

DISTRICT OF LILLOOET

BYLAW NO. 202, 2004

Fire Bylaw, consolidated for convenience to October 18th 2005, and includes Bylaw #239

**A BYLAW FOR THE ESTABLISHMENT AND REGULATION OF A
FIRE AND RESCUE DEPARTMENT AND TO PROVIDE FOR THE PREVENTION OF FIRE
AND THE PROTECTION OF PERSONS AND PROPERTY IN THE
DISTRICT OF LILLOOET AND AGREEMENT AREAS**

WHEREAS pursuant to the Local Government Act of the Province of British Columbia, a Municipal Council may by bylaw, establish and make regulations for a fire and rescue department;

NOW THEREFORE the Council of the District of Lillooet, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as "District of Lillooet Fire Department Establishment and Fire and Safety Regulation Bylaw No. 202, 2004.
2. That District of Lillooet Fire Prevention Bylaw 243, 1975 and all amendments thereto, are hereby repealed.
3. The British Columbia Fire Code Regulations and Fire Services Act and all amendments thereto are applicable within the District of Lillooet, in conjunction with this bylaw.
4. This bylaw is divided into the following parts:

Part I Definitions

Part II Fire Department
201 Establishment
202 Fire Chief
203 Deputy Chief
204 Officers
205 Membership
206 Remuneration
207 Administration

Part III Fire Protection and Life Safety
301 Evacuation
302 Fire Suppression
303 Fire Damaged Building
304 Fire Works
305 Address Identification
306 Flammable and Combustible Liquids - Permits and Licences
307 Hydrants and Water Supply Systems - Private Property
308 Hydrants and Water Supply Systems Maintenance – Private Property

Part IV	Outdoor Fires - Burning Permits and Fees 401 Outdoor Fires
Part V	Fire Protection Agreements and Mutual Aid 501 Agreements
Part VI	Inspection of Premises 601 Right to Inspect and Test 602 Entry for Inspection 603 Assistance in Inspection 604 Fee for Inspections
Part VII	Enforcement 701 Issuance of Order 702 Service Order
Part VIII	Penalties 801 Penalties
Part IX	Court Fees 901 Court Fees

PART I – DEFINITIONS

"Administrator"	means the Administrator of the District of Lillooet.
"Approval"	means acceptance as satisfactory to the Fire Chief or his designate.
"Auxiliary Firefighter"	means a retired firefighter or person with special skills enlisted by the fire department to assist with various duties as directed by the chief.
"Building"	means any structure used or intended for supporting or sheltering any use or occupancy.
"Council"	means the Council of the District of Lillooet.
"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, 1980) and all amendments thereto; and any other material which, because of the 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:
Danger <u>Class 1</u>	Explosives, including explosives within the meaning of the Federal Explosives Act, and Explosives Regulations, and all amendments thereto.
Danger <u>Class 2</u>	Gases: compressed gases, liquefied natural gas, liquefied or dissolved gases; under pressure.
<u>Danger Class 3</u>	Flammable liquids and combustible liquids.
<u>Danger Class 4</u>	Flammable solids, substances liable to spontaneous combustion, substances that on contact with water emit flammable gases.

<u>Danger Class 5</u>	Oxidizing substances, organic peroxides, chlorates, nitrates.
<u>Danger Class 6</u>	Poisonous (toxic) and infectious substances.
<u>Danger Class 7</u>	Radioactive materials and prescribed substances within the meaning.
<u>Danger Class 8</u>	Corrosive.
<u>Danger Class 9</u>	Miscellaneous dangerous goods or organisms not included in any of the above classes.

"Department"	means the Lillooet Fire Department.
"Duty"	means time while being paid as a member of the Lillooet Fire Department.
"Dwelling or Dwelling Unit"	means two or more rooms used or intended to be used for residential accommodations and shall have cooking, sleeping and sanitary facilities of which no more than one cooking facility is permitted consisting of cooking equipment, devices or appliances, sinks, cabinets and all electrical or plumbing service lines used or intended to be used to service the cooking facility.
"Executive Committee"	means a Committee consisting of the Fire Chief, Deputy Chief, & Officers.
"Fire Chief"	means the person appointed from time to time as the Fire Chief of the Lillooet Fire Department, and any Officer, Member or Inspector authorized by the Fire Chief, to act on behalf of the Fire Chief.
"Honourary Member"	means any former Member of the Lillooet Fire Department who meets the requirements as set out by the member.
"Inspector"	means the Fire Chief or any Lillooet Fire Department Member authorized in writing by the Fire Chief, to act in such capacity;
"Junior Firefighter"	shall mean members who are students between the ages of 16 and 18, whose membership is primarily for training and fire ground support. The fire department shall be limited to five (5) junior members.
"Member"	means any Member of the Lillooet Fire Department and includes an Officer.
"Multiple Family Row Housing"	shall mean single family dwellings joined by a common wall, up to two (2) stories in height, occupied by one family, with each house having an individual ground floor entrance/exit directly to the exterior of the building.
"Occupancy"	means the use, or intended use, of a building, or part thereof for the shelter or support of persons, animals or property.
"Occupant or Occupier"	means any owner, tenant, lessee, agent, and any other person who has access to, and control of, any building or premises to which this bylaw applies.

