



## Town of Faro BYLAW #2018-07

### A Bylaw to establish and operate the Faro Volunteer Fire Department

#### WHEREAS

- A) Section 265 of the Municipal Act provides that Council may pass by bylaw for municipal purposes respecting the safety, health, and welfare of the people and the protection of persons and property, including fire protection, fireworks, other explosives, firearms, weapons or devices, ambulance services, emergency services and other emergencies; and
- B) Section 266 of the Municipal Act provides that, without restricting section 265, Council may in a bylaw:
- regulate, control or prohibit;
  - provide for a system of licenses, inspections, permits, or approvals; and
  - provide for an appeal, the body that is to decide the appeal and related matters; and
- C) Section 6(1) of the Fire Prevention Act provides that the Chief or Acting Chief of the fire department of a municipality in which a fire department has been established is, by virtue of their office, a local assistant to the Fire Marshal and is subject to the directions of the Fire Marshal in carrying out the provisions of this Act within the boundaries of the municipality;

#### NOW THEREFORE the Council of the Town of Faro, in open meeting assembled, hereby ENACTS AS FOLLOWS:

##### 1. TITLE

- 1.1. This bylaw may be cited as the "Fire Department Bylaw".

##### 2. DEFINITIONS

###### 2.1. In this Bylaw:

"ADULT" means a competent person who is at least 18 years of age.

"APARATUS" means a fire department response vehicle.

"APPROVAL" means the written approval of the Fire Chief.

"BUILDING" means a structure that is used or intended to be used for the support enclosure and/or the shelter of persons, animals or property, except those prescribed by regulation as exempted from the Building Code.

"BUILDING CODE" means the National Building Code of Canada as amended from time to time.

"CAO" means the Chief Administrative Officer.

"COUNCIL" means the duly elected council of the Town of Faro.

"DANGEROUS GOODS" means any material or substance as defined by the Transportation of Dangerous Goods Act.

"EQUIPMENT" means any tools, contrivances, or materials use by the Fire Department at any incident or other emergency.

"EMERGENCY EQUIPMENT" means any vehicle, firefighting apparatus, tools and equipment providing a service to the Fire Department.

"EXPLOSIVES" means any substance defined as explosive within the meaning of The Explosives Act.

"FALSE ALARM" means the activation of a Fire Alarm System resulting in the direct or indirect notification of the Fire Department to attend at a real property where the Fire Department finds no evidence or indication of any fire condition, unlawful activity, or unauthorized entry.

“FIRE CHIEF” means the person appointed by the Council as head of the Fire Department or any other person authorized to act on behalf of the Fire Chief.

“FIRE CODE” means the National Fire Code of Canada as amended from time to time.

“FIRE DEPARTMENT” means the Town of Faro Volunteer Fire Department, including all officers, employees and volunteers engaged in the Fire Department.

“FIRE EXPLORER” means a member between 16 and 18 years of age for whom a permission form is on file from their parent or guardian.

“FIRE HYDRANT” means a valve attached to the town’s municipal water system, a stand pipe, or a water storage tank designated for fire protection, to which an apparatus can be connected to supply water for fire fighting.

“FIRE MARSHAL” means the Yukon Fire Marshal’s Office.

“FIRE PREVENTION ACT” means the current edition of the Fire Prevention Act of the Yukon Territory or any successor legislation.

“FIRE PROTECTION” means all aspects of fire safety including but not limited to fire prevention, firefighting or suppression, pre-fire or pre-emergency planning, fire investigation, public education and information, and other staff development.

“HIGHEST RANKING MEMBER” means the Highest Ranking Member of the Town of Faro Town Fire Department at the scene of an Incident.

“INCIDENT” means any set of circumstances where it can be reasonably expected that there is a danger to the physical wellbeing of persons, or damage to the property or the environment, including but not limited to the following:

- a. fire;
- b. circumstances where fire or explosion can be expected to be imminent;
- c. circumstances where dangerous or hazardous goods can reasonably be expected to present a danger to persons, property, or the environment; and
- d. automobile accidents and extrication.

