

ORDINANCE NO. 2024-41

AN ORDINANCE TO CREATE AND ENACT CHAPTER 9-03 RELATING TO FIRE PROTECTION SERVICES, AND CHAPTER 12-12 RELATING TO CAMPING ON PUBLIC PROPERTY, OF THE REVISED ORDINANCES OF 2006 OF THE CITY OF HARWOOD, NORTH DAKOTA.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARWOOD, NORTH DAKOTA:

SECTION 1. Chapter 9-03 of the Revised Ordinances of 2006 of the City of Harwood, North Dakota, is hereby created and enacted to read as follows:

CHAPTER 9-03

FIRE PROTECTION SERVICES

SECTIONS:

- 9-0301. Fire Services – Construction.
- 9-0302. Fire Services – Control by Gate Valve.
- 9-0303. Fire Services – When Meters Not Required.
- 9-0304. When Fire System to be Opened.
- 9-0305. Seals Broken on Fire System – Notice of Water Department.
- 9-0306. Size of Fire Service Limited.
- 9-0307. Installation of More Than One Fire Service to Same Premises.
- 9-0308. Use of Fire Service for Other Purposes – Penalty.
- 9-0309. City May Require Owner to Furnish Meter.
- 9-0310. Fire Hydrants – Permit Required to Use.
- 9-0311. Use of Fire Hydrants in Flushing Sewers and Streets.
- 9-0312. Opening of Fire Hydrants.

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9-0301. **FIRE SERVICES – CONSTRUCTION.** The construction of fire services must be under the personal supervision of an authorized employee of the city and/or fire department, and the cost of this supervision will be charged to the owner.

9-0302. **FIRE SERVICES – CONTROL BY GATE VALVE.** Fire services must be controlled by a gate valve placed in the street as near to the main as practicable. Valves must be of a standard type and must have a substantial valve box fitted with a cover upon which directions for opening or closing the valve are plainly marked.

9-0303. **FIRE SERVICES – WHEN METERS NOT REQUIRED.** Private fire protection services may be constructed without meters, provided, that all outlet valves are sealed and that the system is approved by the city and fire department.

9-0304. **WHEN FIRE SYSTEM TO BE OPENED.** Fire protection systems must be opened in case of fire or for inspection and must not supply water for domestic or other than fire purposes.

9-0305. **SEALS BROKEN ON FIRE SYSTEM – NOTICE OF WATER DEPARTMENT.** When seals on a fire protection system are broken, it is the duty of the owner or occupant to notify the city and fire department within 24 hours thereafter.

9-0306. **SIZE OF FIRE SERVICE LIMITED.** The city and/or fire department reserve the right to limit the size of fire protection services where the street mains are of such size as to make it necessary in order to protect public interest.

9-0307. **INSTALLATION OF MORE THAN ONE FIRE SERVICE TO SAME PREMISES.** If more than one service is installed to the same premises, the piping system of one must not be connected with the other except on recommendation of the city engineer.

9-0308. **USE OF FIRE SERVICE FOR OTHER PURPOSES – PENALTY.** In any case when the owner or occupants of any premises are found to be using water from a fire service for purposes other than fire protection, the water will be shut off from the same. A violation of this rule will be considered sufficient cause for cutting the service off at the main and refusing to reconnect same while the offender occupies the premises.

9-0309. **CITY MAY REQUIRE OWNER TO FURNISH METER.** The city reserves the right at any time to require the owner of the premises supplied to furnish and install, at the owner's expense and under the direction of the city engineer, an approved water meter and to keep the same in accurate operating condition.

9-0310. **FIRE HYDRANTS – PERMIT REQUIRED TO USE.** No person, other than authorized personnel of the City or of the Harwood fire department, shall use a fire hydrant without first obtaining a permit therefor from the city and fire department; and without making arrangements for metering all water used. A violation of this section is punishable by a minimum fine of \$250 and a maximum fine of \$1,000.

9-0311. **USE OF FIRE HYDRANTS IN FLUSHING SEWERS AND STREETS.** Hydrants used for construction purposes or for flushing sewers and streets must have a reducing coupling attached to the nozzle of the hydrant with an independent throttling valve for regulating the supply.

9-0312. **OPENING OF FIRE HYDRANTS.** Hydrants shall be opened only with a numbered hydrant spanner which must be obtained either from the fire department or from the city.

