

ORDINANCE NO. 2009-006**AN ORDINANCE TO CREATE SECTION 5.04(4)(a)(11) OF THE
TOWN OF DELAFIELD MUNICIPAL CODE REGARDING
FIRE CHIEF TRAINING EXERCISES AUTHORITY**

WHEREAS, the Town is obligated to provide the residents of the Town with fire protection services by firefighters who are skilled and trained to extinguish fires, and therefore it is necessary and proper to provide hands-on experience for the Town's firefighters in a controlled setting; and

WHEREAS, from time to time property owners offer the Town Fire Department the opportunity to conduct training exercises within their privately owned buildings; and

WHEREAS, the Town Board of the Town of Delafield finds it to be appropriate and advisable that the Town Fire Chief be authorized to conduct training activities within privately owned buildings from time to time, as deemed necessary and appropriate by the Town Fire Chief, provided that an agreement is entered in a form that is approved by the Town Board.

NOW, THEREFORE, the Town Board of the Town of Delafield, Waukesha County, Wisconsin **DOES HEREBY ORDAIN AS FOLLOWS**:

SECTION 1: Chapter 5 of the Town of Delafield Municipal Code entitled "Fire Protection," Section 5.04 entitled "Town Fire Department," subsection (4) entitled "Fire Chief," subsection (a) entitled "Powers and Duties of," subsection (11) is hereby created as follows:

The Chief is authorized to conduct training activities on private property upon entering an agreement with the property owner for this purpose, and the Chief is authorized to execute the "Agreement to Donate Building for Fire Department Training Purposes" in the standard form approved from time to time by separate Resolution of the Town of Delafield Town Board.

SECTION 2: SEVERABILITY.

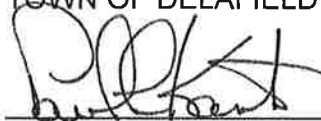
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE.

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

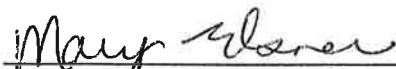
Dated this 11th day of August, 2009

TOWN OF DELAFIELD TOWN BOARD



Paul Kanter, Town Chair

ATTEST:


Mary Elster, Town Clerk

Published and/or posted this 18th day of August, 2009.