers and members of the Fire Department, to be published annually, in such manner as the Mayor and Aldermen shall direct; and whenever the engines or other fire apparatus used by the Fire Department require repairs, the Chief Engineer shall cause the same to be made. And it shall be, moreover, the duty of the Chief Engineer to receive and transmit to the Board of Aldermen all returns of officers, members, and fire apparatus made by the respective Companies as hereinafter prescribed, and all other communications relating to the affairs of the Fire Department; to keep fair and exact rolls of the respective companies, specifying the time of admission and discharge, and the age, of each member; to report in writing to the City Clerk, who shall keep a record of the same, once in each year, or oftener if directed so to do by the Mayor and Aldermen, all accidents by fire which may happen within the city, with the causes thereof, as well as can be ascertained, and the number and description of the buildings destroyed or injured, together with the names of the owners or occupants.

SECT. 7. In case of the absence of the Chief Engineer, the En-

gineer next in rank, who may be present, shall execute the duties of his office, with full powers.

SECT. 8. No person under the age of twenty years shall be employed as a member of the Fire Department ; nor shall any person be so employed who is not a citizen of the United States.

SECT. 9. Each Hand-Engine Company appointed by the Mayor and Aldermen shall consist of forty men, and shall have a Foreman, First and Second Assistant Foreman, Clerk, and Steward ; and these officers shall be chosen by ballot, subject to the approval of the Board of Engineers and of the Mayor and Aldermen ; and any person rejected shall not be returned the second time for approval .

SECT. 10. Each Hook-and-Ladder Company, appointed by the Mayor and Aldermen, shall consist of seventeen men, and shall have a Foreman, Assistant Foreman, Driver, and fourteen men. The Foreman and Assistant Foreman shall be chosen by ballot, subject to the approval of the Board of Engineers and the Mayor and Aldermen, and any person rejected shall not be returned a second time for approval. The Assistant Foreman shall assist the Foreman in the discharge of his duties, and also act as Clerk of the Company. The Driver shall be constantly employed, and at all times be in or about the Hook-and-Ladder House, except when unavoidably absent. He shall, under the direction of the Board of Engineers, have the sole care of the house, and all the property therein belonging to the city, and shall be held personally responsible for the care and condition of the same, shall drive and have charge of the horses, and shall keep the stable neat and clean, and perform such other duty as may be required of him by the Chief Engineer.

SECT. 11. The Mayor and Aldermen shall, in the month of January in each year, appoint the several Engine and Hook-and-Ladder Companies, whose term of service shall continue one year. And every officer or member who shall not serve six months, except in case of sickness, death, or removal from the city, or who shall be removed for cause, shall forfeit any and all compensation that would otherwise have been due to him at the time when his service ceased, or his removal took place.

SECT. 12. Meetings of the several Engine and Hook-and-Ladder Companies, for the choice of officers, shall be held within two weeks after their appointment ; notice thereof to be given in such manner as the Mayor and Aldermen shall prescribe : *Provided,*

however, that if any office shall become vacant, by death, resignation, or otherwise, the same may be filled at any regular meeting of the Company.

SECT. 13. The votes of a majority of all the members of the Company shall be required for the election of any officer.

SECT. 14. The officer presiding at any such meeting shall forthwith notify the persons chosen of their election, and he shall also make a true return of such election to the Chief Engineer, who shall submit the same to the Board of Engineers, and, if approved by a majority of said Board, he shall forthwith transmit the same to the Mayor and Aldermen; but if not approved by such majority, the Chief Engineer shall notify the Company of the fact, and another election shall be had. And if any Engine or Hook-and-Ladder Company shall unreasonably neglect or refuse to elect officers, whom the Board of Engineers and the Mayor and Aldermen shall approve, for the space of two weeks, the same may be appointed by the Mayor and Aldermen.