“INCIDENT COMMANDER” is the member in charge at an incident, and as otherwise defined in the Incident Command System.

“MEMBER” means a member of the Faro Volunteer Fire Department.

“MUTUAL AID AGREEMENT” means an agreement between the Town and the Fire Marshal or other agency to provide incident response outside of the town boundary.

“OCCUPANCY” means the use or intended use of a Building or part thereof for the shelter or support of persons, animals or property.

“OCCUPANT” means any person or persons in possession of the building, structure, or property under consideration including family member, renter, lease holder, customer and user.

“OFFICER” means the Chief, Deputy Fire Chief, Captain and Training Officer.

“OPEN BURNING” means the burning of any material outside of a building, including without limiting the generality of the foregoing, wood, cardboard, brush or garden waste where the flame is not wholly contained and is, thereby open to the air.

“OWNER” means any person, firm, or corporation controlling the property under consideration.

“PERSON” shall include any firm, partnership, corporation or agent.

“RESCUE” means any situation where a Person or persons are saved by quick and forceful action from immediate or threatened danger such as death or injury.

“RESIDENTIAL OCCUPANCY” means the occupancy or use of a building or part thereof by persons for whom sleeping accommodation is provided but who are not harboured or detained to receive medical care or treatment or are not involuntarily detained.

“STRUCTURE” means any construction, or any production or piece of work artificially built up or parts joined together in same definite matter; that which is built or constructed, an edifice or building of any kind whether fixed to, supported by or sunk into land or water including,

combinations of materials to form a construction for Occupancy, use or ornamentation whether installed on, above, or below the surface of a parcel of land, but specifically excludes landscaping, fences and retaining structures.

“TOWN” means the Town of Faro.

### **3. CONFIRMATION OF FIRE DEPARTMENT**

- 3.1. The Faro Volunteer Fire Department is hereby confirmed.

### **4. PRIORITIES OF THE FIRE DEPARTMENT**

- 4.1. The priorities of the fire department are, within the limitations of the volunteer nature of the fire department and the capabilities of its current members, to:
  - 4.1.1. ensure its members receive ongoing training to the standards set out by the Fire Marshal;
  - 4.1.2. educate and inform persons on the standards for fire prevention; firefighting and life safety in buildings by:
    - 4.1.2.1. seeking compliance with this bylaw and the Fire Code; and/or
    - 4.1.2.2. enforcing the provisions of this bylaw.
  - 4.1.3. contain and fight fires that may present a hazard to persons and property in the Town;
  - 4.1.4. respond to emergencies in the Town, including but not limited to:
    - 4.1.4.1. an incident; or
    - 4.1.4.2. support of other first-responding agencies by request.

### **5. JURISDICTION OF FIRE DEPARTMENT**

- 5.1. The limits of the jurisdiction of the Fire Chief and the Fire Department shall extend to the boundaries of the Town except as otherwise provided in this section.
- 5.2. The Fire Department shall not supply firefighting services or respond to an incident outside the boundaries of the Town for purposes other than, and subject to the availability of appropriately trained members to respond while maintaining appropriate fire protection for the Town;:
  - 5.2.1. the Fire Rescue Vehicle carrying extrication equipment and a maximum of 3 members may be authorized by the Fire Chief or at the request of the RCMP or EMS to respond to a motor vehicle-related incident on:
    - 5.2.1.1. the Faro Mine Access Road between the Town boundary and the Faro Mine main gate; or,
    - 5.2.1.2. the Robert Campbell Highway between the Town boundary and Little Salmon Lake Campground to the west and Grew Creek to the east, being the approximate mid-points between Faro and the closest neighbouring communities with fire departments; or,
  - 5.2.2. as specified in a Mutual Aid Agreement.
- 5.3. The Fire Chief, in consultation with the CAO, may authorize additional resources to respond to an incident allowed for under Section 5.2 provided that the Town is not left entirely without fire protection for an extended period of time.

