

**TOWN OF MORINVILLE
PROVINCE OF ALBERTA
BYLAW 7/2020
FIRE SERVICES BYLAW
PAGE 1**

A BYLAW OF THE TOWN OF MORINVILLE, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF ESTABLISHING FIRE SERVICES IN AND FOR THE TOWN OF MORINVILLE.

WHEREAS, the *Municipal Government Act*, RSA 2000, c M-26, provides that the Council of a Municipality may pass a Bylaw for the safety, health and welfare of people and the protection of people and property; and

WHEREAS, the Municipal Council of the Town of Morinville wishes to provide for efficient operation of such services;

AND WHEREAS, the, R.S.A. 2000, c. S-1, enables an accredited municipality to make bylaws respecting fees *Safety Codes Act* for services provided pursuant to the *Act* and carrying out its powers and duties as an accredited municipality

AND WHEREAS, the Town of Morinville is an accredited municipality under the *Safety Codes Act* in the fire discipline under Fire Accreditation No. M000284

NOW THEREFORE, the Municipal Council of the Town of Morinville duly assembled, hereby enacts as follows:

1.0 This Bylaw may be cited as the "Fire Services Bylaw".

2.0 Definitions

2.1 "**APPARATUS**" means any vehicles provided with machinery, devices, equipment or materials for firefighting, vehicles used to transport firefighter, or supplies.

2.2 "**AUTHORITY HAVING JURISDICTION**" means:

2.2.1 The Fire Chief or Deputy Fire Chief, or any designated Officer of the Fire Department.

2.2.2 Any persons designated by the Town of Morinville as a Safety Codes Officer in the Fire Discipline and in accordance with the *Safety Codes Act*, R.S.A. 2000, c. S-1, as amended.

2.3 "**CHIEF ADMINISTRATIVE OFFICER**" means the person appointed as Chief Administrative Officer of the Town of Morinville by resolution or bylaw of Council.

2.4 "**COUNCIL**" means the duly elected officers of the Town of Morinville and the Chief Elected Officer or Mayor.

2.5 "**DANGEROUS GOODS**" means any product, substance or organism specified in the regulations or include by its nature in any of the classes listed in the *Dangerous Goods Transportation and Handling Act*, R.S.A. 1988 Chapter 0-3.5 as amended and regulation therein.

2.6 "**EQUIPMENT**" means any tools, contrivances, devices or materials used by the Fire Services to combat an incident or other emergency.

2.7 "**FALSE ALARM**" means any fire alarm that is set out needlessly, through willful or accidental, human or mechanical error, and to which the Fire Services responds.

2.8 "**FINES AND PENALTIES SCHEDULE**" means the Fines and Penalties Schedule as amended or replaced from time to time by resolution of Council herein attached as the "Fines and Penalties Schedule".


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- 2.9** "FIRE CHIEF" is the Chief of the Fire Service for the Town of Morinville and performs the duties and responsibilities as assigned.
- 2.10** "FIRE PROTECTION" means all aspects of fire safety including, but not limited to, fire prevention, firefighting or suppression, pre-planning, fire investigations, public education and information, training or other staff development and advising.
- 2.11** "FIRE PIT" means a fire which is totally confined within a non-combustible structure or container that has the smoke vents or top opening covered with a heavy gauge metal screen having a mesh which is ventilated in such a manner as to preclude the escape of combustible materials including ash, and which fire is set for the purpose of cooking or obtaining warmth, and such fire may only be fueled with clean and dry wood, charcoal, coal, natural gas or propane.
- 2.12** "FIRE SERVICES" means the Morinville Fire Services as established and organized for the Town of Morinville pursuant to the provisions of this Bylaw consisting of, but not limited to, all persons appointed or recruited to various positions, all equipment, apparatus, materials and supplies used in the operation, maintenance and administration of the fire services, including fire stations.
- 2.13** "FIRE APPLICATION" shall mean an application form prescribed by the Fire Services for the purposes of applying for a Fire Permit.
- 2.14** "FIRE PERMIT" shall mean a Fire Permit in a form or forms prescribed by the Fire Services.
- 2.15** "FIREWORKS" means the fireworks listed in Class 7, Division 1, and Class 7, Division 2, Subdivision 1 and 2 in Section 14 of the *Explosives Act* (Canada) and regulations under the *Act*.
- 2.16** "INCIDENT" means a fire, a situation where a fire or explosion is imminent, or any other situation where there is a danger or a possible danger to life, property, or environment and to which Fire Services has responded.
- 2.17** "MEMBER" means any person who is duly appointed to the Fire Services.
- 2.18** "MORINVILLE" means the Municipality of the Town of Morinville.
- 2.19** "MUNICIPALITY" means the municipal corporation of the Town of Morinville, in the Province of Alberta, and where the context requires, means all lands situated within the corporate boundaries of the Town of Morinville.
- 2.20** "OFFICERS" means a Member appointed by the Fire Chief to a supervisory position within the Fire Department.
- 2.21** "OPEN FIRE" shall mean any Fire, Pit Fire, Public Park Site Fire and Smudge Fire, and which, without limiting the generality of the foregoing shall include grass fires, forest and brush fires, running fires, structure fires, building fires, wood scrap fires, ground thawing fires and chattel fires.
- 2.22** "PEACE OFFICER" means a member of the Royal Canadian Mounted Police, a Community Peace Officer appointed by the Municipality (pursuant to the provisions of the *Police Act* R.S.A. 2000 c.P-17, as amended, repealed and replaced from time to time) or a Bylaw Enforcement Officer, appointed by the Municipality, pursuant to the *Municipal Government Act*.
- 2.23** "PORTABLE APPLIANCE" means any appliance, commonly referred to as a Barbeque, sold or constructed for the purpose of cooking food in the outdoors.

