

**LOWER PROVIDENCE TOWNSHIP**  
**Montgomery County, Pennsylvania**

**ORDINANCE NO. 669**  
**(Duly Adopted May 21, 2020)**

**AN ORDINANCE OF LOWER PROVIDENCE TOWNSHIP,  
MONTGOMERY COUNTY, PENNSYLVANIA, ENACTING CHAPTER 12  
OF THE LOWER PROVIDENCE TOWNSHIP CODE OF ORDINANCES,  
ESTABLISHING THE OFFICE OF FIRE MARSHAL/EMERGENCY  
MANAGEMENT COORDINATOR AND ESTABLISHING DUTIES AND  
RESPONSIBILITIES OF THE OFFICE OF THE FIRE MARSHAL;  
REPEALING CHAPTER 11, EMERGENCIES AND CHAPTER 40 POLICE  
DEPARTMENT**

***WHEREAS***, the Lower Providence Township Board of Supervisors does hereby establish a new Chapter 12. Office of Fire Marshal/Emergency Management Coordinator and furthermore repeals Chapter 11. Emergencies and Chapter 40. Police Department as outdated and inconsistent with state law as follows:

**ARTICLE I.** Chapter 12. Fire Marshal/Emergency Management Coordinator.

Section 12-1. Creation of office.

The Board of Supervisors of Lower Providence Township hereby creates the office of Fire Marshal and Emergency Management Coordinator and establishes the right, duties, obligation and conditions as set forth in this chapter.

Section 12-2. Appointment.

- A. The Fire Marshal and/or Emergency Management Coordinator shall be appointed by the Lower Providence Township Board of Supervisors and shall serve until a successor is duly appointed.
- B. In the absence of the Fire Marshal, a deputy Fire Marshal may be appointed by the Board of Supervisors and shall have the full authority and carry out the responsibilities of the Fire Marshal.

Section 12-3. Supervisor. The Fire Marshal/Emergency Management Coordinator shall report directly to the Lower Providence Township Chief of Police and/or Township Manager.

Section 12-4. Fire Marshal Duties.

- A. Conduct fire cause investigations and other fire related investigations. Cooperate with law enforcement agencies in the investigation of arson or related crimes.
- B. Coordinate and prepare an emergency operations plan for the Township in accordance with the Pennsylvania Emergency Management Services Code and shall establish and maintain a Township emergency operation center for continuous readiness for immediate activation.
- C. Investigate and/or coordinate fire security alarm violations and issue violation notices or citations as required.
- D. Assist in review and approval of plans for new construction and conduct inspections of buildings and property for fire hazards and compliance with the Township's Fire Prevention Code.
- E. Conduct annual business license inspections and assist the community development department with residential resales and other inspections as needed.
- F. Attend meetings with the Township Manager and Board of Supervisors regarding Fire Marshal activities and projects and respond to concerns, inquires and or complaints from the general public with respect to fire prevention and/or emergency management.
- G. The Fire Marshal shall provide such reports as are necessary and/or requested by the Board of Supervisors regarding fire prevention and/or emergency management.
- H. Perform such other duties as required or assigned by the Township within the scope of the office.

Section 12-5. Authorization of Emergency Expenditures. The Fire Marshal in consultation with the Chief of Police at the scene of a fire or other emergency shall be authorized to make emergency expenditures after consultation with the Township Manager.

Section 12-6. Media Information Release. Information regarding Fire Department operations and or emergency operations shall only be released to the news media and the public at large after consultation between the Fire Marshal and the Chief of Police.

**ARTICLE II.** Chapter 11. Emergencies Adopted on March 14, 1983 by Ordinance No. 295 is hereby repealed in its entirety.

**ARTICLE III.** Chapter 40 adopted by the Board of Supervisors of Lower Providence on March 2, 1964 is hereby repealed in its entirety.

**ARTICLE IV.** Repealer

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

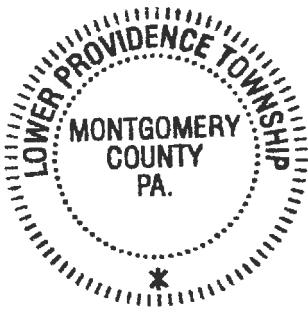
**ARTICLE V. Severability**

If any section, paragraph, sub-section, clause or provision of this Ordinance shall be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof other than that portion specifically declared invalid.

**ARTICLE IV. Effective Date**

This Ordinance shall become effective five (5) days after final enactment.


***SO RESOLVED***, at a duly convened meeting of the Board of Supervisors of Lower Providence Township conducted on this 21<sup>st</sup> day of May, 2020.



**LOWER PROVIDENCE TOWNSHIP  
BOARD OF SUPERVISORS**

  
\_\_\_\_\_  
Jason Sorgini, Chair

ATTEST:

  
\_\_\_\_\_  
Donald Delamater, Township Manager