### **6. ADMINISTRATION OF THIS BYLAW**

- 6.1. The Fire Chief or their designate shall administer the provisions of this bylaw in consultation with the CAO.

### **7. RESPONSIBILITIES AND DUTIES OF FIRE CHIEF**

- 7.1. The Fire Chief shall have complete operational responsibility and authority over the Fire Department, subject to the administrative direction of the CAO.
- 7.2. The Fire Chief is responsible for the efficient management of all members, apparatus, equipment, responses to incidents, and the provision of fire prevention and protection services, including but not limited to:
  - 7.2.1. incident response;

- 7.2.2. pre-incident pre-emergency planning;
  - 7.2.3. fire prevention activities;
  - 7.2.4. fire safety education; and
  - 7.2.5. rescue incidents excluding water, wildland or high angle rescue.
- 7.3. The Fire Chief shall establish and maintain rules, regulations and policies necessary for the proper organization, administration and operation of the Fire Department including but not limited to:
- 7.3.1. the use, care, maintenance and protection of Fire Department property;
  - 7.3.2. the conduct and discipline on Members of the Fire Department;
  - 7.3.3. the safe and efficient operation of the Fire Department; and
  - 7.3.4. the duties and responsibilities of Members of the Fire Department.
- 7.4. The Fire Chief shall take responsibility for all fire protection matters and other Incidents including the enforcement of applicable sections of the Fire Services Act and its regulations, and the Fire Code, and shall assume the responsibilities of the local assistant to the Fire Marshal.
- 7.5. The Fire Chief is responsible for reporting all incidents to the Fire Marshal.
- 7.6. The Fire Chief may appoint or designate other officers of the Fire Department to act as Fire Chief on his/her behalf and may, in writing, authorize Officers to exercise the powers of a local assistant to the Fire Marshal.
- 7.7. The Fire Chief shall ensure that a member is appointed as acting Fire Chief whenever the Fire Chief will be out of town or otherwise unavailable to respond to an incident.
- 7.8. The Fire Chief is empowered to cause any building, structure or thing to be pulled down, demolished or otherwise removed if deemed necessary to prevent the spread of fire to other buildings, structures or things.
- 7.9. The Fire Chief is empowered to establish the boundaries of a hazardous area, and having done so, may:
- 7.9.1. order the evacuation of persons from such area; and
  - 7.9.2. prevent unauthorized persons from entering such area.
- 7.10. The Fire Chief is empowered to direct peace officers to enforce the restrictions on persons entering within a hazardous area, or to remove persons from within a hazardous area.
- 7.11. The Fire Chief is responsible for the Fire Department budget and shall report all purchases, expenses and provide time sheets for member activities and honoraria to the Town's finance staff on a monthly basis.
- 7.12. The Fire Chief shall obtain authorization from the CAO prior to any purchase or expense over \$2,000 unless for a bona fide emergency.
- 7.13. The Fire Chief or his designate shall report to Council on a regular basis on the activities of the Fire Department.

**8. APPOINTMENT & ACCOUNTABILITY OF OFFICERS & MEMBERS**

- 8.1. All members of the Fire Department shall be appointed by the Fire Chief.
- 8.2. Officers shall be appointed by the Fire Chief, as vacancies occur or as needs dictate, from firefighters meeting the qualifying standards.
- 8.3. Members are accountable to the Fire Chief for the actions and affairs of the members under their command.
- 8.4. All officers are accountable for ensuring members adhere to any and all applicable Fire Department policies, procedures, rules and regulations.
- 8.5. Each Member shall attend a minimum of 8 practice sessions per calendar year. Members who do not attend 8 or more practice sessions during the preceding calendar year will be removed from the Fire Department.
- 8.6. Members shall provide and maintain a clear criminal background and vulnerable sector check.

8.7. No member shall, during the course of his duties, be under the influence of intoxicants or drugs, whether caused by medical prescription or otherwise, and any member found in contravention of this section shall be subject to immediate dismissal.

