



# City of Harrisonburg, Virginia

## Office of the City Manager

409 South Main Street  
Post Office Box 20031  
Harrisonburg, VA 22802  
(540) 432-7701 / FAX (540) 432-7778

G. Chris Brown  
City Attorney

TO: Kurt Hodgen, City Manager  
FROM: Wesley Russ, Assistant City Attorney  
DATE: May 1, 2017  
RE: Fire Marshal and Assistants

**Summary:** Consider amending and re-enacting Section 5-2-35 ("Fire chief—Appointment; duties; term of office.") and enacting Section 5-2-41 ("Powers and duties of fire marshal; assistants.").

**Background:** Section 5-2-35 was last amended June 22, 2004.

**Key Issues:** The amendment to Section 5-2-35 and the new Section 5-2-41 update the language to be consistent with the City's current practice and the language of the Code of Virginia regarding the powers and duties of the Fire Chief, in his or her capacity as the City's appointed fire marshal, and the authority to appoint one (1) or more assistant fire marshal(s).

**Environmental Impact:** None

**Fiscal Impact:** None

**Prior Actions:** N/A

**Alternatives:**

- (a) Approve amending and re-enacting Section 5-2-35 and enacting Section 5-2-41; or
- (b) Deny amending and re-enacting Section 5-2-35 and enacting Section 5-2-41.

**Community Engagement:** N/A

**Recommendation:** Staff recommends approval of the amendment to Section 5-2-35 and enactment of Section 5-2-41.

**Attachments:**

- 1. Red-lined copy of Sec. 5-2-35.
- 2. Clean copy of Sec. 5-2-35 and 5-2-41.

### **Review:**

*The initiating Department Director will place in Legistar, in sequence of transmittal, the names of each department that must initial their review in order for this item to be placed on the City Council agenda. The completion of review only addresses the readiness of the issue for Council consideration. This does not address the recommendation for approval or denial of the issue.*



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