

THE CORPORATION OF THE VILLAGE OF SAYWARD
IN THE PROVINCE OF BRITISH COLUMBIA
BY-LAW NO. 271, 1995

BEING a By-law of the Village of Sayward hereafter referred to as the “VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW” to establish a Municipal Fire Department and to regulate fire prevention, protection and control services.

NOW THEREFORE the Municipal Council of the Village of Sayward in open meeting assembled, enacts as follows:

1.01. The Fire Department is hereby established and will be known as the SAYWARD VOLUNTEER FIRE DEPARTMENT.

1.02. In this By-Law, unless the context otherwise requires,

“APPROVAL”	means acceptance as satisfactory to the Fire Chief or his/her designate;
“APPARATUS”	means any vehicle provided with machinery, devices, equipment or materials for fire protection and assistance response as well as vehicles used to transport fire fighters or supplies;
“BUILDING CODE”	means the Building Regulations of British Columbia made pursuant to the Municipal Act and the Building Regulations enacted by by-laws of the Municipality pursuant to the Municipal Act;
“ADMINISTRATION”	means the person appointed from time to time as Clerk-Treasurer of the Municipality;
“COUNCIL”	means the duly elected Council of the Municipality;
“DANGEROUS GOODS”	means any product, substance or organism which is of a highly combustible, flammable or explosive nature, all as set out in the Transportation of Dangerous Goods Act (Canada, Chapter 36, July 17 th , 1980) (as amended from time to time) and any other material which, because of its toxic or other inherent characteristics, constitutes a fire hazard or a hazard to life, safety or health, and, without restricting the generality of the foregoing, are classified as follows; <u>Class 1</u> – Explosives, including explosives within the meaning of the Explosives Act R.S.C. c. E-15 as amended from time to time. <u>Class 2</u> – Gases: Compressed gases, liquefied petroleum, liquefied natural gas, liquefied or dissolved gases, liquid under pressure. <u>Class 3</u> – Flammable liquids and combustible liquids.

“DANGEROUS GOODS” (cont’d)

Class 4 – Flammable solids, substances liable to spontaneous combust, substance that, on contact with water, emit flammable gases.

Class 5 – Oxidizing substances, organic peroxides, chlorates, nitrates.

Class 6 - Poisonous (toxic) and infectious substances.

Class 7 – Radioactive materials and prescribed substances within the meaning of the Atomic Energy Control Act of Canada.

Class 8 – Corrosive substances.

Class 9 – Miscellaneous dangerous goods or organisms not included in any of the above classes.

“EQUIPMENT”	means any tools, contrivances, devices or materials used by the Fire Department to combat an incident or other emergency;
“FIRE CHIEF”	means the member appointed from time to time by Council, as head of the Fire Department, and shall be deemed to be a Municipal Public Officer as defined in the Municipal Act;
“FIRE CODE”	means the British Columbia Fire Code Regulation made pursuant to the Fire Services Act;
“FIRE DEPARTMENT”	means the Fire Department of the Municipality established by this by-law;
“FIRE PROTECTION”	means all aspects of fire safety including but not limited to fire prevention, fire fighting or suppression, pre-fire planning, fire investigation, public education and information, training or other staff development and advising;
“INCIDENT”	means a fire or a situation where a fire or explosion is imminent and includes assistance response circumstances described in Section (9A) of this By-law;
“INSPECTOR”	means the Fire Chief or Fire Department member authorized in writing by the Fire Chief to act on his/her behalf;
“MEMBER”	means any person or officer that is duly appointed by Council as a member of the Fire Department and shall be deemed to be a Municipal Public Officer as defined in the Municipal Act;

“MUNICIPALITY”	means the Village of Sayward;
“OFFICER”	means a member appointed by Council and given specific authority to assist the Fire Chief in his/her duties;
“OWNER OR OCCUPIER”	shall mean owner, agent, lessee, licensee or tenant of any building or premises to which any of the provisions of this By-Law shall apply;
“PERSON”	shall mean natural persons of either sex, associations, corporations or co-partnerships, whether acting by themselves or by a servant, agent or employee, and the heirs, executors, administrators, or assigns or other legal representatives of such persons to whom the context shall apply according to law;
“PRIVATE FIRE HYDRANT”	means a fire hydrant located on private property;
“PUBLIC FIRE HYDRANT”	means a fire hydrant located on: <ul style="list-style-type: none"> a) a public roadway or right-of-way; b) municipal property; or c) an easement held in favour of the Municipality for the purpose of installing and maintaining a water distribution system;

1.3. ADMINISTRATION:

The Council hereby appoints:

- a) by resolution of Council a Fire Chief;
- b) a Deputy Fire Chief;
- c) such other Officers and member as from time to time may be deemed necessary and recommended by the Fire Chief.