- "Officer" means any Member appointed to a position of Fire Chief, Deputy Fire Chief, Captain, Lieutenant, Chief Training, Training Officer or Safety Officer, and includes any employee of the Ministry of Forests (while enforcing this bylaw).
- "Private Fire Hydrant" means any fire hydrant located on private property.
- "Public Fire Hydrant" means any fire hydrant located on:
 (i) a public highway or right-of-way;
 (ii) municipal owned property;
 (iii) an easement held in favour of the City of Lillooet for the purpose of installing and maintaining a water distribution system.
- "Smoke Alarm" means a combined smoke detector and audible alarm device designed to sound an alarm within the *dwelling unit*, or room in which it is located, upon time detection of smoke within that room.
- "Sprinkler System" means any sprinkler system installed in compliance with the National Fire Protection Association's Standards for Fire Protection purposes, as an integrated system of underground and overhead piping designed in accordance with good fire protection engineering practices.
- "Weather Indexing" means the accepted method of Environment Canada, whereby the inversion of atmosphere is determined to provide proper venting for all airborne particulates. The Environment Canada website can provide this information daily.

PART II – LILLOOET FIRE DEPARTMENT

201 ESTABLISHMENT

1. There is hereby constituted a fire department for the District of Lillooet to be known as the "Lillooet Fire Department", and the head of the department shall be known as the "Fire Chief".
2. In addition to the Fire Chief, the Lillooet Fire Department personnel shall consist of a Deputy Fire Chief, and such number of other Officers and Members as from time to time may be determined by Council.

202 FIRE CHIEF

1. The Fire Chief shall be appointed by resolution of Council.
2. Reporting to the Administrator, the Fire Chief is accountable for overseeing the provision of services for the protection of lives and property of the citizens of District of Lillooet from fire hazards; and for the operation of the Lillooet Fire Department, including training and fire prevention.
3. The Fire Chief shall take all proper measures for the prevention, control, and extinguishment of fire, for the protection of life and property, and may enforce all codes and bylaws respecting fire prevention, life safety and investigations.
4. The Fire Chief has complete responsibility for the Lillooet Fire Department, subject to the direction and control of the Council, to which the Fire Chief shall be responsible, and in particular shall be required to carry out all fire protection activities and such other activities as

Council directs, including but not limited to:

- a) Fire prevention and public education;
- b) Forestry fire assistance;
- c) Pre-fire planning;
- d) Disaster planning;
- e) Preventative patrols;
- f) Rescue;
- g) Mutual Aid where agreement exists;
- h) Medical assistance
- i) Fire safety inspections
- j) Other incidents

5. The Fire Chief shall establish rules, regulations, policies and committees necessary for the proper organization and administration of the Lillooet Fire Department including, but not limited to the:

- a) Use, care and protection of property;
- b) Conduct and discipline of Officers and Members of the department; and
- c) Efficient operation of the department.

203 DEPUTY CHIEF

1. The Deputy Fire Chief shall be appointed by resolution of Council.

2. The Deputy Fire Chief shall:

- a) Assist the Fire Chief in the performance of his duties and in the absence of the Fire Chief, either, assume charge at all fires and emergencies, or delegate the authority to another Officer of the Lillooet Fire Department, prior to taking leave.
- b) Have a thorough knowledge of the rules and regulations governing Lillooet Fire Department and of the standing orders of the department.
- c) Have the ability to lead Members effectively, maintain discipline, promote harmony, exercise sound judgment and co-operate with other officials.
- d) Have the ability to deal effectively with the public and other municipal employees.
- e) Ensure any injury of any Member that occurs while on duty is reported to the Fire Chief as soon as possible.
- f) Be willing to take courses and upgrade self as opportunities arise.
- g) Be appointed Local Assistant to the Fire Commissioner, to take over in the absence of the Fire Chief.

204 OFFICERS

1. The Captains and Lieutenants shall be appointed by the Fire Chief and Deputy Fire Chief, through a fair and equal process based on exams, conduct, experience, interpersonal skills and an interview.