#### **9. RANK STRUCTURE OF FIRE DEPARTMENT**

9.1. The rank structure of the Fire Department, in descending order shall be as follows:

- 9.1.1. Fire Chief;
- 9.1.2. Deputy Fire Chief;
- 9.1.3. Training or Safety Officer;
- 9.1.4. Captain;
- 9.1.5. Firefighter; and
- 9.1.6. Fire Explorer

9.2. Fire Department members shall follow the principles of the Incident Command System (ICS) when responding to or at an incident and the Fire Chief or highest ranking member present shall be the Incident Commander.

9.3. The Incident Commander, at an incident, shall have control, direction and management of all Fire Department apparatus, equipment, and members assigned to the incident and the Incident Commander shall remain in charge until relieved by a more senior officer or as directed by the Fire Chief.

#### **10. HONORARIA AND DISBURSEMENTS**

10.1. Honoraria for members and any supplemental honoraria for Officers shall be as specified in Schedule C.

10.2. The Town will reimburse members for expenses relating to travel to attend Fire Marshal training, conferences or events within Yukon that are approved by the Fire Chief in accordance with the Town's Travel and Personal Expenses Bylaw or successor policies.

10.3. Attendance at training or conferences outside of Yukon must be approved by Council.

10.4. A member shall not submit an expense claim to the Town for expenses that are to be reimbursed by the Fire Marshal.

#### **11. AUTHORITY TO ENTER PROPERTY**

11.1. The Fire Chief, and any members authorized by the Fire Chief, may enter onto private property and into buildings or structures:

11.1.1. to inspect premises, with or without apparatus and equipment, for conditions that may cause a fire, increase the danger of a fire or increase the danger to persons or property from fire;

11.1.2. to inspect and determine whether all regulations, prohibitions and requirements are being met in relation to any matter contained in this Bylaw, the Fire Prevention Act and the Fire Code; and,

11.1.3. including those property and into buildings or structures adjacent to an incident, with or without apparatus and equipment, to take measures to prevent and suppress fires or deal with another form of incident.

11.2. The Fire Chief is empowered to enter any premises or property where an incident has occurred and to authorize any member, apparatus or equipment of the Fire Department to enter, as deemed necessary, in order to control, combat or deal with the incident.

11.3. The Fire Chief is empowered to enter, pass through or over buildings or property in the vicinity of an incident and to authorize members of the Fire Department and the apparatus and equipment of the Fire Department to enter or pass through or over any building or property where it is necessary to gain access to the incident or to protect any person or property.

#### **12. REGULATION AT INCIDENT**

12.1. No person shall drive any vehicle over any emergency equipment without the permission of the Incident Commander.

12.2. The Incident Commander is authorized to require a person to assist in the fighting of any

- fire or in the preserving of any property threatened by fire, or to assist in the salvaging and safeguarding of property threatened by fire.
- 12.3. The Fire Chief is authorized to order the evacuation of any building or areas where there is an emergency arising from a fire hazard, risk of explosion or a panic. In such a case no person, other than those authorized by the Fire Chief or Incident Commander shall remain in or shall enter those buildings or areas.
  - 12.4. The Fire Chief or Incident Commander at any incident is authorized to prevent and suppress a fire by causing to be pulled down or demolished a building or structure when they consider it necessary to prevent or suppress any fire.
  - 12.5. If requested by an Officer, a property owner or occupier shall secure a premises that has been damaged by fire, in a manner approved by the Officer which will include but not be limited to one or more of the following:
    - 12.5.1. boarding up the building or structure;
    - 12.5.2. fencing; or
    - 12.5.3. supplying twenty-four (24) hour security services by a licensed security company.
  - 12.6. If the property owner or occupier cannot be located or fails to undertake the securing of any premises damaged by fire, the Town will carry out the work of securing the premises and the costs will be billed to the property owner and, if unpaid by December 31st in the year that the property owner or occupier failed to take the required action, will be added to and form part of the property taxes in relation to the premises.
  - 12.7. Where there is suspicion of arson, the Incident Commander shall order the fire department members to refrain from disturbing materials at the scene of the fire so far as possible, to leave conditions as found and to avoid the handling of materials, equipment, furniture and accessories to prevent the destruction of any evidence. The Incident Commander shall inform the RCMP and Fire Marshal, and ensure the scene is secured until an RCMP or Fire Marshall officer arrives.
  - 12.8. The Fire Chief or Incident Commander at any incident is hereby empowered to commandeer privately owned equipment, which they consider necessary to deal with such incident.
  - 12.9. No person shall fail to comply with the direction of the Incident Commander, or any member of the fire department made in accordance with this Bylaw at an incident.
  - 12.10. No person shall interfere with or impede the use of equipment by the Fire Chief or a member at an incident.