The Council hereby establishes:

- a) that Council may, on any property acquired or held for a fire hall, construct, operate, maintain and use buildings and other improvements and provide necessary accommodation, facilities or equipment for the Fire Department.

APPOINTMENTS & QUALIFICATIONS OF MEMBERS

- (1) A person appointed as a member of the Department for fire fighting duties shall be on probation for a period of six (5) months during which period he/she shall take such training and examinations as may be required by the Chief of the Department.
- (2) If a probationary member appointed for fire fighting duties fails any such examination, the Chief of the Department may recommend to Council that he/she is dismissed.

PROVISIONS FOR REMUNERATION OF MEMBERS

- (3) The remuneration of all members of the Department shall be determined by Council.
- (4) The Fire Chief shall:
 - a) report to the Village Clerk/Treasurer;
 - b) be appointed by resolution of Council;
 - c) subject to ratification by Council, establish rules, regulations, policies, committees and operational guidelines necessary for the proper organization and administration of the Fire Department including but not limited to:
 - i) use, care and protection of Fire Department property;
 - ii) the conduct and discipline of Officers and members of the Fire Department, and
 - iii) efficient operations of the Fire Department.
 - d) take responsibility for all fire protection matters including the enforcement of the Fire Services Act and Regulations thereunder and shall assume the responsibilities of the local Assistant to the Fire Commissioner.
 - e) establish and maintain a program of training in fire suppression for all members of the Department;
- (5) The Fire Chief may:
 - a) appoint officers of the Fire Department to act as Fire Chief on his/her behalf;
 - b) obtain assistance from other officials as he/she deems necessary in order to discharge his/her duties and responsibilities under this By-Lay;
 - c) prohibit smoking
 - i) in any theatre, motion picture theatre, or other place of public assembly, or
 - ii) in any building or open space where combustible or inflammable materials are handled, stored, or manufactured;
 - d) order and direct a competent firefighter to be employed by reason of any effect used in any act or performance at any theatre, place of public assemblage or for any special reason. The operator, occupant or owner of the premises shall when ordered by the Fire Chief or designate, employ or pay such firefighter as shall be directed;
 - e) require the owners or occupiers of real property to remove anything and everything from a building or yard which in the opinion of the Fire Chief is a fire hazard or increases the danger of fire, and to clean chimneys and flues or other apparatus or thing which may in the opinion of the Fire Chief, if not cleaned, cause a fire or increase the danger of fire.

- (6) The Fire Chief:
- a) has complete responsibility and authority over the Fire Department subject to the direction and control of the Council to which he/she shall be responsible, and in particular he/she shall be required to carry out all Fire Protection and Assistance Response Activities and such other activities as Council directs including but not limited to:
 - i) first response medical emergencies;
 - ii) rescue operations;
 - iii) mutual aid to fire services including Ministry of Forests;
 - iv) response to hazardous material incidents, and
 - v) public services.
 - b) or, in his/her absence, the Senior Ranking Officer or member present, shall have control, direction and management of all Fire Department apparatus, equipment or manpower assigned to an incident and, where a member is in charge, he/she shall continue to act until relieved by a Senior Officer.
 - c) or any member authorized by Council, may at any reasonable time enter any premise for the purpose of fire protection matters;
 - d) or any other member in charge, at an incident is empowered to cause a building, structure or thing to be pulled down, demolished or otherwise removed if he/she deems it necessary to prevent the spread of fire to other buildings, structures or things;
 - e) or the member in charge, at an incident is empowered during the incident to enter, pass through or over buildings or property adjacent to an incident and to cause members of the Fire Department and the apparatus and equipment of the Fire Department to enter or pass through or over buildings or property, where he/she deems it necessary to gain access to the incident or to protect any person or property;
 - f) or the member in charge, at an incident may at his/her discretion establish boundaries or limits and keep persons from entering the area within the prescribed boundaries or limits unless authorized to enter by him/her;
 - g) or the member in charge, at an incident may request peace officers to enforce restrictions on persons entering within the boundaries or limits outlined in section (6f)
 - h) or the member in charge of an incident may request persons who are not members to assist in whatever manner he/she considers necessary to deal with the incident, including removing furniture, goods and merchandise from any building on fire or in danger thereof and in guarding and securing same and in demolishing a building or structure at or near the fire or other incident
 - i) or the member in charge of an incident is empowered to commandeer privately owned equipment which he/she considers necessary to deal with an incident. Remuneration rates shall be set out annually by the Council.