- a) Every member may apply for any position.
 - b) Members will have the right, to recommend to the Fire Chief, to have any Captain or Lieutenant removed from rank, for just cause. Upon recommendation being given to the Fire Chief, the Fire Chief may decide to place the Captain or Lieutenant on probation for a period of not more than six (6) months to correct the cause. Either, at the end of the probation period or at an earlier date, the Officer may be removed or have his position reconfirmed by the Fire Chief.
 - c) An Officer on call may assume charge at any fire or emergency in the absence of the Chief and Deputy Chief.
2. The Training Office and Safety Officer shall be appointed by the Fire Chief.
 3. The Lillooet Fire Department Fire Chief, Deputy Fire Chief, and Officers will make up the Department's Executive Committee. The Secretary/Treasurer at large shall be elected annually.

205 MEMBERS

A person is qualified to be appointed as a Member of the Department who:

- a) is 18 years of age or older to a maximum of up 60 years of age based on annual medical evaluation;
 - b) passes such aptitude and other tests as may be required by Council; and,
 - c) resides within the municipal boundaries of the District of Lillooet.
2. Subject to clause 205(l)(d), a person may reside outside of the municipal boundaries of the District of Lillooet provided:
 - a) the person lives within 12 kilometres of the Fire Hall;
 - b) no more than 25% of the entire membership of the Department reside outside the municipal boundaries of the District of Lillooet; and;
 3. Every Member and Officer shall be required to comply with the Code of Conduct as per Schedule "A", attached to and forming part of this bylaw.
 4. The Fire Chief may terminate a probationary Member, or extend probation, at any time, without cause.
 5. The Fire Chief may discipline or discharge any Officer or Member for cause.
 6. Every Member is subject to a medical examination at such time as the Fire Chief may require.
 7. Every new applicant will be subject to a criminal background check before they complete their probationary period. If accepted for active duty this expense will be reimbursed to the member. Existence of a criminal record or a poor driver's profile will be grounds for non-acceptance.
 8. An individual who has been with the department less than six (6) months shall be deemed a probationary Member. As part of the application process, a probationary evaluation will be conducted. If satisfactory and approved by the Fire Chief, the individual will be accepted as a full member.

206 REMUNERATION

1. The remuneration of all Members shall be as specified in Schedule "B", attached to and forming part of this bylaw.
2. Payments for calls are paid as per Schedule "B" of this bylaw, with the exception of medical and rescue calls outside municipal boundaries, which are at no cost to the District, with all responding Members donating their personal time.

207 ADMINISTRATION

1. The limits of the jurisdiction of the Fire Chief, and the Officers and Members of the department will extend to the area and boundaries of the District of Lillooet, and fire protection agreement areas as determined by Council, and no part of the fire apparatus shall be used beyond the limits of the municipality without:
 - a) the express authorization of a written contract or agreement providing for the supply of fire fighting services outside the municipal boundaries or;
 - b) *the Fire Chief or his designate has the authority to make an appropriate response to incidents outside the District or fire protection boundaries where an imminent threat to the District exists; or* (Bylaw 239)
 - c) the approval of Mayor or Acting Mayor.
2. The Fire Chief shall submit to the Administrator, for inclusion with the overall District budget submitted to Council for approval, the annual budget for the Lillooet Fire Department.
3. If the Members or a Member is unable to agree with a disciplinary decision of the Fire Chief, the Member may appeal to the Executive Committee. The Executive Committee shall either uphold the Fire Chief's decision or appeal the decision of the Fire Chief. If the Executive Committee and the Fire Chief are unable to reach agreement on the issue, both sides shall submit a report to the Administrator for consideration. If the Administrator is unable to bring about a consensus, the two reports shall be submitted to Council for a final resolution of the issue.
4. Honorary Members are entitled to attend social functions only.

PART III - FIRE PROTECTION AND LIFE SAFETY

301 EVACUATION

1. If an emergency arising from a fire, fire hazard, toxic chemical spill or from a risk of explosion causes the Officer in command to be apprehensive of imminent and serious danger to life or property, or of a panic, the Officer may immediately take the steps the Officer thinks advisable to remove the hazard or risk, or may cause the people to be removed. The Officer may order the evacuation of a building or area, and may call upon the police to assist and provide security to the evacuated area.

302 FIRE SUPPRESSION

1. The Fire Chief, or in his absence, the senior ranking Member present, shall have control direction and management of all Lillooet Fire Department apparatus, equipment or manpower

assigned to an incident and, where a Member is in charge, shall continue to act until relieved by a senior Officer.

