

CHAPTER 8

FIRE PROTECTION^[1]

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Article I. In General.^[2]

Sec. 8-1. False alarms; prohibited.

It shall be unlawful for any person to give, or cause to be given, a false fire alarm with intent to deceive. (5-28-38, 7-6-38)

Sec. 8-2. Reward for information leading to conviction under preceding Section.

A reward of One Hundred (\$100) Dollars is hereby granted to any informer for information leading to the conviction of a person violating any of the provisions of Sec. 8-1; provided, that only one reward shall be paid in case of any one violation and conviction; provided further, that no employee of the Town nor any Council Member shall receive a reward for any information leading to the conviction of a person violating such section. (5-28-38; 7-6-38, SS3)

Article II. Fireworks.[3]

Sec. 8-3. Possession, sale, etc., prohibited with certain exceptions.

It shall be unlawful for any person to use, fire, shoot, discharge, sell, offer for sale, store, exchange, give away or possess any fireworks within the Town except for use in public display or exhibit under the provisions of Section 8-4 and except as provided for by Section 8-5 and except that the provisions of this article shall not include nor prevent the sale or possession of toy cap pistol paper caps which contain not more than .20 grains of explosive mixture and fireworks known as "sparklers". The scale, use and possession of such toy cap pistols, toy pistol paper caps and sparklers shall be permitted at all times. (12-18-58, SS1)

Sec. 8-4. Public displays and exhibits.

It shall be lawful for any person to use fireworks in public displays or exhibits; provided, that such displays or exhibits of fireworks shall be lawful only where the person desiring to give the same shall have first obtained written approval therefor from the Fire Committee of the Town Council. The Fire Committee of the Town Council may in its absolute discretion grant or refuse to grant the permission so applied for or may grant the same subject to such restrictions and limitations as it may in its absolute discretion deem to be in the interest of public safety in connection with such display or exhibit. (12-18-58, SS2)

Sec. 8-5. Transportation, etc., and use of certain signals for safe operation of buses, trucks and boats.

Nothing contained in this article shall be construed as prohibiting the use of signals necessary for the safe operation of buses, trucks, or boats within the town nor shall the provisions of this article apply to any common carrier while acting as such, lawfully transporting or having custody of fireworks in interstate commerce or for the delivery

within the Town for use as provided in Sections 8-4 or 8-5 or in intrastate commerce for delivery to destination beyond the limits of the Town . (12-18-58, SS3)

Article III. Board of Trustees of the Firemen's Insurance
Inspection Fund.

Sec. 8-6. Generally.[4]

There is hereby created a board to be known as the Trustees of the Firemen's Insurance and Inspection Fund, to consist of three persons who are hereby charged with the duties and responsibilities as set forth in the acts of the General Assembly of the state relating to the fireman's fund tax. The board shall consist of the Mayor, the chairman of the Fire Committee of Town Council, and the Chief of the Town Fire Department. (8-15-89)

Sec. 8-7. Duties.

The duties of the Trustees of the Fireman's Insurance and Inspection Fund shall be such as are outlined in SS38-57-10 to 38-57-30, Code of Laws of South Carolina, 1976.

Article IV. Miscellaneous (1-15-88)

Sec. 8-9. Burning of Leaves, Debris, Etc.

No person shall burn any leaves, tree limbs, trash refuse, debris or any other matter outside of any house or other structure within the Town of Sullivan's Island except during daylight hours and then only if such material is burned in a suitable metal incinerator of a type meeting the approval of the chief of the fire department; provided, that whenever the material to be burned exceeds the quantity that can be accommodated by such incinerator or is of such a nature that cannot be accommodated by such incinerator, written permission to burn such material shall be procured from the chief of the fire department, and such burning shall be done only under the direction and supervision of the fire

department during daylight hours and under such other conditions to site, time and supervision as the chief of the fire department shall direct.

No building materials are to be burned at all per South Carolina and Charleston County Department of Health and Environmental Control regulations. Permits are to be issued to contractors or individuals acting in the capacity of contractors for themselves for land clearing purposes. The maximum size materials to be burned shall not exceed eight inches in diameter and shall not include stumps, tires, or other material of a like nature. Fire size shall be easily manageable and shall not exceed fifteen feet in diameter nor over approximately eight feet in height. Chief of the Fire Department will have the right to set such conditions as to the manner, time and site of burning on the permit to be issued. Failure to comply with the regulations set forth herein and on the burning permit shall constitute due cause for revocation of the permit or burning privileges in the Town of Sullivan's Island and shall be a violation of this section. (5-22-85)

Sec. 8-10. Beach Fires.

It shall be unlawful for any person to start or maintain a fire on the beaches of Sullivan's Island except under the following criteria:

1. Application for a fire must be submitted at least 24 hours in advance at the Sullivan's Island Fire Department, payable and refundable during normal business hours.
2. The location must be approved by the Fire Chief or his assistant and specifically stated on the application.
3. Conditions of Permitting
 - a. No treated wood of any kind is permitted for burning;
 - b. No toxic materials, including trash or debris, of any kind will be used for burning;
 - c. No permits will be granted when a drought exists;
 - d. No permits will be granted when a state red flag watch is declared;
 - e. Beach fire permits will always be granted at the discretion of the Fire Chief. He may deny or cancel a permit if conditions indicate a fire danger to the RC-1 area and adjoining properties. Conditions may include, but are not limited to, strong on-shore winds, flood tides, turtle nesting season, etc.;
 - f. Failure to follow any of the conditions of the permit and the Terms of Agreement will result in removal of the permit and the forfeiture of the

deposit.

4. A deposit of \$250.00 for resident/property owners and a deposit of \$500.00 cash or cashiers check for non-resident/non-property owners must be submitted to the Fire Department through Town Hall and will be refunded upon examination of the area by the Fire Chief or his duly appointed representative. The approved area must be clean of all debris, trash, unburned wood, coals, ashes and litter within a 100-foot radius of the fire by 10:00 AM the following day.
5. The fire must be extinguished and the participants dispersed by 11:00 PM.
6. Failure to obtain a fire permit will result in a \$500.00 fine.
7. No vehicles will be used to transport items to the beach.

(10-15-88) (11-20-01) (5/28/02)

[1] As to fire limits, see SS5-1 of this Code. As to removal of weeds, etc. from private premises, See SS 9-10.

[2] For provisions naming Police Chief as Assistant Fire Chief and Fire Chief as Assistant Police Chief, see SS2-52 and 2-54 of this Code.

[3] As to noise generally, see SD14-15 of this Code.

[4] For state law as to the Firemen's Insurance and Inspection Fund, see SS38-57-10 et seq., Code of Laws of S.C., 1976.