- (7) The Fire Chief shall report semi-annually to Council:
 - a) the number and sufficiency of the Officers or members of the Department under his/her control;
 - b) the quantity, condition and adequacy of the equipment, apparatus or property under his/her charge or belonging to his/her department;
 - c) the number of fires and alarms which occurred since the last report;
 - d) the nature and occasion of all accidents whatsoever that may have happened to members of the Department.
- (8) The Deputy Fire Chief or designate shall:
 - a) report to the Fire Chief and carry out the orders of the Chief;
 - b) in the absence of the Fire Chief have all the powers and perform all the duties of the Fire Chief.
- (9) The Senior Officer or firefighter on duty shall:
 - a) in the absence of the Fire Chief or the Deputy Fire Chief have charge of the Fire Department (see section 6b).

1.4. AGREEMENTS JURISDICTION

- (1) The limits of the jurisdiction of the Fire Chief, and the officers and members of the Fire Department will extend to the area and boundaries of the Village of Sayward, and no part of the fire apparatus shall be used beyond the limits of the jurisdiction without:
 - a) the express authorization of a written contract or agreement providing for the supply of Fire Fighting and Assistance Response Services outside the established boundaries, or
 - b) the approval of Council

1.5. RULES AND REGULATIONS

- A) No person shall drive, push or pull a vehicle of any kind over a fire hose or fire equipment;
- B) No person shall tamper with, remove, destroy, render inoperative or interfere with any fire protection equipment or part thereof which is provided for the protection of property of persons, whether public or private;
- C) No person shall use or allow to be used a stand pipe or hydrant, or affix a hose to the stand pipe or hydrant without permission from the Fire Chief and Municipal Public Works Superintendent;
- D) No person shall park or leave a vehicle within 7.6 meters of a standpipe or hydrant;
- E) No unauthorized person shall park a vehicle in the prohibited area at a fire hall or in a fire lane;

RULES AND REGULATIONS (cont'd)

- F) (1) No person shall carry on, within a building or premises, activities which create a hazard and which are not allowed for in the original design of the building or premises, unless provisions are made to alleviate the hazard and permission is obtained from the Fire Chief to carry out such activities;
- (2) The Fire Chief shall require the hazardous activities which are permitted by him/her are carried out in a manner which complies with the British Columbia Fire Code.
- G) (1) No person shall erect or use a portable incinerator, tar kettle or other portable device or appliance for burning rubbish, heating tar or burning waste materials, nor build, set or maintain an enclosed fire outside the walls of a building, without first obtaining a permit from the Fire Chief;
- (2) No person shall use appliances or devices described in this subsection for the purpose mentioned without equipping them with proper spark arresting equipment and other safe guards prescribed by the Fire Chief;
- (3) The activities mentioned in this section shall be carried out only in areas designated as safe for the purpose by the Fire Chief.
- H) No person shall make or circulate or cause to be made circulated, any alarm of fire, either by outcry, ringing out bells or using or employing a fire alarm system or by telephone or by any other means whatsoever or to cause any false alarm fire to be communicated to the Fire Department without reasonable cause.
- I) No person shall ride on any fire apparatus en route to or returning from the scene of any fire or any alarm or fire;
- J) No person shall park or leave standing on a street or lane within the Municipality a motor vehicle when the fuel tank or fuel line is in such condition as to permit gasoline to leak on the street or lane;
- K) No person shall allow any gasoline or other flammable liquid to enter into any drainage system, toilet tank or other fixture attached thereto, or connected to any sewer or drainage system.

1.6. PERMITS

(1) Outdoor Burning Permits Schedule A

- a) A person shall not start or maintain an open fire, or cause or allow an open fire to be started or maintained unless the fire is allowed under subsection (1.06, b) or under a permit;
- b) The Fire Chief or his/her designate may withhold or cancel any permit issued where, in his/her opinion, the igniting of a fire may create a hazard or nuisance to persons or property, and the Fire Chief or his/her designate may extinguish any fire that is causing a nuisance to persons, or any fire started without a permit to do so;

Outdoor Burning Permits Schedule A (cont'd)

