

**TOWN OF CLAYTON FIRE DISTRICT
RESOLUTION 2024-8
RESOLUTIONS PERTAINING TO USE OF THE
NAME "TOWN OF CLAYTON FIRE DEPARTMENT"**

WHEREAS, Town Law authorizes a Fire District Board of Fire Commissioners to organize and maintain one or more fire companies; and

WHEREAS, the various fire companies under the authority and jurisdiction of a Fire District are considered to be the fire department of the Fire District; and

WHEREAS, the Town of Clayton Fire District ("Fire District") currently has two fire companies under its authority and jurisdiction: the Depauville Volunteer Fire Department, Inc. ("Depauville VFD") and the Clayton Volunteer Fire Department, Inc. ("Clayton VFD"), collectively referred to herein and otherwise as the "Fire Companies"; and

WHEREAS, the Board of Fire Commissioners of the Fire District ("Board") is aware of and recognizes that the term "Town of Clayton Fire Department" is not a legal entity as such nor creates such, but is merely an informal moniker or nickname commonly used by those associated with the Fire Companies and otherwise; and

WHEREAS, the Town of Clayton Fire District has adopted "Town of Clayton Fire District Rules and Regulations" pursuant to the authority of Town Law 176(11) and as otherwise provided by law and, as part of such Rules and Regulations, has identified the Fire Companies collectively as the fire department of the Fire District; and

WHEREAS, the Board desires to provide guidance to members of the Fire Companies and others regarding the use of the term "Town of Clayton Fire Department" in order to avoid confusion, mis-identification of entities or otherwise and to assure proper identification of legally responsible parties for purchases, operational matters and otherwise; and

WHEREAS, the Town of Clayton Fire District hereby adopts the following Resolutions for such purposes.

NOW THEREFORE, BE IT

RESOLVED, that the Board of Fire Commissioners of the Town of Clayton Fire District does hereby authorize use of the name "Town of Clayton Fire Department" to collectively describe the active membership of the two fire companies serving the Fire District, Depauville VFD and Clayton VFD, subject to the conditions and terms stated herein and as the Board may otherwise determine and direct; and it is further

RESOLVED, that upon the prior written authorization of the Board of Fire Commissioners the term "Town of Clayton Fire Department" may be used for permitted apparel, equipment, gear, signage, letterhead, logos, and as may otherwise be authorized in the sole discretion of the Board of Fire Commissioners; and it is further

RESOLVED, that these Resolutions do not authorize the formation of a new fire