2. The Fire Chief shall take responsibility for all fire protection matters, including the enforcement of the Fire Services Act and Regulations, and shall assume the responsibilities of the Local Assistant to the Fire Commissioner.
3. The Fire Chief, or the Member in charge, at an incident, is empowered to have members of the Lillooet Fire Department and its apparatus and equipment, to enter or pass through, or over buildings or property, where deemed necessary to gain access to the incident, or to protect any person or property.
4. No person shall damage or destroy Lillooet Fire Department apparatus or equipment.
5. No person at an incident shall drive a vehicle over any apparatus or equipment without permission of the Fire Chief or Member in charge.
6. The Fire Chief shall take all proper measures for the prevention, Control and extinguishment of fires, and for the protection of life and property, and shall enforce all municipal bylaws respecting fire prevention, and exercise the powers and duties imposed on him by this bylaw and any Provincial Act or Regulation.
7. The owner, occupier, agent or trustee of real property is prohibited from allowing any person to stand, loiter or sit in the aisles, passages and stairways of churches, theatres, halls, skating rinks and other places of amusement or public resort, so as to prevent impairment of access to exits.
8. The owner, occupier, agent or trustee of real property is required 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 fires.
9. The owner, occupier, agent or trustee of real property is required to clean chimneys and flues, or other apparatus or thing which in the opinion of the Fire Chief may cause or increase the danger of fire.
10. The Fire Chief, or designate, is hereby authorized to enter any premises at reasonable times to inspect said premises for conditions which may cause a fire or increase the danger of fire to persons and property.
11. When more than one (1) false alarm is responded to in any year for the same property, the cost for equipment and manpower responding shall be charged to the owner of the property at a cost as specified in Schedule "C", attached to, and forming part of this bylaw. If such charge remains unpaid on December 31st of the year in which the charge was levied, the amount so unpaid shall be entered on the real property tax roll in respect of the property receiving the assistance and shall be collected as taxes in arrears for said property.
12. The Fire Chief or Officer in command at any fire shall have the power to cause demolition of any building or part of a building which in his judgment should be demolished in order to prevent spread of fire or to prevent damage to persons or property or loss of life.
13. No person shall impede, hinder or obstruct the extinguishment of any fire. Any person who fails to comply with the orders or instructions of an Officer of the Lillooet Fire Department

engaged, or about to be engaged, in the extinguishment of a fire, shall be liable to the penalties provided herein and such person may be forcibly removed from the scene of such emergency or fire by a police officer or Member of the Lillooet Fire Department.

14. No person shall refuse to permit any member of the Lillooet Fire Department to enter into, or upon, any premises for which an alarm of fire has been received, or in or upon, any premises for which such member has reasonable grounds to suspect that a fire exists.
15. When a person or company damages a utility causing a Lillooet Fire Department response and that person or company failed to contact the utility to obtain a line location, the District of Lillooet shall bill the utility for costs of responding equipment and manpower. The utility shall be charged at a cost as specified in Schedule "C".
16. *Where, in the opinion of the Officer in charge, entering a building during a fire or other incident would be unsafe as a result of the condition of the Premises, the Officer may determine that the fire shall be only fought from outside of the premises.* Bylaw 239

303 FIRE DAMAGED BUILDING

1. The owner of any 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.
2. If the owner fails to provide the necessary security to the fire damaged building within a ten (10) days, then the Fire Chief may have the work performed and the owner shall be liable to a charge, at cost, for such work payable to the District of Lillooet. If such charge remains unpaid on December 31st of the year in which the charge was levied, the amount so unpaid shall be entered on the real property tax roll in respect of the property receiving the assistance and shall be collected as taxes in arrears for said property.

304 FIREWORKS

1. The manufacture, storage, transportation and sale of fireworks shall conform to the Federal Explosives Act and Explosives Regulations, and amendments thereto.
2. The handling and discharge of fireworks, low and high hazard as defined by the Federal Explosives Act and Explosions Regulations, shall conform to the Fireworks Manual (Explosive Division), as published by the Department of Energy, Mines and Resources.
3. Except as herein under provided, Class 7.2.1, low hazard fireworks, as defined by the Federal Explosives Act and Explosives Regulations, shall not be sold or discharged.

305 ADDRESS IDENTIFICATION

All buildings or structures situated on any lot or parcel of land within the municipal boundaries shall be properly identified with numbers facing the District road which accesses the property, indicating their District address as designated by the District of Lillooet. All address numbers shall be a minimum of four (4) inches with a half (1/2) inch stroke in contrasting colours to the base colour of the building or structure. Address numbers shall not be obstructed by shrubs, trees, beams or any other material that would impair quick and easy identification.

306 FLAMMABLE AND COMBUSTIBLE LIQUIDS - PERMITS AND LICENCES

No person shall store or dispense flammable liquids or install oil burners without a permit under this section.

1. PERMITS

- a) A permit shall constitute permission to maintain, store or handle materials, or to conduct processes which may produce conditions hazardous to life or property, or to install equipment used in connection with such activities.
- b) Such permit does not take the place of any licence required by law.
- c) A permit shall not be transferable and any change in use of a building or premises shall require a new permit.
- d) Before a permit may be issued, the Fire Chief or Inspector may inspect and approve the receptacles, vehicles, buildings or storage places to be used.
- e) In cases where laws or regulations enforceable by departments other than the responsible authority for fire prevention are applicable, joint approval shall be obtained from all departments concerned.