SECT. 15. The officers of the several Companies, chosen in the manner before provided, on being appointed by the Mayor and Aldermen, shall receive a warrant, in form substantially like that prescribed for the Engineers, and shall be held to perform all the duties of the office to which they shall be respectively chosen and appointed, for one year, or until discharged by death, resignation, or by order of the Mayor and Aldermen.

SECT. 16. If any person chosen by either of said Companies to any office therein shall not be appointed by the Mayor and Aldermen, the City Clerk shall give immediate notice thereof to the Clerk or commanding officer of such Company, and thereupon another election shall be had, in the manner before provided.

SECT. 17. It shall be the duty of the Foremen to see that the several engines and apparatus committed to their care, and the several buildings in which the same are deposited, and all things in or belonging to the same, are kept neat, clean, and in order for immediate use; it shall also be their duty to preserve order and discipline at all times in their respective Companies, and require and enforce a strict compliance with the city ordinances, the rules and regulations of the Department, and the orders of the Engineers. They shall also keep, or cause to be kept by the Clerk of their respective Companies, fair and exact rolls, specifying the time of admission, discharge, and age of each member, and accounts of all

city property intrusted to the care of the several members, and of all absences and tardiness among the same, in a book provided for that purpose by the city, which rolls or record-books are always to be subject to the order of the Board of Engineers and the Mayor and Aldermen. They shall also make, or cause to be made, to the Chief Engineer, true and accurate returns of all the members, with their ages, and the apparatus intrusted to their care, whenever called upon so to do.

SECT. 18. It shall be the duty of the officers and members of the several Engine and Hook-and-Ladder Companies, whenever a fire shall break out in the city, to repair forthwith to their respective engines, hose, hook-and-ladder carriages, and other apparatus, and convey them, in as orderly a manner as may be, to or near the place where the fire may be, in conformity with the directions of the Chief or other Engineers; to exert themselves, in the most orderly manner possible, in working and managing the said engines, hose, hooks and ladders, and other apparatus, and in performing any duty that they may be called upon to do by any Engineer; and, upon permission of the Chief or other Engineer, shall, in an orderly and quiet manner, without any outcries, return said engines, hose, hook-and-ladder carriages, and other apparatus, to their respective places of deposit: *Provided*, that, in the absence of all the Engineers, such direction and permission may be given by their respective Foremen.

SECT. 19. Any officer or member may be removed from the Fire Department by a vote of the Chief Engineer and two Assistant Engineers, or, in case of the absence of the Chief Engineer, by a majority of the Board of Engineers; and said vote shall be final, unless, in case of officers, the same shall be reversed by the Mayor and Aldermen within fourteen days after it shall have been passed.

SECT. 20. In all cases of removal from office or from the Department, by the Engineers, the name of the person removed, with a statement of the reasons therefor, shall be entered on their records, and a copy of the same shall be transmitted to the Board of Mayor and Aldermen, before their next regular meeting.

SECT. 21. No officer, who may have been dismissed or removed from the Fire Department, shall be reinstated therein, unless by a vote of the Chief Engineer and two of the Assistant Engineers; or, in case of the absence of the Chief Engineer, by a majority of the Board of Engineers; and, in such case, said vote shall not take

effect until confirmed by the Board of Mayor and Aldermen ; and no member shall be reinstated, except by a vote of three fourths of the Mayor and Aldermen.

SECT. 22. The Foreman of each Company, immediately on his arrival at any fire, will report himself to the Engineer in command, and shall remain by his Company, and the apparatus of which he has charge, during the fire, and preserve order, and direct their operations, and protect them from being interrupted in the discharge of their duty.

SECT. 23. In the absence of the Foreman of any Company, the Assistant Foreman next in rank who is present shall take the command, and be clothed with all the powers and responsibilities of Foreman.

