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SAMPLE FIRE DEPARTMENT BYLAW

A Bylaw to continue the Municipal Fire Service and to regulate and impose requirements in relation to the Municipal Fire and Emergency Services, fireworks, outdoor burning, and the safety and protection of persons and property.

WHEREAS pursuant to the Community Charter, the Fire Services Act and other legislation, Council may provide Fire Protection for the City;

NOW THEREFORE the Council of the Corporation of the City of _____, in open meeting assembled, ENACTS AS FOLLOWS:

PART ONE – CITATION

1.1 This Bylaw shall be cited for all purposes as “City of _____ Fire Services Bylaw No. ____.”

PART TWO – DEFINITIONS AND INTERPRETATION

2.1 Definitions

Schedule “A” hereto and forming part of this Bylaw contains definitions of terms used in this Bylaw.

2.2 Interpretation

Unless otherwise defined, all words and phrases in this Bylaw shall be construed in

accordance with the meaning assigned to them by the current Building Code, Fire Services Act or Fire Code, and the singular shall include the plural and masculine includes the feminine gender.

2.3 Headings

The headings given to parts, sections and paragraphs in this Bylaw are for convenience or reference only and are not to be construed as defining, or in any way limiting, the scope or the intent of the provisions of this Bylaw.

2.4 Severability

If any portion of this Bylaw is for any reason held invalid by any court of competent jurisdiction, the invalid portion shall be severed and the severance shall not affect the validity of the remainder.

2.5 Adoption of Fire Code

The Fire Code is adopted and made part of this Bylaw and shall be applicable within the City.

PART THREE - FIRE AND EMERGENCY SERVICES OPERATIONS

3.1 Management

(a) _____ Fire and Emergency Services are hereby continued and the head of the Fire and Emergency Services shall be known as the Director of Fire and Emergency Services.

(b) The Director of Fire and Emergency Services shall report to the Chief Administrative Officer and be responsible for the efficient operation of the Fire and Emergency Services.

(c) In addition to the Director of Fire and Emergency Services, Fire and Emergency Services staff shall consist of such number of officers and Members as from time to time may be deemed necessary by Council.

(d) Emergency Services levels shall be specified in a policy of Council.

(e) The Director of Fire and Emergency Services shall be responsible for the management, control and supervision of the Fire and Emergency Services, all

Fire and Emergency Services personnel and the discipline thereof, and the care, custody and control of all buildings, apparatus and equipment of the Fire and Emergency Services.

(f) The Director of Fire and Emergency Services may make rules and regulations for the proper and efficient administration and operation of the Fire and Emergency Services and may vary, alter or repeal such rules or regulations as he shall deem fit or necessary.

(g) The Director of Fire and Emergency Services may recommend policies and operational guidelines for the proper and efficient administration and operation of the Fire and Emergency Services, and may vary, alter, or repeal such policies and operational guidelines as deemed necessary.

3.2 Limits of Jurisdiction

The geographical limits of the jurisdiction of the Fire and Emergency Services shall be the area within the boundaries of the City of _____ and no apparatus or personnel of the Fire and Emergency Services shall be used beyond the limits without:

- (a) An express written mutual aid or other agreement providing for the supply of fire fighting and emergency services outside the municipal boundaries;
- (b) The prior approval of Council with the consent of the other Local Government;
- or
- (c) The prior approval of the Mayor on behalf of Council if the Mayor advises Council at the next meeting of Council.

EXCEPT THAT where the Director of Fire and Emergency Services considers that an emergency exists, which poses an imminent risk to City property or property protected through express written mutual aid or other agreement, the Director may authorize personnel and apparatus to respond. The Director shall advise Mayor and Council at the first available opportunity.

3.3 Prevention, Control and Enforcement

(a) The Director of Fire and Emergency Services or other Member is authorized to:

(i) enter on property and inspect premises for conditions that may cause a fire, increase the danger of a fire or increase the danger to persons or property from a fire;

(ii) take measures to prevent and suppress fires, including the demolition of buildings and other structures to prevent the spreading of fires including commandeering privately owned, specialized equipment which the Director of Fire and Emergency Services considers necessary to combat, control or otherwise deal with an incident;

(iii) enter on property and into premises with or without the apparatus equipment of the Fire and Emergency Services to combat, control or deal with an incident.

