

ORDINANCE No. 2020-

AN ORDINANCE ADOPTING AMENDMENTS TO THE CODE OF PUBLIC LOCAL LAWS AND ORDINANCES OF CARROLL COUNTY, MARYLAND

WHEREAS, The Board of Commissioners of Carroll County, Maryland (“the Board”), has enacted and codified the "Code of Public Local Laws and Ordinances of Carroll County, Maryland";

WHEREAS, the Board is charged under State law with the duty and responsibility for establishing comprehensive policies and programs to promote the health, safety, and general welfare of the inhabitants of the County and accordingly deems the subject amendment necessary to accomplish these duties and responsibilities; and

WHEREAS, pursuant to § 3-206(e)(1) and (2) of the Code of Public Local Laws and Ordinances of Carroll County, the Board is authorized to create an entity or body with the purpose of administering the County’s affairs relating to fire, rescue, and emergency services and associated activities while maintaining the volunteer emergency services.

NOW, THEREFORE, BE IT ENACTED by the Board of County Commissioners of Carroll County, Maryland:

ARTICLE I. AMENDMENTS.

Section 1. The Code of Public Local Laws and Ordinances of Carroll County, Title III, Administration, Chapter 37, Fire and Emergency Medical Services, is added as follows:

§ 37.01 ESTABLISHMENT AND PURPOSE OF THE DEPARTMENT OF FIRE AND EMERGENCY MEDICAL SERVICES.

(A)(1) There is hereby established a department of the County government which shall be known as the Department of Fire and Emergency Medical Services (“the Department”).

(2) This Department shall consist of both career and volunteer members who operate under the authority of the Fire Director and shall be responsible for the full scope of fire prevention, fire suppression, hazardous materials, emergency medical services and other related public safety functions provided to Carroll County and its municipalities.

(B) Participating individual volunteer fire and rescue organizations and the Carroll County Volunteer Emergency Services Association (“CCVESA”) shall operate as organizational components of the Department.

§ 37.02 DIRECTOR OF THE DEPARTMENT OF FIRE AND EMERGENCY MEDICAL SERVICES.

(A) There shall be a Director (“the Director”) of the Department.

(B) Subject to appointment by the County Commissioners, the Director shall have overall responsibility and full authority for all operations and administration of the Department and its career and volunteer organizational units with the advice and cooperation of any successor advisory board.

(C) The Director shall perform the duties and carry out the responsibilities set forth in the established job description as authorized by the County and as may be amended from time to time.

(D) The Director shall be directly responsible to the County Administrator and serve at the pleasure of the County Commissioners.

(E) Each volunteer fire and rescue organization shall remain an independent, legally designated non-profit organization which shall be responsible for its own administrative affairs.

(F) The Director shall be responsible to establish and enforce the rules, regulations, directives, and procedures of the Department and its organizational components.

(G) The Director may be empowered by the County to carry out any responsibility of the County governing body as provided in the Code of Public Local Laws and Ordinances of Carroll County, § 3-206.

ARTICLE II. SEVERABILITY.

Should any provision, section, sentence, clause, or part of this ordinance be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause, or part of this ordinance, it being the intent of the County Commissioners that such remainder shall be and shall remain in full force and effect.

ARTICLE III. EFFECTIVE DATE.

This Ordinance shall become effective on _____, 2020.

ADOPTED this _____ day of _____, 2020.

THE COUNTY COMMISSIONERS OF
CARROLL COUNTY, MARYLAND,
a body corporate and politic
of the State of Maryland

ATTEST:

Acting County Clerk

_____(SEAL)
Stephen A. Wantz, President

_____(SEAL)
Edward C. Rothstein, Vice-President

_____(SEAL)
C. Richard Weaver, 2nd Vice-President

_____(SEAL)
C. Eric Bouchat, Commissioner

_____(SEAL)
Dennis E. Frazier, Commissioner

Approved for legal sufficiency:

Timothy C. Burke
County Attorney

Notice of Public Hearing published: _____
Public Hearing held: _____
Public Meeting to adopt Ordinance: _____
Notice of Adoption of Ordinance published: _____
Ordinance filed with Clerk of Court: _____

I hereby certify that the actions described above took place on the dates referred to above and that this Ordinance is effective as of the _____ day of _____, 2020.

Timothy C. Burke, County Attorney

12230-0285/ATTORNEY/PUBLICHEARINGS(ORDINANCES)/CH37(FIRE&RESCUEEMERGENCYSERVICES)Ordinance.doc\07/30/20

RETURN RECORDED ORIGINAL ORDINANCE TO:

**County Attorney
225 North Center Street
Westminster, Maryland 21157**