- c) The owner of property on which burning is permitted under this section shall ensure that a competent person is in charge of the fire while it is burning or smoldering, and until it is completely extinguished, and shall supply that person with sufficient tools and equipment as determined by the Fire Chief to effectively prevent the fire from getting out of control, becoming dangerous or causing damage.
 - d) The Fire Chief is authorized to designate areas that are unsafe for the purpose of open burning and permits shall not be issued under this section for those areas;
 - e) No person shall burn in an open fire in a domestic incinerator or in any other similar device, garbage, rubber tires or other noxious materials which produce toxic products of combustion, examples of which include but are not restricted to, polypropylene film, polystyrene foam, ABS, PVC, electrical wiring, plastic pipe, adhesives, other plastics, and other hydrocarbon-based and polymer-based solid wastes. Such action puts the person in contravention of the By-Law and the Waste Management Act.
 - f) Notwithstanding section 1.06 (1) a) permits may also be issued for the operation of roofing kettles and tar pots.
 - g) No person shall light, start, ignite any fire of any kind in the open air between the first day of January and the thirty-first day of December without firstly obtaining a permit from the Fire Chief (permit as outlined in Schedule "B");
 - h) No person shall leave unattended any outdoor fire until such fire is extinguished;
 - 1) any person allowing such fire to escape from the point of origin is liable for any or all damages caused by the said fire, and/or for all costs of the Fire Department in extinguishing same;
 - i) No person shall burn after daylight hours, unless in the clearing of land, a special permit has been issued by the Fire Chief and/or the BC Ministry of Environmental Protection Department;
 - j) No person shall use any form of incinerator without firstly obtaining a permit from the Fire Chief (permit as outlined
 - k) No person shall burn any refuse of any kind whatsoever from any mill, sawmill or factory or dryland sort except in burners or receptacles constructed to the satisfaction of the Fire Chief and/or the BC Ministry of Environmental Protection Department;
 - l) This section does not apply to small confined fires used solely for cooking food in grills and barbecues.
- (2) Work identified in this section shall only be performed under the authority of a permit issued by the Fire Chief prior to commencement of the work;
- i) the operation of roofing kettles and tar pots;
 - ii) the installation of oil-fired heating equipment;

Outdoor Burning Permits (cont'd)

- iii) the sale, display, storage and manufacture of fireworks;
- iv) the storage, use and handling of hazardous goods;
- v) the storage or sale of combustible or flammable liquids in containers of more than five (5) gallons in capacity;
- vi) the installation of storage tanks for combustible or flammable liquids;
- vii) the operation of a service station;
- viii) the repair, alteration or upgrading of a fire alarm system in an existing building, including commercial cooling systems, automatic sprinkler systems, automatic fire extinguishing systems, and standpipe and hose systems;
- ix) the installation and operation of a domestic incinerator.

1.7. GENERAL PERMIT CONDITIONS

- (1) a) An owner of a building or premises intending to perform work regulated by this By-Law, shall ensure that all permits or approvals are obtained in connection with such work prior to commencing work.
 - b) i) A permit issued under this By-Law shall be valid only for the period of time designated therein;
 - ii) Any change of work which affects any condition of a permit shall render the permit void and shall require the owner to apply for a new permit;
 - iii) A Fire Department Officer may revoke a permit for cause.
 - c) A Fire Department Officer may grant an extension of the permit time, where he/she is satisfied that the permit holder has valid reasons for failing to start or complete the work authorized by the permit within the required time.
 - d) A permit shall be posted or be readily accessible as specified by the Fire Department Office at the regulated work place of operation.
- (2) a) Whenever an installation subject to inspection prior to use is covered or concealed without having first been inspected, a Fire Department Officer may order that such work be exposed for inspection.
 - b) The Fire Department shall be notified when a regulated work is ready for inspection and the Fire Department shall conduct an inspection within a reasonable time after notification.
- (3) a) When any work is being performed in violation of a permit, the Fire Department may issue a written order to the owner to stop work on that portion of the work which is in violation. The notice shall state the nature of the violation.
 - b) No work shall be performed where a stop work order has been issued until the violation has been corrected and the Fire Department has cancelled the stop work order.
- (4) a) Fees for permits and inspections required by this By-Law are established in Schedule "A" attached and are part of this By-Law.

GENERAL BURNING PERMIT CONDITIONS (cont'd)

- (4) b) A permit issued pursuant to this By-Law shall be in the form established in Schedules "B" to "H" attached to and being part of this By-Law.
- c) A permit may be expanded by attached plans or other documents, provided that such plans or documents are identified on the permit.