(iv) require an owner or occupier of real property to undertake any actions directed by the Director of Fire and Emergency Services or other authorized persons for the purpose of removing or reducing anything or condition that the Director of Fire & Emergency Services considers a fire hazard or increases the danger of fire;

(b) If an emergency arising from a fire hazard or from a risk of explosion causes the Director of Fire and Emergency Services to be apprehensive of imminent or serious danger to life or property, or of a panic, the Director of Fire and Emergency Services may immediately take the steps he or she thinks advisable to remove the hazard or risk.

(c) If the Director of Fire and Emergency Services believes that conditions exist in or near a hotel or public building, that, in the event of a fire, might seriously endanger life or property, the Director of Fire and Emergency Services may immediately take the action he or she believes advisable to remedy the conditions to eliminate the danger and may evacuate and close the hotel or public building.

(d) For the purposes of subsection 3.3(b) and (c), the Director of Fire and Emergency Services may evacuate a building or area, and may call on the

police and fire prevention authorities who have jurisdiction to provide assistance.

3.4 Services

Fire and Emergency Services is authorized to provide assistance in response to:

- (a) medical emergencies;
- (b) hazardous environment, land, ice and water rescue;
- (c) dangerous good and hazardous materials Incidents;
- (d) transportation accidents; and
- (e) aid agreements with other local governments or agencies.

PART FOUR - CONDUCT OF PERSONS

4.1 Hindrance

No person shall obstruct, impede or hinder a Member or any other person in the execution of their duties under this Bylaw.

4.2 Prohibition of Entry

Except as authorized by the Director of Fire and Emergency Services or other Member, no person shall:

- (a) enter any building threatened by an Incident;
- (b) enter within an area designated by ropes, guards or tapes, which are erected by or under the direction of a Police Officer or the Fire and Emergency Services, across or around any or all streets, lanes, alleys or buildings; or
- (c) refuse to move from a designated area referred to in subsection 4.2(b) when directed by a Police Officer or a Member.

4.3 Traffic Control

A person at or near an Incident shall obey all traffic control directions given by a Police Officer or a Member.

4.4 False Representation

No person shall falsely represent themselves as a Member, nor wear or display any Fire and Emergency Services badge, cap, button, insignia or other paraphernalia for the purpose of such false representation.

4.5 Driving Over Equipment

No person shall drive a vehicle over any fire hose or other equipment of the Fire and Emergency Services unless directed by a Police Officer or a Member.

4.6 Vacant Buildings

(a) Every owner of an abandoned or unoccupied premises must ensure the premises is made and kept secure against an unauthorized entry or occupation by one or more of the following methods:

(i) affixing structural barriers to windows and other points of ingress using materials and installation effective to preclude entry;

(ii) installing security fencing or other perimeter barriers; and/or

(iii) employing security or guard patrols on a frequent and periodic basis.

(b) If a member finds unoccupied premises, which are accessible, contrary to subsection 4.6(a) the Member may contact the owner of the premises and inform the owner that the premises must be secured against unauthorized entry.

(c) If the owner fails to bring the premises in compliance with subsection 4.6(a) within 24 hours of receiving notice to do so, the Member may have the premises secured by a contractor who may board up or otherwise secure doors, windows and other points of entry into the premises in order to prevent fires.

(d) If action is taken in default under subsection 4.6(c) of the Bylaw the City may recover the expenses incurred from the owner, together with costs and interests as if the amount were municipal taxes.

PART FIVE - FIRE PREVENTION REGULATIONS

5.1 Fires In Public Places

(a) No person, except a Member or an employee of the City acting in the course of their employment or under the authority of an approved burning Permit, shall make or light a fire on any highway allowance, street, lane, square, park

or other public place within the City, unless designated in Schedule “B” of this Bylaw.

(b) The Director of Fire and Emergency Services may designate public areas where Campfires and cooking fires are Permitted. Designated areas where Campfires are permitted within the City are identified in Schedule “B”, hereto and forming part of this Bylaw.