2. PERMIT APPLICATION

The application for a permit shall be made in the form prescribed by the Fire Chief or Inspector and contain at least the following requirements:

- (i) the signature of the applicant;
- (ii) a statement of the intended use of the occupancy showing:
- (iii) the dimensions of the building and its location;
- (iv) the proposed use of each room or floor area;
- (v) fire protection installations including portable extinguishers, fire alarms and detectors;
- (vi) means of egress;
- (vii) a plot plan showing the location of all flammable liquid tanks and pumps in relation to buildings and property lines.

3. PERMIT FEES

The fees hereinafter specified shall be paid to the City by all applicants for any permit required by this bylaw, or under the code adopted by this bylaw, or by the regulations passed pursuant to the provisions of the Fire Services Act, and amendments thereto, and for inspection of any work or thing for which the said permit is required:

- a) For any installation of gasoline tanks, diesel tanks and dispensing pumps:

i)	<u>Litres</u>			
	0	-	2,300	\$15.00
	2,301	-	4,800	\$20.00
	4,601	-	23,000	\$30.00
	23,001	-	46,000	\$40.00
	46,001	-	115,000	\$60.00

115,001	-	230,000	\$100.00
230,001	-	460,000	\$150.00
460,001	-	920,000	\$200.00
920,000	-	2,300,000	\$250.00

Each dispensing nozzle \$10.00

- ii) Inspections and installations of domestic and commercial oil burners
 - Each domestic installation \$25.00
 - Each commercial installation \$50.00

4. ISSUING AND POSTING OF PERMITS

- a) The Fire Chief or Inspector may issue a permit where:
 - (i) an application is made;
 - (ii) the proposed operations or occupancy conforms with applicable bylaws, codes and regulations; and,
 - (iii) the permit fee has been paid
- b) The Fire Chief or inspector may revoke a permit where there is a violation of:
 - (i) any condition under which the permit was issued; or
 - (ii) any requirements of this bylaw, codes or regulations.
- c) This bylaw shall not be construed to hold the municipality responsible for any damage to persons or property by reason of:
 - (i) inspections authorized by this bylaw;
 - (ii) the failure to carry out an inspection;
 - (iii) the permit issued as herein provided; or
 - (iv) the approval or disapproval of any equipment authorized herein.

5. Permits and licences shall be posted in the premises in a conspicuous place to the satisfaction of the Fire Chief or inspector.

307 HYDRANT AND WATER SUPPLY SYSTEMS ON PRIVATE PROPERTY

- 1. For firefighting purposes, all water supply systems on private property shall conform to City specifications and be installed to be capable of providing fire flows as determined by the latest issue of "Water Supply for Public Fire Protection" published by the Public Fire Protection Survey Services and the insurance Bureau of Canada, or as otherwise approved by the Fire Chief.
- 2. For firefighting purposes, all new water supply systems on private property shall meet flow and pressure requirements according to District specifications or as otherwise approved by the Fire Chief and Administrator.
- 3. Prior to proceeding with construction of any new water system or extension to an existing system, the applicant shall submit plans of proposed fire hydrant locations and all components of the water distribution system to the Fire Chief for approval.
- 4. Buildings under construction shall have:
 - a) Roads finished to a minimum standard as provided for in the British Columbia Building Code, Part 3, that provides for adequate access for Fire and Rescue Department apparatus; and

b) Water supplies for fire protection, when required, and as determined in subsections 307(1), shall be installed as soon as practical as determined by the Fire Chief and the Operations Manager. The Lillooet Fire Department shall be notified of all newly installed fire hydrants so that such hydrants may be tested and approved.

5. All installations of fire hydrants on private property, or private water systems shall be designed and supervised by a professional engineer.

6. During construction, servicing or repairs within a subdivision, the owner shall ensure that all fire hydrant conditions affecting fire safety such as fire hydrants, temporarily out of service, low water volumes, pressures, etc., are made known to the Lillooet Fire Department immediately.

7. Bulk plants, sawmills and other major occupancies shall be provided with fire hydrants and a water supply with pressure and quantity adequate to meet the probable fire demands as determined by the Fire Chief.

308 HYDRANT AND WATER SUPPLY SYSTEMS MAINTENANCE - PRIVATE PROPERTY

1. Records of all inspections and maintenance required for Subsection 308 shall be submitted annually to the Manager of Building Safety and Inspection Services. These records shall be in the format as set by District of Lillooet policy.

a) Hydrants shall be maintained in operating condition.

b) All fire hydrants shall be inspected and maintained in accordance with District of Lillooet policy.

c) All valves in the water distribution system shall be operated annually during non-freezing weather and provided with any maintenance that may be required.

d) The Lillooet Fire Department shall be notified of all repaired fire hydrants so that such fire hydrants may be flow tested and approved.

e) All fire hydrants out of service for repair or not yet in service shall be wrapped with burlap or black polythene plastic sheeting.

f) Fire Hydrants shall be kept clear of ice, snow, shrubs, trees, structures and other obstructions and their locations shall be clearly identified.

g) Fire hydrants shall be painted in accordance with the paint schedule as set by District of Lillooet policy.