1.8. FIRE PROTECTION AND LIFE SAFETY

(1) A) Buildings:

No person shall construct a building that does not conform to the Life Safety and Fire Safety regulations contained in the Building Code and the Fire Code.

B) Evacuation:

When the officer in command is of the opinion that there is imminent and serious danger to life or property, or that panic is imminent, in an emergency arising from a fire, fire hazard, toxic chemical spill or risk of explosion, he/she may:

- (a) immediately take the steps he/she thinks advisable to remove the hazard or risk;
- (b) cause people to be removed from the area;
- (c) order the evacuation of a building or area; and
- (d) call upon the police to assist and to provide security.

C) Fire Damaged Buildings:

The owner of a fire-damaged building shall ensure that the premises are guarded, or that all openings in the building are kept securely closed and fastened so as to prevent the entry of unauthorized persons.

1.9. (1) Water Supply Systems and Hydrants on Private Property:

An owner shall ensure that:

- a) all new water supply systems on his property meet the flow and pressure requirements for fire fighting purposes, specified by municipal By-Law;
- b) prior to proceeding with construction of a new water system or extension to an existing system, plans of the proposed fire hydrants and their locations are submitted to the Fire Chief or Municipal Public Works Superintendent.
- c) prior to proceeding with construction of buildings, other than concrete basements and foundations;
 - i) roads are finished to a minimum of good compacted gravel to provide adequate access for Fire Department apparatus; and
 - ii) water mains are installed and water supplies for fire fighting purposes tested to the satisfaction of the Fire Department and the Fire Department notified of all newly installed fire hydrants in order that the fire hydrants may be flow-tested and approved;

Water Supply Systems and Hydrants on Private Property (cont'd)

- d) installation of private fire hydrant or private water systems are designated and supervised by a professional engineer; and
- e) during construction, servicing or repairs within a subdivision, all fire hydrant conditions affecting fire safety such as fire hydrants being temporarily out of service, low water volumes and pressures, are made known to the Fire Department.

(2) Private Properties:

- a) An owner shall, with respect to his land and premises:
 - i) maintain hydrants in operating condition;
 - ii) cause all private hydrants on his property to be inspected and maintained in accordance with Schedule "C" to this By-Law;
 - iii) retain records in the form set out in Schedule "D" to this By-Law of all inspections and maintenance required by this section for at least three years and make them available upon request to the Fire Chief;
 - iv) notify the Fire Department of all repaired fire hydrants so that those hydrants may be flow-tested **and approved**;
 - v) wrap all fire hydrants which are out of service for repair or not yet in service with burlap or black polyethylene plastic sheeting;
 - vi) keep hydrants clear of ice, snow, shrubs, trees, structures and other obstructions and clearly identify their locations; and
 - vii) paint fire hydrants fire-department red
- b) The service inspections and maintenance of fire hydrants required by this section shall be made according to the procedures set out in Schedule "C" to the By-Law and by persons authorized in writing by the Fire Chief.
- c) Fire hydrants are for the use of the Fire Department and may only be operated by qualified persons authorized by the Fire Chief or the Municipal Public Works Superintendent for the purposes of inspection, testing, servicing or other purposes.

1.10. INSPECTION OF PREMISES

(1) Entry for Inspection:

- a) In addition to the powers conferred upon the Fire Chief in his/her capacity as a local assistant under the Fire Services Act, the Fire Chief may enter, at all reasonable times, on any property subject to this By-Law, to ascertain whether the requirements of this By-Law and any orders issued pursuant to it are being observed and to carry out testing required by this By-Law.
- b) The Fire Chief is authorized to inspect premises in the Municipality for conditions which may cause a fire or increase the danger of a fire or increase the danger to persons from fire.
- c) The Fire Chief is hereby authorized to exercise the powers conferred upon the Fire Commissioner by Section 21, 22 and 23 of the Fire Services Act with respect to matters contained in this By-Law.

(2) Inspections

- a) The Fire Chief shall inspect buildings in accordance with Schedule “G” of this By-Law.
- b) When the Fire Chief has reason to be concerned about a Fire Hazard within any other premises not referred to in Schedule “G”, or upon the written request of the occupant of such premises, the Fire Chief shall inspect such premises.
- c) The Fire Chief, in the course of inspecting may require any person he/she believes to have relevant information to divulge or deliver such information to him/her.