5.2 Discarding Burning Substances

No person shall discard, throw or drop any lighted match, cigar, cigarette or other burning substance into or near any combustible material.

5.3 Accumulation of Combustibles

No Owner or Occupier shall cause or permit wastepaper, hay, grass, straw, weeds, litter or other combustible material, waste or rubbish to accumulate in any building, yard, vacant lot, carport, garage or open space. The Owner or Occupier of the land or building shall dispose of said growth or material and take such precautions to prevent fire or damage to life or property, as required by the Director of Fire and Emergency Services.

5.4 Open Air Burning Prohibited

Unless exempted under Section 5.5 or authorized by a burning Permit issued by the Director of Fire and Emergency Services under Section 5.6 of this Bylaw, no person shall burn any substance for any purpose in the open air or in any portable incinerator in the open air. Burning of residential waste, including both household and yard materials, is strictly prohibited in the open air.

5.5 Exceptions

Despite the prohibition in Section 5.4, burning in the open air for the following limited purposes is permitted:

(a) Barbeques – barbeques and hibachis may be used for food cooking purposes in the open air provided that the fuel used is either charcoal, natural gas, propane, or butane;

(b) Cooking Fires and Campfires – cooking fires and camp fires in the open air

may be permitted within acceptable fire pits, chimeneas or approved stove.

(c) Fire and Emergency Services Open Air Burning - the Director of Fire and Emergency Services may authorize open air burning to eliminate fire hazards or for fire training exercises.

5.6 Burning Permit

(a) The Director of Fire and Emergency Services may issue a Permit to allow burning of Land Clearing Debris in open air.

(b) Permits will only be issued for open burning of Land Clearing Debris originating from the site on which the burning is to be carried out and following referral to and approval from federal or provincial regulatory agencies, where applicable.

(c) Burning of Land Clearing Debris may only occur between November 1 and March 31, when authorized by the Director of Fire and Emergency Services.

(d) Open burning of Land Clearing Debris must be carried out at least 100 metres from neighboring residences and businesses, and 500 metres from schools in session, hospitals and facilities used for continuing care as defined under the Continuing Care Act.

(e) Every person to whom a Permit has been issued shall be responsible for and in charge of a fire while the fire is burning or smoldering, and until such fire is completely extinguished, and shall provide sufficient equipment in order to prevent the fire from getting beyond control or causing damage or becoming dangerous to life or property.

(f) Ignition of materials for such burning shall only occur on days when the smoke Ventilation Index as reported by the Meteorological Service of Canada is 55 (good) or greater and 34 (fair) or greater for the second day of smoke release.

(g) The Director of Fire and Emergency Services may refuse to issue or may cancel a Permit and/or order a fire extinguished whenever burning, having regard to all the prevailing circumstances, is hazardous or creating a nuisance.

(h) Ignition of materials for such burning shall only occur during daylight hours.

(i) No burning materials shall be added to a fire after 1700 hours (5:00 p.m.).

(j) The smoke release for each Permit shall not be greater than 72 consecutive hours.

(k) The authority of the Director of Fire and Emergency Services under subsection 5.6 (a) can be exercised by any other person designated by the Director of Fire and Emergency Services to act in place of the Director of Fire and Emergency Services in his absence or availability.

5.7 Residential Indoor Burning

(a) The indoor burning of residential waste, including but not limited to household and yard materials, is prohibited. Only seasoned firewood and clear construction material, which does not contain painted, treated or adhesive materials, may be burned within residential fireplaces and woodstoves.

(b) Upon complaint a Member is authorized at all reasonable hours to enter and inspect the materials burned within residential fire places and wood stoves.

5.8 Construction/Commercial/Industrial Burning

All commercial and industrial burning of waste and the burning of wood waste or any other combustible material from construction projects is prohibited.

5.9 Responsibility

(a) Every person who starts any outdoor fire, or fails to extinguish any outdoor fire, whether such fire was started with or without a Permit, shall be responsible for the care and control of such fire. A fire shall be deemed to be out of control when it spreads beyond the boundaries of its enclosure or the parcel of land on which it was started, or threatens to do so, or when it endangers any building or property.