### **13. PREVENTION OF FIRE HAZARDS**

- 13.1. No person, being an owner or occupier of any premises shall:
  - 13.1.1. maintain the premises in such a state of disrepair that a fire starting in them might spread rapidly to endanger life or other property;
  - 13.1.2. use or occupy the premises in such a manner that fire would endanger life or property or increase the danger of fire;
  - 13.1.3. keep combustible or explosive material on the premises, except as permitted by this Bylaw or other enactment, or allow other flammable conditions to exist in the premises so as to endanger life or property; or
  - 13.1.4. allow a fire hazard to exist on the premises.
- 13.2. Where an Officer determines that one or more conditions as indicated in Section 13.1 (a), (b), (c) or (d) exists, the Officer may issue to an owner or occupier of a premises a Fire Department Order in the form attached as Schedule "C" to and forming part of this Bylaw requiring the owner or occupier of the Premises to do one or more of the following:
  - 13.2.1. repair the building or structure on the premises;
  - 13.2.2. remove or destroy the building or structure on the premises;
  - 13.2.3. remove combustibles or explosive material from the premises or remedy a flammable condition; or

- 13.2.4. remove or take any precautions required against the fire hazard present at the premises.
- 13.3. An Officer may specify a date by which the owner or occupier of the premises must comply with the Fire Department order.
- 13.4. Should the owner or occupier of the premises having received a Fire Department order in accordance with section 13.2 fail to comply with the terms of the order, the Town may carry out the work associated with the terms of the order and the costs of doing so will be billed to the owner or occupier of the premises, and if unpaid by December 31st in the year in which the owner or occupier failed to take the required action under the order, will be added to and form part of the property taxes on the property taxes on the property owner's premises.
- 13.5. If a Fire Department order is issued under section 13.2, the owner or occupier of a premises may appeal to the Fire Chief in writing within seven (7) days after receipt of the order and the Fire Chief will promptly investigate the appeal and, in writing, either affirm, modify or revoke the Fire Department order issued under section 13.2.
- 13.6. If directed by the Fire Chief or Officer, a property owner shall secure a vacant building, structure or property which contains a fire hazard or has been used or occupied so as to create a fire hazard, in a manner approved by the Fire Chief or Officer, which shall include, but not be limited to one or more of the following:
- 13.6.1. boarding up the building or structure;
  - 13.6.2. fencing; or
  - 13.6.3. supplying twenty-four (24) hour security services by a licensed security company.
- 13.7. Should the property owner fail to undertake the securing of any building, structure or property as required in accordance with section 13.6, the Town will carry out the work and the costs of doing so will be billed to the property owner and, if unpaid by December 31st in the year in which the property owner failed to take the required action, will be added to and form part of the property taxes on the property owner's property.

#### **14. DISCARD OF BURNING OBJECTS PROHIBITED**

- 14.1. No Person shall discard lighted matches or other burning substances in combustible or flammable materials or in close proximity thereto.

#### **15. ACCUMULATION OF ASHES**

- 15.1. All wood burning appliances shall have beside them a covered, non-combustible container for the disposal of ashes, and such container shall not be placed on a combustible floor.
- 15.2. All ashes disposed outside of a building, shall be placed at a distance of at least three meters from any wooden or other combustible material or stored in a non-combustible container until properly and safely disposed.
- 15.3. Ashes shall not be disposed of in a municipal refuse receptacle.