2. Failure to provide the Public Works Foreman with confirmation of the required service in accordance with subsection 308(1) or failure to repair a malfunctioning fire hydrant or valve within seven (7) days may cause the Public Works Foreman to have the work performed at the expense of the owner. The owner shall be liable to a charge, at cost, for such work payable to the City. If such charge remains unpaid on December 31st of the year in which the charge was levied, the amount so unpaid shall be entered on the real property tax roll in respect of the property receiving the assistance and shall be collected as taxes in arrears for said property.

3. Fire hydrants are for the use of the District of Lillooet and the Lillooet Fire Department only.

Fire hydrants may only be operated for the purpose of inspection, testing or servicing or as otherwise approved by the Public Works Foreman.

PART V - OUTDOOR FIRES - BURNING PERMITS AND FEES

401 OUTDOOR FIRES

1. No open burning of any kind will be permitted during any period with the exception of the following:
 - a) Small confined fires are allowed for ceremonies and cooking in additions to grills and barbecues using charcoal briquettes or pressurized gas for fuel.
 - b) Small open air burning under permit, *as set out in Schedule "D" attached to and forming part of this Bylaw,* (Bylaw 239) between October 1 and April 30 for yard debris, burn barrels and small fires for ceremonies and cooking.
 - c) Ceremonial fires may be permitted subject to draught hazard conditions
 - d) Hazard Abatement burning to prevent the spread of fire. This burning shall be permitted only on the prior approval of Council in consultation with the Ministry of Forests and shall be supervised by the Fire Chief or his designate.
 - e) Fire Department training exercises on the prior approval of Council.
 - f) Where in the opinion of the Fire Chief a significant interface fire hazard exists on a private property and where all other avenues for removal of the hazardous fuels have been exhausted, the Fire Chief may grant the property owner permission for open burning subject to conditions specified by the Fire Chief. Any such burning undertaken by the property owner shall be solely at the property owner's own risk and expense.
2. Every owner or occupier of property who starts or permits to be started any outdoor fire is responsible for such fire. If the fire is prohibited or the fire is not extinguished in accordance with the terms of any permit issued for the fire, or if in the opinion of the Fire Chief the fire presents a hazard or becomes out of control, the Fire Chief may summon the Fire Department to extinguish or control the fire and the owner or occupier shall pay the costs of the services provided by the Fire Department, *as set out in Schedule "C" of this Bylaw,* (Bylaw 239) within thirty (30) days of receipt of an invoice from the District of Lillooet. Any charges remaining unpaid on December 31st in any year shall be collected in the same manner as municipal taxes.

PART V - FIRE PROTECTION AGREEMENTS AND MUTUAL

501 AGREEMENTS AND MUTUAL AID

1. The Council for the District of Lillooet may enter into agreements and mutual aid for the furnishing of fire protection by, for, or on behalf of the owners or occupiers of property situated within or out of the municipality, with any person, firm or corporation, or municipality, or improvement district or other properly constituted authority, and for the paying or collecting, as the case may be, of such charges therefore as may be agreed upon.

PART VI - INSPECTION OF PREMISES

601 RIGHT TO INSPECT AND TEST

1. The Fire Chief or Officer may at all reasonable hours enter into and upon any lands, premises, yards or buildings, other than single family dwellings, for the purpose of testing or inspecting:
 - a) buildings, as required by the Fire Services Act;
 - b) to determine if Lillooet Fire Department access and an adequate water supply is available for fire suppression purposes;
 - c) to determine if the requirements of this bylaw are being carried out.

602 ENTRY FOR INSPECTION

1. No person may obstruct, hinder or prevent any authorized person from entering into or upon any lands, premises, yards or buildings, other than single family dwellings., for the purpose of inspecting or testing the same in the ordinary course of their duties.

603 ASSISTANCE IN INSPECTION

The owner, occupier, or lessee of a building or property or other person having knowledge of a building or property shall, upon request, give to an Inspector, who is carrying out an inspection of the building or property, such assistance as may be required in carrying out the inspection.

604. FEES FOR INSPECTIONS

1. A fee of One Hundred Fifty Dollars (\$150.00) shall be paid to the District of Lillooet upon the need to conduct a fire safety inspection for the pending sale or purchase of a property.

605. INSPECTIONS IN CONTRACT AREAS

Use Section 601, Sub-Section 1, Parts a and b only.