5.10 Suspension of All Burning

The Director of Fire and Emergency Services may suspend all outdoor burning if he deems that conditions exist that such burning creates a fire hazard.

5.11 Prohibits Smoking

Where the Director of Fire and Emergency Services considers conditions may make

Smoking a hazard in any warehouse, store, industrial plant, institution, place of assembly, open space where combustible materials are stored or handled or any other place, the Director of Fire and Emergency Services may prohibit Smoking in such areas, and may order the Owner or Occupier, in writing, to post "NO SMOKING" signs in the buildings, structures, rooms or places where Smoking is prohibited.

PART SIX - INSPECTION OF PREMISES

6.1 Authorization to Enter

A Member of Fire and Emergency Services is authorized to enter at all reasonable times on any property in order to ascertain whether the requirements of this Bylaw are being complied with, and in addition to the powers vested by the Fire Services Act, a Member is authorized and empowered to inspect premises for conditions that may cause fire or increase the danger of fire or the danger to persons, and to deal with any matter in a manner not repugnant to any provision of the Fire Services Act or its regulations.

6.2 Provision of Information

Every Occupier shall provide all information and render all assistance required by a Member of Fire and Emergency Services in connection with the inspection of a premise under this Bylaw.

6.3 False Information

No person shall withhold or falsify any information required by a Member of Fire and Emergency Services nor refuse to assist in an inspection under this Bylaw.

6.4 Obstruction

No person shall obstruct or interfere with a Member of Fire and Emergency Services during an inspection under this Bylaw.

6.5 Signing Pull Stations

Every building equipped with a fire alarm system, which is not continuously monitored by an approved monitoring agency, shall display a permanently mounted sign at each manual fire alarm pull station reading:

"LOCAL ALARM ONLY - IN CASE OF FIRE TELEPHONE 9-1-1"

The dimensions of each sign shall be not less than 50 mm by 100 mm (2 inches x 4 inches) on permanent red and white or white on red plastic lamacoid or equivalent material.

6.6 Fire Lane Gates

Any gates, bollards, chains or other assembly used to secure primary or secondary fire access roads or lanes shall be approved by the Director of Fire and Emergency Services before installation.

6.7 Fire Lane Signs and Obstruction

(a) Open fire lanes shall be clearly identified by permanent signs or by a highway painting of lines and markings. The size and colour of all markings and signs shall be approved by the Director of Fire and Emergency Services before installation or display. Signs and markings shall read:

"FIRE LANE - NO PARKING"

(b) No person shall park a Motor Vehicle in contravention of a fire lane sign or marking.

6.8 Refuse/Garbage Containers

All commercial or communal Garbage containers larger than a 90 litre (20 gallon) capacity shall be stored in a location which is no less than 5 metres (16 feet) from any combustible construction or materials or unprotected building openings. Where the foregoing clearances cannot be met, a non-combustible container with noncombustible self-closing lids and no hold-open devices may be used, provided that the container is placed in a location that is approved by the Director of Fire and Emergency Services and which is no less than 1 meter (3 feet) from any combustible construction or materials or unprotected building openings.

6.9 Monitoring of Fire Alarm Systems

Every fire alarm system installed in a building in accordance with the requirements of the Building Code, shall be monitored and transmit signals to the Fire and Emergency Services by way of an approved, independent, central station conforming to NFPA-71

“Standard for the Installation, Maintenance, and Use of Protective Signaling Systems.”

6.10 Interruption of Fire Protection Systems

(a) Interruption of normal operation of a Fire Protection system for any purpose constitutes a temporary shutdown. During a shutdown, the system Owner or authorized agent shall provide alternate measures to ensure that the level of safety which the system provided is maintained.

(b) In the event of a shutdown of a fire alarm system, the Owner or Owner’s authorized agent shall provide alternate measures, which are satisfactory to the Director of Fire and Emergency Services, to ensure that all persons in the building can be promptly informed, and the fire department notified, should a fire occur while the alarm system is out of service.