#### **16. STORAGE OF EXPLOSIVES**

- 16.1. No explosives shall be stored within the Town without a permit issued by the Fire Chief.
- 16.2. The Fire Chief may issue a permit for the temporary storage of explosives that are required for use at construction sites. Such explosives must be stored in the manner prescribed by the Explosives Act and be consumed during the working day. Explosives not used during the working day must be removed from the Town by six o'clock p.m. that day.

#### **17. FIRE HYDRANTS**

- 17.1. Fire hydrants shall not be removed or otherwise made unserviceable without the authorization of the Fire Chief.
- 17.2. The Fire Department shall be notified immediately when any fire hydrant is determined to be in a condition that would render it unusable for firefighting purposes.
- 17.3. Except during an incident or training, fire hydrants shall only be operated by Town employees or those authorized by the Manager of Operations and the Fire Chief.

- 17.4. No person shall in any way obstruct access to any fire hydrant. No vehicle, building, fence, tree, shrub or any other thing shall be placed within two meters of any hydrant or placed in such a manner that would obscure the view of a fire hydrant from approaching Fire Department vehicles.
- 17.5. All wrenches, couplings, fittings, hoses, and similar devices intended for use with or attachment to a fire hydrant must be approved by the Fire Chief prior to such use or attachment to any hydrant.

#### **18. REQUIREMENTS FOR SMOKE ALARMS**

- 18.1. The owner of every building used for residential occupancy shall install and maintain in proper working order, smoke alarms and carbon monoxide detectors in accordance with Fire Prevention Act Regulations.

#### **19. OPEN BURNING**

- 19.1. The Fire Chief or CAO may issue an order to temporarily ban open burning due to dry or windy conditions. Such order will specify the areas of Town where open burning is banned, the anticipated duration of the ban, and whether or not campfires or fire pits are included in the ban.
- 19.2. The Fire Chief shall be notified prior to any planned open burning, other than in a campfire or fire pit, and the Fire Chief may deny permission for such open burning due to the presence of unsafe conditions at their sole discretion.
- 19.3. No open burning, including campfires or fire pits, shall be left unattended.
- 19.4. Fire pits and outdoor burning appliances shall be built or installed by registered property owners only and must be located a minimum of 3 metres from any combustibles, including but not limited to, buildings, trees, fences or decks; renters must show written approval by the owner.

#### **20. ENFORCEMENT**

- 20.1. The Fire Chief and CAO are authorized officers to enforce the provisions of this bylaw.
- 20.2. Without limiting the right of entry of a member during an Incident, the Fire Chief may inspect any building or premises, and for such purpose may at all reasonable hours, and upon producing proper identification, enter into and upon any building or premises for the purpose of enforcing the provisions of this bylaw.
- 20.3. The Fire Chief may order any person who contravenes this bylaw to take such measures as are specified in the order to forthwith remedy the non-compliance with this bylaw.

#### **21. ORDER TO REMEDY A HAZARDOUS CONDITION**

- 21.1. The Fire Chief, CAO or their designate may issue an Order to Remedy to the owner or occupant of any property on which a fire hazard is found, and the owner shall comply with the order within the time limits specified in the order.
- 21.2. Every person who fails to comply with an order issued pursuant to this bylaw commits an offence.

#### **22. INFORMATION IN AN ORDER**

- 22.1. An order issued pursuant to this bylaw shall use Schedule D attached hereto or be in the form of a letter on Town letterhead containing at least the following information:
- 22.1.1. the name and address of the person upon whom the Order is served;
- 22.1.2. the day on which the offence is alleged to have been committed;
- 22.1.3. the address of the premises under consideration;
- 22.1.4. reasonable particulars of this bylaw with respect to which the non-compliance is alleged;
- 22.1.5. a requirement that the Person served shall remedy the non-compliance; and
- 22.1.6. a prescribed time frame during which the non-compliance must be remedied

#### **23. RIGHT TO APPEAL**

- 23.1. Every person against whom an order is made pursuant to this bylaw, pertaining to a fire hazard as described by the Fire Prevention Act, may within fourteen calendar days from



the date on which the copy of the order is delivered, either in person or by registered mail, appeal the order to the Fire Marshal. The appeal shall be dealt with in accordance with the appeal provisions of the Fire Prevention Act.