PART VII - ENFORCEMENT

701. ISSUANCE OF ORDER

1. If the Fire Chief or authorized person finds that any provision of this bylaw has been contravened or has not been complied with, or has been complied with improperly or only in part, or that conditions exist in or upon a building or property to which the bylaw applies and which, in his opinion, constitutes a fire hazard or otherwise constitutes a hazard to life and/or property he 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:
 - a) make to the owner, occupier or lessee of the building or property such recommendations as deemed necessary to correct the contravention or to ensure compliance with this bylaw or to remove the hazards referred to in the bylaw or,
 - b) make such orders as deemed necessary with respect to any of the matters referred to in this bylaw.
2. An order made under this bylaw shall be in writing and shall be directed to either the

owner, occupier or lessee of the building or property in respect of which the order is made or to both.

702 SERVICE ORDER

1. 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 property owner.

PART VIII - PENALTIES

801 PENALTIES

1. Every person who violates any of the provisions of this bylaw or suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects to do or who refrains from doing anything required by the bylaw shall be deemed to be guilty of an infraction thereof and liable to the penalties imposed.
2. Every person who commits an offence under this bylaw is liable on summary conviction to a fine not exceeding Two Thousand Dollars (\$2,000.00).

PART IX - COURT FEES

901 COURT FEES

Fees for services for attending court for civil cases shall be paid where a member of the Lillooet Fire Department is required to attend court. Fees to be established in relation to direct costs incurred on behalf of the District as per Schedule "B".

DISTRICT OF LILLOOET

BYLAW NO. 202, 2004

**A BYLAW FOR THE ESTABLISHMENT AND REGULATION OF A
FIRE AND RESCUE DEPARTMENT AND TO PROVIDE FOR THE PREVENTION OF FIRE
AND THE PROTECTION OF PERSONS AND PROPERTY IN THE
DISTRICT OF LILLOOET AND AGREEMENT AREAS**

READ A FIRST TIME this 6th day of December 2004

READ A SECOND TIME this 20th day of December 2004

READ A THIRD TIME this 20th day of December 2004

RECONSIDERED AND FINALLY ADOPTED this 20th day of December 2004

Mayor

Administrator

SCHEDULE "A"

CODE OF CONDUCT

All Officers and Members of the Lillooet Fire Department shall:

1. At all times are governed by the ordinary and responsible rules of behaviour observed by law-abiding and self-respecting citizens, and no member shall commit any act tending to bring discredit upon the department or its members. Furthermore, when representing the department, all members shall be expected to be courteous and respectful in their contacts with the public;
2. Operate through the Fire Chief in the transactions of the department business;
3. Attend all fires or emergencies to which they may be dispatched and to perform to the best of their ability. Neglect, inefficiency or indifference of members in the performance of their duties is not acceptable;
4. Exercise precaution and good judgment in order to avoid injury to themselves and to other members;
5. Familiarize themselves with, and be obedient to the regulations, practices and procedures of the department;
6. Accord obedience, proper respect and courtesy to Officers and acting Officers;
7. Make truthful and accurate reports, and not make statements with intent to deceive;
8. Not willfully mutilate any useful department record, book paper or document;
9. Promptly notify the Fire Chief of all matters coming to their attention affecting the interest of the department;
10. Notify the Fire Chief of any inability to report for duty and the reason for such inability;
11. Exercise caution to avoid unnecessary damage or loss of department property, and be responsible for the safekeeping and proper care of all department property;
12. Not remain on duty if his ability is impaired by the use of a mind altering substance(s);
13. Not use or take in any form a mind altering substance(s) while on duty;
14. Not indulge in obscene or uncivil language, altercations or conduct while on duty which might cause adverse public reaction or injury to any person;
15. Refrain from engaging in any activity which reduces the member's effectiveness;
16. Abstain from promoting their names, in the context as a member of the department, for any commercial or business purposes, or for countenancing the use of the name and/or prestige of the department for such purposes; and
17. Accept no reward, fee or gift from any person for services incidental to the performance of duty, except with permission of the Fire Chief.

***SCHEDULE "B"**

1. Effective May 1st 2001, Members of the Lillooet Fire Department shall be paid the following hourly rates for attendance at fires:

<u>Position</u>	<u>Base</u>
Firefighter	\$12.00
Lieutenant	\$13.00
Captain	\$14.00
Training Officer	\$14.00
Chief Officer	\$15.00

2. All members will receive the same amount for practice attendance which is \$6.30 per practice.
3. Members performing inspections will be reimbursed at the basic rate of \$12.00 per hour.
4. The Deputy Chief shall receive an amount equal to three quarters of the Chief's annual honorarium.
5. The Lillooet Fire Department members shall receive remuneration based on a minimum two-hour call out for all calls from 11 pm to 7 am.
6. Summer Weekend Standby shall commence in May (Victoria Day Weekend), until September (Labour Day Weekend) of each year. Remuneration for summer weekends will be at \$12.50 per day for each of a maximum of 6 members.
7. Members shall be remunerated for public safety and education at the current rate.
8. Officer attendance at meetings will be paid at firefighter rates.* (Bylaw 239)