(3) Control and Assistance at Fires:

- a) The Fire Chief or the Officer in Command at a fire is authorized to order the demolition of a building or part of it in order to prevent damage to persons or property, or the spreading of the fire.
- b) The Fire Chief or Officer in Command may require persons at or near fires to leave, may order the person removed by a police officer or member of the Fire Department.
- c) No person shall interfere with the prevention or suppression of a fire.
- d) No person shall prevent the entry of a member of the Fire Department into or upon any premises for which a fire alarm has been received or where that member has reasonable grounds to believe that there is a fire.

1.11. FIREWORKS

- (1) a) For the purposes of this Part, “fireworks” includes cannon crackers, fireballs, fire crackers, mines, roman candles, sky rockets, squibs, torpedoes and any other explosives designated as a firework by regulation pursuant to the Fireworks Act.
- b) No person shall sell, give fire or set off fireworks in the Municipality, except as permitted by Regional District of Comox Strathcona By-Law No. 79.
- c) The Council may authorize the Fire Chief to issue a permit to a person or organization for the purpose of observing or celebrating a special event or festival by the use of fireworks of any kind.
- d) A permit issued under Subsection (c) of this Part may specify the terms and conditions of the use of the fireworks.
- e) No person holding a permit under Subsection (c) of this Part may use or permit or cause to be used fireworks of any kind contrary to the terms and conditions specified in the permit.
- f) The Fire Chief may revoke a permit issued under Subsection (c) of the Part if he is of the opinion that the use of the fireworks is being carried out contrary to the terms and conditions of the permit, and he/she is further authorized to halt the use of the fireworks immediately if he/she considers it to be necessary.

1.12. ENFORCEMENT

(1) Issuance of Order:

- a) When the Fire Chief or an Inspector determines that:
 - i) a provision of this By-Law or the Fire code has been either wholly or in part contravened; or
 - ii) there exists a condition in a building or on property which constitutes a fire hazard or a hazard to life or property;
he/she may order the owner or occupier to take steps to comply with the By-Law or remove or remedy the condition which constitutes a hazard.
- b) The provisions of Section 22 or 23 of the Fire Services Act apply to any order made under this Section.
- c) Service of an order under this By-Law shall be effected by delivering it or by sending it by return registered mail to the last known address of the person to whom it is delivered.

1.13. PENALTIES

- A) Every person who violates any of the provisions of this By-Law, or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this By-Law, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this By-Law, or who does any act or thing or omits any act or thing thus violating any of the provisions of this By-Law, shall be deemed to have committed an offence, and upon a summary conviction is liable to imprisonment for a term of not more than six (6) months or to a fine of not more than \$2000.00 or to both fine and imprisonment.

1.14. IF ANY SECTION, subsection, sentence, clause, or phrase of the By-Law is for any reason held to be invalid by the decision of any Court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this By-Law.

1.15. ADOPTION

- A) The Village of Sayward By-Law 132 cited as Fire Prevention and Regulation is hereby repealed.
- B) This By-Law comes into effect the day it is registered with the Inspector of Municipalities for British Columbia.

READ A FIRST TIME THIS THE 22nd DAY OF February, 1995.

READ A SECOND TIME THIS THE 22nd DAY OF February, 1995.

READ A THIRD TIME THIS 22nd DAY OF March, 1995.

ADOPTED THIS THE 12th DAY OF April, 1995.

signed by Heather M. Sprout, Mayor

signed by Jean Phye, Clerk/ Treasurer

I hereby certify the forgoing
to be a true copy of Bylaw No.
271, 1995, cited as “Village of Sayward
Fire Prevention and Regulation By-Law
No. 271, 1995.”

signed by Jean Phye, Clerk

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "A"

SCHEDULE OF FEES

For required works pursuant to the By-Law for permit issuance, approval and approval inspection, fees are as follows:

A.	Conducting burning operations – Class "A" Permit	\$25.00
B.	Operation of roofing kettles and tar pits	\$20.00
C.	Installation of oil burning equipment	\$20.00
D.	Installation of storage tanks for combustible or flammable liquids	.05/litre with a minimum charge of \$25.00
E.	Installation, repair, alteration or upgrading of a fire alarm system	\$25.00
F.	Installation of fixed automatic extinguishing systems	\$25.00
G.	Installation of hose and standpipe system	\$25.00
H.	Any permit not otherwise provided for	\$25.00

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "B"

CLASS "A" BURNING PERMIT

(Industrial – Land Clearing or Other Major Burning)

Issued Under Village of Sayward Fire Prevention and Regulation By-Law No. 271, 1995

Authority is hereby granted to _____
Permittee's Representative
(Name, Position, Address, Phone No.)