23.2. All appeals that do not pertain to a fire hazard as described in the Fire Prevention Act may be appealed to Council.

#### **24. PENALTIES**

24.1. Every person commits an offence who:

24.1.1. fails to provide information or assistance as required by this bylaw;

24.1.2. knowingly states anything false in information delivered or furnished to the Fire Chief or any member of the Fire Department; or

24.1.3. obstructs or interferes with an inspection under the bylaw.

24.2. Every person who violates a provision of this bylaw commits an offence and is liable on summary conviction to:

24.2.1. a fine of up to one thousand dollars (\$1,000.00) or imprisonment for up to six (6) months, or both; or

24.2.2. a voluntary fine pursuant to the provisions of section 20 of the Summary Convictions Act, issued in respect to an offence in the amount specified in Schedule "B" attached hereto and forming part of this bylaw.

24.3. Where a person upon whom an order has been served fails to comply with the order and has not within the prescribed time appealed from the order, or has appealed from the order and a decision has been rendered against him, the Town may take the necessary action to perform the work required by the order, and the Town shall recover the expenses thereof with costs, in a like manner as Town taxes.

24.4. Where an offence is committed or continued on more than one (1) day, it shall be deemed to be a separate offence for each day on which the offence is committed or continued.

#### **25. FEES FOR SERVICE AND COST RECOVERY**

25.1. The Town is authorized to charge the applicable fees for the various services, permits, false alarm responses and incident responses as listed and attached as Schedule "A" and "B" of this bylaw.

25.2. The Town is authorized to charge the owner of any property or motor vehicle involved in an incident all applicable fees and expenses incurred by the Town for services including but not limited to:

25.2.1. incident response, honoraria, wages, call-outs, equipment and apparatus use, fuel and materials;

25.2.2. damage to Town property, equipment or infrastructure;

25.2.3. any amounts billed to the Town by a third party in relation to the incident; and

25.2.4. environmental clean-up, remediation and waste disposal.

25.3. An incident response outside of the Town boundary shall be invoiced to the Fire Marshal unless otherwise provided for in a Mutual Aid Agreement or such costs are recovered through the property or vehicle owner's insurance.

25.4. Where applicable, the Town shall recover the fees and expenses thereof with costs, in a like manner as Town taxes.

#### **26. INTERPRETATION AND REVISION**

26.1. Any section or provision of this Bylaw deemed to be invalid by the Courts shall not affect the validity of any other part of this Bylaw which can be given effect without such invalid section or provision.

26.2. In the event of any inconsistency in this Bylaw, or disagreement of any provision or requirement of this Bylaw with that of any other Bylaw of the Town, a Mutual Aid Agreement, the Fire Prevention Act, Chapter 11 of the Occupational Health & Safety Act, or the Fire Code, the stricter of the provisions or regulations shall prevail.

26.3. Council may, by resolution, amend, revoke, or add to the schedules attached to this

Bylaw.

**27. REPEAL**

27.1. Bylaw 2012-01, the Fire Protection and Life Safety Bylaw is hereby repealed.

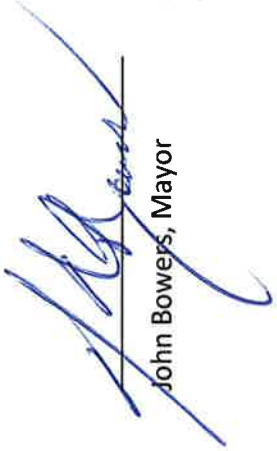
**28. COMING INTO FORCE**

28.1. This Bylaw shall come into force and have effect from and after the date of third and final reading thereof.

FIRST READING: May 1, 2018

SECOND READING: May 15, 2018

THIRD READING AND ENACTED: July 10, 2018

  
John Bowers, Mayor





Ian Dunlop, CAO

## SCHEDULE "A"

### FEEES FOR SERVICE

1. **False alarm response:**
  - i) 1-2 responses per calendar year No Fee
  - ii) 3-5 responses per calendar year \$250.00
  - iii) greater than 5 responses per calendar year \$500.00
  
