

Chapter 8

CIVIL DEFENSE*

Sec. 8-1. Definitions.

For the purposes of this chapter the following words and phrases shall have the meanings respectively ascribed to them in this section:

Department: The department of civil defense.

Director: The director of the department of civil defense. (Rev. Ords. 1973, § 5-1)

Cross reference—Rules of construction and definitions generally, § 1-3

Sec. 8-2. Establishment of department and appointment of director.

By virtue of the Acts of 1950, chapter 639, the department of civil defense is established which shall be under the charge of a director of civil defense, who shall be appointed by the mayor subject to confirmation by the board of aldermen. (Rev. Ords. 1973, § 5-2)

State law reference—Acts of 1950, c. 639

Sec. 8-3. Powers and duties generally of department and director.

The department and the director shall, subject to the direction and control of the mayor, have all the powers, duties and immunities of local organizations for civil defense and of local directors of civil defense, respectively, provided by Acts of 1950, chapter 639, including also the expenditure of all sums appropriated for the purpose of civil defense under section 15 of such chapter. (Rev. Ords. 1973, § 5-3)

Sec. 8-4. Advisory board.

The mayor is authorized to appoint an unpaid civil defense advisory board, to include such department heads and other officers or citizens of the city as the mayor may deem advisable, whose duty it shall be to advise the mayor and the director on matters of civil defense. The necessary expenses of such board shall be paid from sums appropriated to the department. (Rev. Ords. 1973, § 5-4)

Sec. 8-5. Acceptance of services, equipment and loans from federal government, commonwealth, etc.

The director, with the approval of the mayor, is authorized to accept on behalf of the city any services, equipment or loans for purposes of civil defense by the federal government, the commonwealth or any agency or officer thereof or any person subject to the terms of the offer and the rules and regulations, if any, of the agency making the offer, and for such purpose to execute such agreements or documents as may reasonably be required, including a surety bond for the faithful performance of such agreement. (Rev. Ords. 1973, § 5-5)

Sec. 8-6. Volunteer, unpaid auxiliary police.

The chief of police, with the approval of and when authorized to do so by the mayor, may, pursuant to Acts of 1950, chapter 639, section 11(a), appoint, train and equip volunteer, unpaid auxiliary police who shall exercise or

* **Cross references**—Administration, Ch. 2; police, Ch. 24; public works department, Ch. 25; streets and sidewalks, Ch. 26

State law references—Acts of 1950, c. 639

perform such of the powers or duties of police officers as may be prescribed by the chief of police; provided, 1) that such powers or duties shall not be exercised or performed by them except while they are on active duty and displaying an authorized badge or other insignia after being called to such duty by the chief of police, or other officer for the time being performing the duties of the chief, to meet a situation which, in his opinion, cannot be adequately handled by the regular police force or by the reserve police force, if any; and 2) that such unpaid auxiliary police shall not direct traffic at construction sites in the public way.

(Rev. Ords. 1973, § 5-6; Ord. No. V-125, 7-14-97)

State law reference—Acts of 1950, c. 639, § 11(a)

Cross reference—Police to direct traffic; construction sites; direction in event of fire or emergency, § 19-46

Sec. 8-7. Volunteer, unpaid auxiliary fire fighters.

The chief of the fire department, with the approval of and when authorized to do so by the mayor, may, pursuant to Acts of 1950, chapter 639, section 11(a), appoint, train and equip volunteer, unpaid auxiliary fire fighters. (Rev. Ords. 1973, § 5-7)

Cross reference—Fire department, Ch. 10, Art. II

Sec. 8-8. Other volunteer, unpaid protection units.

The mayor is authorized, whenever he shall deem it advisable, and in accordance with Acts of 1950, chapter 639, section 11(a), to establish and equip such other volunteer, unpaid protection units as may be approved by the civil defense agency of the commonwealth, and to appoint and train their members. The necessary expenses incurred under this section shall be paid from sums appropriated to the department. (Rev. Ords. 1973, § 5-8)

Sec. 8-9. Aid to other municipalities.

The chief of police, or other officer for the time being performing the duties of the chief, is authorized when requested to do so by any other city or town in the commonwealth, and in accordance with Acts of 1950, chapter 639, section 11(b), to extend aid to such city or town in the suppression of riots or other forms of violence therein. (Rev. Ords. 1973, § 5-9)

State law reference—Acts of 1950, c. 639, § 11(b)

Sec. 8-10. Duration of operation of chapter.

Whenever Acts of 1950, chapter 639 shall become inoperative, the provisions of this chapter shall also become inoperative except as to anything done and the performance of obligations undertaken prior to such date. Whenever chapter 639 shall become inoperative, or at the expiration of one year after the termination of any future declaration of a state of emergency under chapter 639, whichever occurs earlier, the department of civil defense and the powers thereof shall ipso facto cease to exist, and the performance of obligations undertaken by it prior to such date, together with the unexpended but encumbered balance of appropriations made to it shall be transferred to the executive department. (Rev. Ords. 1973, § 5-10)