6.11 Exit Paths in Open Floor Storage Areas

Every required exit door located in an open floor storage area shall be served by an aisle that is kept clear at all times of any materials or products and shall:

- (a) have a clear width of not less than 1,100mm (44 inches);
- (b) have a painted yellow border 100 mm (4 inches) in width with diagonal lines spaced 300 mm (12 inches) apart between the aisles borders; and
- (c) be provided with adequate emergency lighting coverage; and
- (d) be cumulative when design conditions exist where aisles or exit corridors merge.

6.12 Outdoor Storage

Materials stored outdoors shall not be stored on a manner that:

- (a) contributes to the spread of fire to a building or other property;
- (b) creates an obstacle or obstruction for fire fighting.

6.13 Indoor Storage

Materials stored indoors shall not be stored in a manner that:

- (a) creates a fire hazard;
- (b) creates an obstacle or obstruction for fire fighting.

6.14 Addressing of Occupancies

Each premise must be individually addressed. An individual address must be placed on new or existing buildings or structures in such a position as to be plainly visible and legible from the street, road, fire lane, or other right of way or easement and at the front of the structure. The address must be legible from a distance of 15 metres.

6.15 High Building Anchoring Systems

Every Owner of a building exceeding five stories in height shall:

- (a) ensure that one or more engineered rope rescue anchoring systems that are rated for a two-person load are installed and maintained in safe and proper operating condition on the building;
- (b) ensure that when any apparatus is installed on the building and used to provide access to the side of the building for window washers or other workers, one or more engineered rope rescue anchoring systems that are rated at a two-person load are provided to rescue such workers;
- (c) test all engineered rope rescue anchoring systems annually in conjunction with the manufacturer's recommendations to ensure that they are functioning correctly, and maintain a copy of the annual test results in the Fire and Emergency Services operations box located at the fire control panel in the building; and
- (d) promptly repair or replace any rope rescue anchoring system that is not in a safe and proper operating condition.

6.16 Communications Antennae in Buildings

Where the design or construction methods for a building may cause poor communications for fire fighting and rescue operations, or where the Owner is directed to do so by the Director of Fire and Emergency Services, the Owner shall, at the Owner's cost, ensure that an engineered communications antenna, which is satisfactory to the Director of Fire and Emergency Services, is installed and maintained on the building.

6.17 Indemnification

Neither the City nor any employee of the City is liable for any damages or loss,

including economic loss, sustained by any person, or to the property of any person, resulting from:

- (a) any inspection carried out under this Bylaw;
- (b) any failure to carry out an inspection under this Bylaw;
- (c) any Permit or notice issued under this Bylaw; or
- (d) approvals or disapprovals of any equipment under this Bylaw.

PART SEVEN – BUILDING AND OCCUPANT SAFETY

7.1 Smoke Alarms

(a) Smoke alarms conforming to CAN/ULC-S531 – “Smoke Alarms” shall be installed in each dwelling unit and each sleeping room not within a dwelling unit.

(b) Smoke alarms within dwelling units shall be installed between each sleeping area and the remainder of the dwelling unit, and where sleeping areas are served by hallways, the smoke alarm shall be installed in the hallways.

(c) Within dwelling units, sufficient smoke alarms shall be installed so that:

- (i) There is at least one (1) smoke alarm on each storey including basements, and
- (ii) On any storey of a dwelling unit containing sleeping rooms, a smoke alarm is to be installed in each sleeping room.

7.2 Fire Protection Equipment

(a) Fire protection installations shall be maintained in operable conditions at all times.

(b) Fire alarm systems shall be inspected and tested in conformance with CAN/ULC-S536, “Inspection and Testing of Fire Alarm Systems.”

7.3 Electrical Installations

(a) Electrical installations shall be used and maintained as not to constitute an undue fire hazard.

7.4 Portable Extinguishers

(a) Portable extinguishers shall be installed in all buildings, except dwelling units.

(b) Portable fire extinguishers shall be inspected, tested and maintained in conformance with NFPA 10 – “Portable Fire Extinguishers.”