Effective Period for this Permit: Year _____ Month _____ Day _____

From: _____

To: _____

Area of Authorized Burn:

To Set Fire on the Following Described Lands:
(hereinafter referred to as the "site")

Purpose of the Burn:

Conditions:

1. The permittee shall be responsible for fires authorized by this permit.
2. The permittee shall provide at the site during light-up and until the fire is extinguished, the following men and equipment for actively patrolling and preventing escape of the fires authorized by this permit:
 - 2.1 _____ adult persons equipped with suitable firefighting hand tools to effectively safeguard the fires.
 - 2.2 The following equipment _____
3. The permittee shall ensure that the material to be burned is a minimum of _____ metres from standing timber, brush or other flammable material.

SCHEDULE "B"

Conditions: (cont'd)

4. The permittee shall not start or rekindle fires when there is a wind strong enough to cause sparks or other burning material to land in any other combustible material.
5. In addition to the requirement of condition 2, the permittee shall be responsible for suppressing any escape or threatened escape of the fire.
6. The permittee shall totally extinguish all fires authorized by this permit on or prior to expiry date of the permit, or shall extinguish them forthwith upon suspension or cancellation of the permit; or when instructed to do so by an officer of the Fire Department.
7. The permittee shall also abide by the Ministry of Environment Guidelines while acting under this permit.
8. The permittee shall also abide by the following special conditions while acting under this permit:

The requirement of this permit shall not be construed as to exempt the permittee from requirements of the Village of Sayward Fire Prevention and Regulation By-Law No. 271, 1995.

Signature of permittee's representative indicating
he had read and understands the conditions of this
burning permit.

Signature of Officer issuing this permit

Position/Title

(Date Signed) _____

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "C"

FIRE HYDRANT INSPECTION AND MAINTENANCE PROCEDURES:

Owners of fire hydrants that do not have an inspection and maintenance schedule, or if the schedule is less frequent than the following schedule, shall follow the procedures listed below:

A. Service Inspection – To Be Done Semi-Annually

1. Ensure that hydrant caps are in place and that caps with worn, rusted or obstructed threads which might hamper easy removal, are repaired or replaced.
2. Check the hydrant's operation and test for barrel and drain spindle, barrel gaskets or barrel casting, all leaking components are to be repaired.
 - (a) If there is leakage at the ports, cap gaskets, hydrant spindle, barrel gaskets or barrel casting, all leaking components are to be repaired.
 - (b) If water is coming up through the ground around the hydrant body, then leakage is probably taking place at the drain mechanism. Sometimes this leakage can be stopped by opening and closing the hydrant to try and flush out the foreign material. If this does not stop the leakage, then inspect the drain mechanism, repair or replace any damaged parts.
3. Test main valve and drain valve. Close off hydrant and immediately remove hydrant cap and check for proper drainage.
 - (a) If the hydrant continues to flow water then the main valve assembly will have to be removed for inspection and repair.
 - (b) If the hydrant is draining properly, then a vacuum should be created. This vacuum can be felt by placing the hand over the open port. Drain valves which are plugged or damaged will have to be repaired.
 - (c) Where it is not practical to repair faulty drain valves, approved measures shall be taken to prevent the freezing of accumulated water.
4. Flush hydrant with the main valve fully opened until the water runs clear.

B. Prevention Maintenance Inspection – To Be Done Every Second Year

1. Flush hydrant with the main valve fully opened until the water runs clear.
2. Following the manufacturer's recommendation, remove all internal parts for inspection.
3. Inspect main seating surfaces for cuts, abrasions, out of shape and softness.
4. Inspect all other internal components and replace if damaged.
5. Thoroughly lubricate all revolving and sliding parts. Use a type of lubricant which does not dissolve in water.
6. After reassembling the hydrant inspect the working condition as detailed in the Annual Service Inspection.
7. Check the paint and condition of the hydrant, and repair if the condition of the paint is dirty, chipping, flaking, rusting or bare metal is showing.

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "D"

HYDRANT INSPECTION AND MAINTENANCE RECORD

Hydrant No. : _____

Type of Hydrant: _____

Location of Hydrant: _____

Date Last Painted : _____

EVERY TWELVE MONTHS: Service Inspection

Date of last servicing in accordance with Schedule "C" _____

Is hydrant valve operating properly? YES/NO (If NO, state problem and action taken).

Any other defects and action taken: _____

Inspected by: _____ Date: _____

EVERY TWENTY-FOUR MONTHS: Preventive Maintenance Inspection

Date of last servicing in accordance with Schedule "C" _____

Condition of internal parts: OKAY/DAMAGED (If DAMAGED, list parts damaged and action taken).