2. **Incident response:**
  - j) Base rate per hour per aparatus \$500.00
  - ii) Disposable materials Replacement cost + 20%

## SCHEDULE "B"

### FINES

Authority	Ticket Description	Penalty
Section 11	Refusal or obstruction of Entry	\$250.00
Section 12.1	Drive over emergency equipment	\$200.00
Section 12.2	Failure to assist	\$250.00
Section 12.3	Failure to obey evacuation order	\$250.00
Section 12.6	Failure to secure a premise after fire	\$200.00
Section 12.9	Failure to comply with direction	\$250.00
Section 12.10	Interfere with fire equipment	\$250.00
Section 13.1.1	Building in state of disrepair	\$200.00
Section 13.1.2	Endanger life or property	\$200.00
Section 13.1.3	Allow flammable conditions	\$200.00
Section 13.1.4	Allow a fire hazard to exist	\$200.00
Section 13.2.1	Failure to repair	\$200.00
Section 13.2.2	Failure to remove or destroy	\$200.00
Section 13.2.3	Failure to remove materials	\$200.00
Section 13.2.4	Failure to remove or take precautions	\$200.00
Section 13.7	Failure to secure premises where fire hazard	\$250.00
Section 14.1	Discard a burning object	\$200.00
Section 15	Improper disposal of ashes	\$200.00
Section 16.1	Accumulation of combustibles	\$200.00
Section 16.2	Failure to obtain permit to store explosives	\$500.00
Section 17	Fail to comply with fire hydrant regulations	\$300.00
Section 18.1	Fail to install or maintain smoke/CO alarm	\$200.00
Section 19	Open burning contrary to bylaw or ban	\$250.00
Section 21	Failure to comply	\$500.00

## SCHEDULE "C"

### HONORARIA

Duty	Rate
Fire Chief	\$650/month
Deputy Fire Chief	\$250/month
Fire Call-Out	\$22/hour
Training Course (other than practice night)	\$22/hour
Fire Practice	\$22/practice
Weekend/Statutory Holiday on-call dispatcher	\$25/day

Other provisions:

- Members have the option of waiving the honoraria so that they may claim the Volunteer Firefighter Tax credit, if applicable.
- A Town employee who is also a member of the Fire Department shall not receive honoraria during regular work hours if they are otherwise being paid the Town.
- A Town employee who is also Fire Chief or Deputy Chief will have their monthly honoraria reduced by an amount equal to their employee wages paid if they are authorized by their supervisor to perform their Fire Department duties during regular Town work hours.



**Fire Department Bylaw**

**SCHEDULE "D"**

**ORDER TO REMEDY**

REGISTERED

ORDER #:

Owner: \_\_\_\_\_

Address: \_\_\_\_\_

Roll #: \_\_\_\_\_

Subdivision: \_\_\_\_\_ Block: \_\_\_\_\_ Lot: \_\_\_\_\_

**Description of Fire Hazard:** \_\_\_\_\_

**Description of Remedy:** \_\_\_\_\_

**Remedy Completion Date:** \_\_\_\_\_

You are hereby requested to contact the Fire Chief specified in this Order to Remedy within the time limits set. Failure to comply with this Order is an offence and will result in the work being performed by the Town with all costs being charged against the property as a special tax.

Issued this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Fire Chief, Town of Faro \_\_\_\_\_

**ENDORSEMENT OF NON-COMPLIANT**

The property has been inspected and remedies requested have not been completed

Date of Inspection \_\_\_\_\_ Fire Chief, Town of Faro \_\_\_\_\_

OWNER – 1 copy FIRE CHIEF – 1 copy CAO - 1 copy