SCHEDULE "C"

CHARGE OUT FEES

The following rates for services for manpower, vehicles and equipment shall be recoverable by the District of Lillooet for violations of Sections 302.12, 302.16, 303.2, 308.2, 401.10 and *section 4 of Schedule "D" of this bylaw,* (Bylaw 239)

Manpower

Minimum one (1) hour call out for each firefighter at the rate of pay assigned to him or her, or for more than one (1) hour duration, the number of hours worked for each firefighter at the hourly rate of pay assigned to him or her, to equal the costs as paid out by the District.

Vehicles Per Hour Rate

1 – Engine	\$450.00
1 - Tender	\$225.00
1 - Van	\$ 75.00
1 – Bush Unit	\$150.00

Equipment

At replacement costs.

SCHEDULE "D"

SMALL OPEN BURNING PERMIT

1. An Open Burning Permit is for community events or rituals and is subject to the approval of the Fire Chief or his designate.
2. Open burning is only permitted on private property. No District property may be used other than by the District of Lillooet or its agent.
3. Open burning is to be carried out by the property owner, tenant or an agent acting on behalf of the property owner. The owner/occupant or agent accepts all responsibility for any liability as a result of the fire.
4. Any person who causes or through inadvertence, allows a fire to get beyond control and requires the assistance of the Lillooet Fire Department personnel, shall be liable to a charge at cost for such assistance as specified in Schedule "C".
5. A competent person shall be in control of the fire until extinguishment.
6. Adequate appliances, equipment and personnel shall be provided by the permit holder so as to prevent the fire from getting beyond control.
7. Fires are to be extinguished or not started when wind and weather conditions are such that the fire becomes a hazard or creates a nuisance to surrounding properties.
8. Neighbors of adjoining properties are to be notified by the permit holder as to the times of the burn.
9. Permits will not be issued for burning within 1 kilometre of a health care or senior's facility.
10. Conditions of fire:
 - a) Fire area to be no larger than 1 metre by 1 metre.
 - b) Fire to be kept a minimum of 5 metres away from any house, tree, shrub or other combustible material
 - c) All combustible ground material, within one metre of the burn piles must be removed.
 - d) No contaminated materials may be burned.
 - e) All fires must be extinguished by nightfall except fires for warmth, ceremonial or cooking purposes.

** (Bylaw 239)

Schedule D

Burning Permit

Date: _____ Applicant: _____ Phone: _____

Location of Burning: _____ Material to be burned _____

Date of Burning _____ to _____

Permit Guidelines:

- Permits must be obtained in person at the District of Lillooet office.
- Permits may be acquired in advance and are in effect for 48 hours.
- The applicant agrees to pay the District of Lillooet the call out costs as established by the District in the event the LFD responds to a fire set under this permit.
- This permit is subject to cancellation at any time by the Fire Chief, an Officer of the LFD or any other person with a regulatory regarding this activity. The fire must be immediately extinguished by the applicant or his/her agent on cancellation of this permit.

Burning Guidelines

- Burn only foliage, brush and garden refuse.
- Burn piles must not contain material of a contaminated nature.
- Burn pile is restricted to one metre in diameter and one metre in height.
- Burn pile must be 15 meters from any structure or property line.
- Clear all combustibles within one metre of burn pile.
- Burn pile must not be left unattended until extinguished.
- Person supervising must have adequate personnel, sufficient water supply and tools on site for controlling the fire.
- Burning may not exceed a 48 hours period.
- Applicant is responsible for checking the venting index by calling Environment Canada at 1-900-565-5000 or check the website at www.weatheroffice.pyr.ec.ca/wxhealth/smoke

By signing this permit the applicant acknowledges he/she shall be liable for all damages caused by him or agents while under this permit.

Dated this _____ day of _____ 20__

Signature of Applicant

Witnessed by

SCHEDULE E

INTERFACE FUEL REDUCTION BURNING PERMIT

Property Owner (Please Print)

Civic Address:

Mailing Address: Same above or

Telephone Number: Home:

Work:

Dates (7 day window) From:

To:

Location: (please attach map or sketch of property highlight area to be burned} Address:

Purpose:

Ignition method:

Method to control height of:

Resources to limit/prevent escape of fire:

Is there a fuel break in place?

How will adjacent property owners be notified?

Please see reverse for Conditions and Applicants Signature Fire Chief's conditions:

**This permit can be revoked at any time with or without cause by the
District of Lillooet Fire Chief or Designate**