SECT. 24. The Clerk of each Company shall, when requested by the Foreman, notify the members thereof of all meetings of the Company for the choice of officers and for drill. He shall, if so required, keep fair and true rolls of the members of the Company, and in such form as the Foreman shall direct, and also records of its proceedings, choice of officers, and of the fire apparatus committed to its care, and perform such other service in his said office as the Foreman may direct.

SECT. 25. Every person, on being appointed a member of any Company in the Fire Department, shall be held to perform all the duties required of him by law and the ordinances of the city, as such member, until discharged by death, resignation, or by order of the Mayor and Aldermen, or Board of Engineers. He shall receive a certificate of his appointment, signed by the Mayor, which shall entitle him to all the immunities belonging to the office.

SECT. 26. It shall be the duty of the Steward to keep clean the house, the engine, hose, or other apparatus, which may belong to the Company, to clear the snow in winter from the sidewalk connected with the house, and, generally, to see that the engine and apparatus are ready for immediate use.

SECT. 27. The members of the respective Companies shall not assemble in the house in which the engine or other apparatus intrusted to such Company is deposited, on the Sabbath day, or the evening thereof, or on the evening of any other day in the week after ten o'clock at night, except it be in the performance of some duty required of them as members of the Fire Department.

SECT. 28. No Company shall be allowed to impose fines upon

its members; but it shall be the duty of the Clerk of each Company to enter in the roll-book provided by the city all absences of each officer or member of said Company from all fires and alarms of fire, and from the annual, monthly, and such special meetings as may be authorized by the Chief Engineer, and to make a monthly return of the same to the Board of Engineers. And for every such absence, except in case of sickness, there shall be deducted from the pay of such officer or member the sum of fifty cents, and the amount so deducted shall be paid at the end of each quarter to the Treasurer of the Company to which the officer or member so fined shall belong, to meet the incidental expenses of the Company. And if any officer or member shall, except in case of sickness, be absent from more than one third of the fires, or alarms of fire, occurring during the quarter, such absences, if more than five in number, shall be considered good cause for his discharge from the Department.

SECT. 29. There shall be paid monthly to the Engineer and Driver of Steam Fire-Engines, and the Driver of each Hose Carriage, and semiannually to other members of the Department, such sum as the City Council may from time to time determine, which said sum shall be paid to each member personally, or to his order.

SECT. 30. Every member of the Fire Department shall wear, at all fires, such badge as the Engineers shall prescribe; and no person without such badge shall, except by permission of an Engineer, enter within the lines formed at any such fire.

SECT. 31. Any member of the City Council may enter the lines at any fire, by wearing such badge as the Mayor and Aldermen shall prescribe.

SECT. 32. No intoxicating liquors of any kind shall be carried into any of the houses used by the Fire Department; nor shall any gambling be permitted therein; and any person who shall be detected offending against this section shall forfeit a sum not less than two dollars, nor more than ten dollars, for each and every offence.

SECT. 33. No Company shall leave the city in case of fire in the neighboring towns, excepting by the consent of the Chief Engineer, or one of the Assistant Engineers; and no Company shall leave the city on an excursion, unless by the express sanction and permission of the Mayor and Aldermen.

SECT. 34. The Board of Engineers shall, from time to time, make such rules and regulations as in their judgment shall, as far as possible, prevent refreshments being furnished to any persons except members of the Fire Department; and no bill or charge for intoxicating liquors furnished at fires shall be approved by the Mayor and Aldermen, or paid by the city.

SECT. 35. All members of the Fire Department, and all members of any volunteer Fire-Engine Company, shall be exempted from serving on a jury, unless they shall prefer otherwise.

GENERAL PROVISIONS.

SECT. 36. If any person shall burn out or set fire to his chimney, stove-pipe, or flue, at any time except between sunrise and two o'clock in the afternoon, or unless the roof of his own and the neighboring houses and buildings are at the time well wet, or covered with snow, he shall forfeit and pay a sum not exceeding twenty dollars.