SECTION 2. Chapter 12-12 of the Revised Ordinances of 2006 of the City of Harwood, North Dakota, is hereby created and enacted to read as follows:

## CHAPTER 12-12

### CAMPING ON PUBLIC PROPERTY

#### SECTIONS:

- 12-1201. Definitions.
- 12-1202. Prohibited Camping.
- 12-1203. Removal of a Campsite.
- 12-1204. Penalties and Enforcement.

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12-1201. **DEFINITIONS.** For the purpose of this Chapter, the following definitions will apply:

1. "City" means the City of Harwood, North Dakota.
2. "Camp" means to set up or to remain in a campsite.
3. "Campsite" means to pitch, erect, create, use, or occupy camp facilities for the purposes of habitation or maintaining a temporary place to live, as evidenced by the use of camp paraphernalia.
4. "Camp facilities" include, but are not limited to, lean-to, shacks, tents, huts, temporary shelters, or vehicles.
5. "Camp paraphernalia" includes, but is not limited to, tarpaulins, cots, beds, sleeping bags, pallets, mattresses, hammocks, stoves or fires, outdoor cooking devices or utensils and similar equipment.
6. "Enforcement officer" means a sworn law enforcement officer.
7. "Park areas" or "Park property" means those parks and recreation facilities identified in the city of Harwood owned and maintained by the Park District or the City.
8. "Public property" means vacant or occupied lands that are owned, possessed or under the control of the city of Harwood, open to the public, premises, and buildings, including but not limited to any building used in connection with the transaction of public business and includes public rights-of-way. Public property as used in this Chapter includes Park areas and Park property designated by the Park District of the city of Harwood for inclusion in this Chapter and corresponding Resolution, as the same shall be adopted from time to time.

9. "Public rights of way" means the area between boundary lines of a public street or other public easement that is reserved, used, or to be used for a public street, alley, or pathway.
10. "Store" or "storage" means to put aside or accumulate for use when needed, to put for safekeeping, to place or leave in a location.
11. "Unsanitary" means a hazard to the health and safety of the public, to include but not limited to human waste, bodily fluids, or chemical contamination.

12-1202. **PROHIBITED CAMPING.** No person may camp or establish any campsite in or upon any public property except as expressly authorized by this Chapter or by Resolution of the City Council of the city of Harwood.

12-1203. **REMOVAL OF A CAMPSITE.**


1. Any person camping unlawfully must vacate and remove all belongings from the public property within forty-eight (48) hours of receiving notice to vacate from an enforcement officer.
2. After notice has been given to vacate a campsite and the allotted time has expired, the City or its contractor will remove the campsite, all camp facilities and camp paraphernalia as the same has been deemed a public nuisance.
  - (a) All unclaimed personal property with apparent value or utility will be stored for 60 days as required by law.
  - (b) All unclaimed items that have no apparent utility or value, are in an unsanitary condition, or present an immediate hazard or danger, may be immediately discarded upon removal of individuals from the campsite.
  - (c) Any personal property that remains unclaimed for 60 days after the campsite cleanup may be disposed of in accordance with law.
  - (d) Weapons, drug paraphernalia, and items which reasonably appear to be evidence of a crime may be retained and/or disposed of by any law enforcement agency in accordance with the department's written policies and procedures.

12-1204. **PENALTIES AND ENFORCEMENT.**

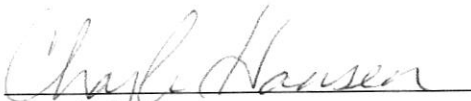
1. Violations of any provision of this Chapter is an infraction and may result in additional violations of Harwood City Ordinances or North Dakota Century Code.

2. In addition to any other penalties that may be imposed, any campsite used in a manner not authorized by this Chapter, or other provisions of this code constitute a public nuisance and may be abated as such.
3. The remedies described in this Chapter will not be the exclusive remedies of the City for violations of this Chapter.

SECTION 3. Effective Date. This ordinance shall be in full force and effect from and after the date of its final passage and publication.

  
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Mayor of the City of Harwood, North  
Dakota

ATTEST:

  
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City Auditor

Date of First Reading:        October 7, 2024  
Date of Second Reading:    November 4, 2024  
Date of Publication:        November 20, 2024