7.5 Damage To Fire Separations

(a) Where fire separations are damaged so as to affect their integrity, they shall be repaired so that the integrity of the fire separation is maintained.

7.6 Damage To Closures

(a) Where closures are damaged so as to affect the integrity of their fire protection rating, they shall be repaired so that their integrity is maintained in conformance with the British Columbia Fire Code.

7.7 Blocked Or Wedged Closures

(a) Closures in fire separations shall not be obstructed, blocked, wedged open or altered in any way that would prevent the intended operation of the closure.

7.8 Flammable And Combustible Liquids In Dwellings

(a) Not more than 30 litres of flammable liquids and combustible liquids, of which not more than 10 litres shall be Class 1 liquids, are permitted to be stored in each dwelling unit.

7.9 Flammable And Combustible Liquids In Garages And Sheds

(a) Not more than 50 litres of flammable liquids and combustible liquids, of which not more than 30 litres shall be Class 1 liquids, are permitted to be stored in a garage or shed attached to a dwelling.

PART EIGHT - FIRE HYDRANTS

8.1 Clearance Around Hydrants

a) Every Owner shall ensure that an area with a radius of 1,500 mm (60 inches) is maintained clear and unobstructed around each fire hydrant, and in clear

view from the roadway when approached from either direction.

8.2 Type of Hydrants

The connection type, colour coding (in accordance with NFPA - 291), and location of all fire hydrants or other Fire and Emergency Services connections shall be approved by the Director of Fire and Emergency Services before installation.

8.3 Hydrant Usage

No person, except a Member, shall use or take water from any fire hydrant or standpipe, nor attach anything to a fire hydrant or standpipe, without first obtaining written permission from the Director of Engineering Services.

8.4 On-Site Hydrants

Every on-site fire hydrant must be located in accordance with the Building Code and shall be:

- (a) a minimum of 7.5 metres (25 feet) from the building face;
- (b) accessible to Fire and Emergency Services vehicles by means of a clear 6 metre (20 feet) wide access road approved by the Director of Fire and Emergency Services;
- (c) located on a registered right-of-way or public highway; and
- (d) located at least 1,500 mm (60 inches) away from any ornamental light standard, utility pole, electrical kiosk or driveway.

Any proposed equivalency or variation to the requirements of this section shall be submitted to the Director of Fire and Emergency Services for prior approval.

8.5 Private Hydrants

- (a) The Owner of a private hydrant shall provide clear access to the hydrant for the purposes of fire fighting, testing equipment or training.
- (b) The Owner of a private hydrant shall be solely responsible for all necessary inspection and maintenance of the hydrant.
- (c) The Owner of a private hydrant shall follow the inspection and maintenance requirement for each hydrant in conformance to NFPA 25.
- (d) Upon request, the Owner of a private hydrant shall provide the Director of Fire

and Emergency Services with written verification of required testing, maintenance, condition of hydrants, and approximate water pressures available at each hydrant.

(e) Should any private fire hydrant or associated water supply piping be destroyed or damaged, the Owner will notify the Fire and Emergency Services immediately. The same shall be replaced or repaired by the Owner as soon as possible.

(f) The Owner shall be responsible for all costs associated with replacement, maintenance and repair of private hydrants and associated piping.

PART NINE – FIREWORKS

9.1 Prohibition of Fireworks

No person shall, at any time, store, sell, possess or discharge Low Hazard Fireworks anywhere within the City.

9.2 Permit Requirement

(a) No person shall at any time, possess or set off Display Fireworks unless that person has first obtained a valid Permit from the Director of Fire and Emergency Services in the prescribed form.

(b) The Director of Fire and Emergency Services may rescind a display Permit in the event:

- (i) circumstances arising or ascertained after the display permit was issued demonstrate to the Director of Fire and Emergency Services that a public safety risk or risk to the public or private property exists in connection with the Fireworks event; or
- (ii) the Director of Fire and Emergency Services determines that the display Permit holder submitted false or inaccurate information in his or her display application.

9.3 Persons Responsible

Every person applying for a Permit to possess or set off Display Fireworks must be the same person who will supervise the setting off of the Display Fireworks and that

person must also possess a valid Fireworks Supervisor Certificate issued by Natural Resources Canada.