SECT. 37. If any person shall keep any ashes in any vessel made of wood, or shall set on fire by night any straw, shavings, or other combustible materials, in any street, lane, or alley, or other public place in the city, he shall forfeit and pay a sum not exceeding twenty dollars.

SECT. 38. The Board of Engineers shall severally examine into all places where shavings and other combustible materials may be deposited or collected, and shall cause the same to be removed by the owners or occupants of any such places, and at their expense, whenever, in the opinion of said Board, or a committee thereof, the security of the city against fire shall require it.

SECT. 39. Each Steam Fire-Engine Company appointed by the Mayor and Aldermen shall consist of fourteen men, and shall have a Foreman, Assistant Foreman, Engineer, Fireman, Driver of the Engine, Driver of the Hose Carriage, and eight Hosemen. The Foreman and Assistant Foreman shall be chosen by ballot, subject to the approval of the Board of Engineers and of the Mayor and Aldermen; and any person rejected shall not be returned the second time for approval. The Engineer, Fireman, and the two Drivers shall be constantly employed, and shall at all times be in or about the Engine-House, except when unavoidably absent, or excused from duty by the Chief Engineer.

SECT. 40. The Foreman of each Steam-Fire-Engine Company shall at fires direct the locating of the engine, and have charge and direction of the hosemen.

SECT. 41. The Assistant Foreman of each Steam-Engine Company shall assist the Foreman in the discharge of his duties, and also act as Clerk of said Company.

SECT. 42. The Engineer of each Steam-Engine Company shall, under the direction of the Board of Engineers, have the sole care of the Engine-House and all the property therein belonging to the city. He shall be held personally responsible for the care and condition of the engine, shall work the same, and have it at all times ready for immediate use. He shall be accountable for the proper performance of all duties required of the Drivers and Firemen, and make report to the Chief Engineer of any neglect on their part.

SECT. 43. The Driver of each Steam-Engine and the Driver of the Hose Carriage shall drive and have the charge of the horses of the Engine and Hose Carriage respectively, and have the same at all times ready for immediate use, and the stable kept neat and clean. They shall also assist the Engineer in keeping the house and apparatus clean, and they and the Engineer shall perform such other duty as may be required of them by the Chief Engineer.

SECT. 44. The Fireman shall render such assistance to the Engineer as he may require; and in his absence shall perform his duties. He shall also perform such other duty as may be required of him by the Chief Engineer.

SECT. 45. The Officers and Members of the Fire Department shall severally receive for their services the following sums, viz:—

Board of Engineers.

Chief Engineer,	\$ 500 per year.
Assistant Engineer,	150 " "
Clerk of the Board,	25 " "

Steamer Companies.

Foreman,	\$ 95 per year.
Assistant do.,	85 " "
Hosemen,	75 " "
Engineers,	85 " month.
Fireman,	70 " "
Drivers,	70 " "

Engine Co. No. 4.

Foreman,	\$ 60 per year.
First Ass't do.	50 " "
Second do. do.,	45 " "
Clerk,	55 " "
Steward,	115 " "
Members,	40 " "

Engine Co. No. 5.

Foreman,	\$ 30 per year.
First Ass't do.,	25 " "
Second do. do.,	22.50 " "
Clerk,	27.50 " "
Steward,	85 " "
Members,	20 " "

Hook-and-Ladder Co.

Foreman,	\$ 95 per year.
First Ass't do.,	85 " "
Driver,	70 " month.
Members,	75 " year.

SECT. 46. The Chief and Assistant Engineers and their Clerk shall be paid quarterly; the Engineers, Firemen, and Drivers of Steamers and Hook-and-Ladder Carriages, monthly; all others, semiannually.

SECT. 47. All ordinances and parts of ordinances inconsistent with this are hereby repealed.

In Board of Aldermen, October 14, 1868.

Read once and ordered to a second reading.

Also ordered to be printed for the use of the City Council.

Attest:

JUSTIN A. JACOBS, *City Clerk.*

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