

CHAPTER 439

BOARD OF FIRE AND POLICE COMMISSIONERS

439.01 BOARD CREATED.

The fire department of a city is a governmental agency employed by the city in performing one of its public duties, to protect the lives and property of its citizens. It is the established rule in this state and in general that ordinary speed regulations and other regulations as to the use of public streets do not apply to fire apparatus responding to a fire alarm and hastening to reach a fire. Such a situation presents an emergency, which should not be held to come within a road regulation or ordinance unless expressly so provided, or unless it clearly appears that such was the intention. It is the general and perhaps universal rule that regulations governing the rate of speed upon public streets and highways do not apply to fire apparatus on the way to a fire. *Hubert v Granzow*, 131 M 361, 155 NW 204; *Ring v Mpls. St. Ry.* 173 M 269, 217 NW 130.