9.4 Acquisition Requirement

No person shall offer for sale, sell, give or trade any Display Fireworks to any person other than a person presenting a valid Permit issued by the Director of Fire and Emergency Services.

9.5 Fireworks Storage and Display

No person shall store or display any type of Fireworks regulated by this Bylaw except in accordance with a valid Permit and with the Canada Explosives Act.

PART TEN - ENFORCEMENT

10.1 Order to Comply

(a) If a Member of the Fire and Emergency Services finds that:

(i) any provision of this Bylaw has been contravened or has not been complied with;

(ii) any provision of this Bylaw has been complied with improperly or only in part; or

(iii) conditions exist in or upon vehicles, lands, or buildings to which this Bylaw applies and such conditions, in his opinion, constitute a fire hazard or a hazard to life or property;

then the Member may make such orders to ensure full and proper compliance with this Bylaw, and in particular, but without limiting the generality of the foregoing, may:

(iv) issue to the Owner or Occupier of the vehicles, lands or buildings such recommendations as he deems necessary to correct the contravention of this Bylaw, ensure compliance with this Bylaw, or remove the hazard to life or property; and

(v) make such orders with respect to any of the matters referred to in this Bylaw as he deems necessary to protect life or property.

10.2 Issuance of an Order

An order made under this Bylaw shall be in writing and shall be directed to the Owner or Occupier of the vehicles, lands, or buildings in respect of which the order is made.

10.3 Dating of Orders

An order issued by a Member of the Fire and Emergency Services under section 10.1 shall state a date by which the order must be carried out, which shall be determined by, and at the discretion of the Member of the Fire and Emergency Services in accordance with the degree of urgency involved to correct or remove the conditions that may tend to increase the hazard of fire or danger to life and property.

10.4 Service of an Order

An order made under this Bylaw shall be served by:

- (a) delivering it or causing it to be delivered to the person to whom it is directed; or
- (b) sending the order by return registered mail to the last known Owner of the vehicles, lands, or buildings to which the order applies.

PART ELEVEN – OFFENCES AND PENALTIES

11.1 Penalties

Every person who contravenes or violates any provision of this Bylaw or any Permit or order issued pursuant hereto, or who suffers or Permits any act or thing to be done in contravention or in violation of any provision of this Bylaw or any Permit or order issued pursuant hereto, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this Bylaw or any Permit or order issued pursuant hereto:

- (a) commits an offence and shall be liable, on summary conviction thereof, to a fine of not less than one hundred (\$100.00) Dollars and not more than ten thousand (\$10,000.00) Dollars;
- (b) where the offence is a continuing one, each day that the offence continues shall be a separate offence.

11.2 Municipal Ticket Information

Failure to comply with any of the provisions of this Bylaw may result in the issuance of

a Municipal Ticket Information under the City of _____ Municipal Ticketing Information System Bylaw for a fine in accordance with the amounts prescribed in that Bylaw.

11.3 Cost Recovery

(a) wherever this Bylaw imposes a requirement on a person that something be done, Council may, by resolution, direct that the person take the action and then provide written notice of the resolution to the person. If, after receiving written notice the person does not take the action within the time permitted in the resolution, the City staff may;

(i) fulfill the requirement at the expense of the person, and

(ii) recover the cost incurred from that person as a debt.

(b) any debt resulting from subsection 11.3(a) may be recovered pursuant to

_____.

PART TWELVE – REPEAL

12.1 _____ Fire Department Bylaw No. , 1988 and all amendments are hereby repealed and replaced for all purposes;

12.2 Fireworks Regulation Bylaw No. , 1986 is hereby repealed and replaced for all purposes;

12.3 City of _____ Burning Bylaw No. , 2006 and all amendments are hereby repealed and replaced for all purposes.

READ A FIRST TIME this 12th day of April,

READ A SECOND TIME this 12th day of April,

READ A THIRD TIME this 12th day of April,

ADOPTED this 26th day of April,

Mayor

SAMPLE ONLY