Were all revolving and sliding parts lubricated? _____

Condition of ports and caps: _____

Condition of paint: _____

Is hydrant draining properly? YES/NO (If NO, state problem and action taken).

Is hydrant clear of obstructions? YES/NO (If NO, state problem and action taken).

Any other defects and action taken: _____

Serviced/Inspected by: _____ Date: _____

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "E"

PERMIT APPLICATION FORM

I, (We) _____
(name)

(address) (telephone)

Hereby make application to perform the following work described as:

- (a) ___ Class "A" Burning
(b) ___ Operations of Tar Post and Roofing Kettles
(c) ___ Installation of Oil
(d) ___ Installation of Standpipe and Hose System
(e) ___ Installation of Storage Tanks for Combustible/Flammable Liquids
(f) ___ Installation, Alteration and Repair of Fire Alarm System

Location where work is to be done or material used/stored:

Name: _____
Street: _____

Legal Description: _____

Name of Person Doing the Work: _____
Address: _____
Telephone No. (Bus.) _____ (Res.) _____

General Description of Work:

Copy of Plans (circle one): ATTACHED TO FOLLOW

Signed: _____ Date: _____

Application: Approved () Rejected ()

Issue Date: _____ Signed: _____

Effective From: _____ To: _____

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "F"

PERMIT

TO: _____

This permit will authorize _____

of _____
(address)

to undertake the work described above according to the regulations made pursuant to the provisions and requirements of the Village of Sayward Fire Prevention and Regulation By-Law No. 271, 1995.

Location _____
(street address)

Owner's Name _____

Conditions or regulations attached hereto or referenced herein shall become part of this permit.

The permit holder shall notify the authority having jurisdiction of the date such work shall commence and call for inspections required by the authority having jurisdiction.

All work is to be completed in a safe and workman-like manner and in accordance with applicable regulations and to the satisfaction of the local Assistant Fire Commissioner. _____

Signed: _____

The permit holder acknowledges that he has read and understands the terms and conditions of this permit, and agrees to perform all work in accordance with all applicable regulations.

Signed: _____

TERMS AND CONDITIONS

1. Incinerator must be non-combustible and fitted with draft vent holes.
2. Incinerator will be fitted with a spark screen (mesh not greater than 1 centimetre (3/8") to restrict any sparks or flying debris).
3. Incinerator will be placed on mineral soil or non-combustible base, 10 feet from any property line and 25 feet from any building.
4. Incinerator will not be operated after dark or during high winds.

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "G"

CHANGE SHEET

1.	Fire Truck – not less than one hour call out time	\$400.00
	-- if there is no fire or fire is out	\$150.00
2.	Foam \$50.00 charge for each gallon used (5 gallons)	\$250.00
3.	Fire pumps and one man (first hour)	\$35.00
	(every hour after)	\$15.00
4.	Crew fighting fire per hour per man	\$10.00
5.	Rescue Truck – not less than one hour call out	\$150.00
6.	Generator and one man (first hour)	\$35.00
	(every hour after)	\$15.00

VILLAGE OF SAYWARD FIRE PREVENTION AND REGULATION BY-LAW NO. 271, 1995

SCHEDULE "H"

SCHEDULE OF INSPECTIONS

Building Occupancy		Inspection Frequency
<u>GROUP A - ASSEMBLY</u>		
Division 1	- For Production and Viewing of the Performing Arts	- 6 Months
Division 2	- Assembly Occupancies not otherwise classified in Group A (Assembly)	- 6 Months
Division 3	- Assembly Occupancies of the Arena type	- 6 Months
<u>GROUP B – INSTITUTIONAL</u>		
Division 1	- Institutional Occupancies for Penal or Correctional purposes or for involuntary Detention where liberties are restricted	-12 Months
Division 2	- Institutional Occupancies in which persons because of age, mental or physical limitations require special care of treatment.	- 6 Months
<u>GROUP C – MULTIPLE RESIDENTIAL OCCUPANCIES</u>		- 6 Months
<u>GROUP D – BUSINESS AND PERSONAL SERVICES</u>		-12 Months
<u>GROUP E – MERCANTILE</u>		
	- Under 100 M2	-12 Months
	- Over 100 M2	- 6 Months
<u>GROUP F – INDUSTRIAL</u>		
Division 1	- High Hazard	- 6 Months
Division 2	- Medium Hazard	- 6 Months
Division 3	- Low Hazard	-12 Months