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- 2.24** "MUNICIPAL PARK SITE FIRE" means a fire on land owned or leased by the Town of Morinville or its agents for recreational purposes and is confined to a non-combustible container supplied by the Town of Morinville, as approved by the Fire Services which is set for the purpose of cooking food, obtaining warmth or viewing pleasure. Such fire may only be fuelled with clean, dry wood.
- 2.25** "PROPERTY" means any real or personal property including, but not limited to, land and structures.
- 2.26** "SAFETY CODES OFFICER" means a member of the Fire Services that is designated as a Safety Codes Officer for the Fire Discipline under the *Safety Codes Act*.
- 2.27** "SMUDGE FIRE" means a fire confined within a non-combustible structure or container that is set on property of two (2) acres or more in area, for the purpose of protecting livestock from insects.
- 2.28** "TERMS AND CONDITIONS" shall mean those Terms and Conditions prescribed by the Fire Services and which shall be and form part of the Fire, Fireworks Permit Application and Fire Permit.
- 2.29** "VIOLATION TICKET" means a ticket issued pursuant to Part II of the *Provincial Offences Procedure Act*, RSA, 2000, c. P-34 and any regulations therein.

3.0 Fire Services

3.1 Under the direction of the Fire Chief, the Town of Morinville Fire Services is responsible for:

- 3.1.1** Preventing and extinguishing fires,
- 3.1.2** Investigating the cause of fires,
- 3.1.3** Preserving and protecting life and property from injury or destruction by fire,
- 3.1.4** Providing rescue, and first aid services,
- 3.1.5** Provide Community Fire Prevention awareness and Education programs,

4.0 Fire Chief

4.1 The Fire Chief shall be the department head of Fire Services in accordance with the Town of Morinville Organization chart.

4.2 The Fire Chief shall be responsible to the Chief Administrative Officer through the General Manager of Community and Infrastructure Services.

4.3 The Fire Chief has complete responsibility and authority over the Fire Services, subject to the direction of Council and shall upon approval of Council, the CAO and/or the General Manager of Community and Infrastructure Services may prescribe rules, regulations and policies for the ongoing organization and administration of the Fire Services, including but not limited to:

- 4.3.1** The use, care and protection of Fire Services property.
- 4.3.2** The appointment, recruitment, conduct, discipline, duties and responsibilities of the members.
- 4.3.3** The efficient operation of the Fire Services.


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4.4 The Fire Chief shall:

- 4.4.1 Upon approval of the Council, purchase or otherwise acquire equipment, apparatus, materials or supplies required for the operation, maintenance and administration of Fire Services to be used in connection therewith.
- 4.4.2 Keep or cause to be kept, in accordance with Town policies, records of all business transactions of Fire Services, including the purchase or acquisition of equipment, apparatus, materials or supplies within allotted approved budget amounts, and retention/records of fires attended, actions taken in extinguishing fire, inspections carried out and actions taken on account of inspections and any other records incidental to the operation of Fire Services.
- 4.4.3 Negotiate, subject to the approval of Council, with all levels of government and persons for the purpose of establishing mutual aid agreements and fire control agreements with recommendations and concerns regarding the establishing or renewing of any mutual aid agreement or fire control agreement or amendments thereto.
- 4.4.4 Perform such functions and have such powers and responsibilities as Council may from time to time prescribe.
- 4.4.5 The Fire Chief 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.
- 4.4.6 The Fire Chief or any other 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 by him/her.
- 4.4.7 The Fire Chief or any other member in charge at an incident may at his/her discretion call upon Peace Officers to enforce restrictions on persons entering within the boundaries or limits outlined in sub-section 4.4.6.
- 4.4.8 The Fire Chief or any other member in charge at an incident, is empowered to cause Fire Services to enter without a warrant on any land or premises, including adjacent land or premises, to combat, control or deal with an incident in whatever manner he/she deems necessary in order to limit injury to person, loss of life, or damage to property or the environment.
- 4.4.9 The Fire Chief or any other member in charge at an incident may obtain assistance from other officials of the municipality, as he/she deems necessary in order to discharge his duties and responsibility at an incident.
- 4.4.10 The Fire Chief or any other member in charge at an incident may require persons who are not members to assist in extinguishing a fire, removing furniture, goods, or 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.
- 4.4.11 The Fire Chief or any other member in charge at an incident is empowered to commandeer and authorize payment for privately owned equipment which he/she considers necessary to deal with an incident.

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4.4.12 The Fire Chief or any other member in charge at an incident is empowered to activate and utilize any mutual aid agreements the Town of Morinville may have in effect.

4.4.13 The Fire Chief or any member in charge of an incident, including a Peace Officer at any time may cause any vehicle to be removed and taken to and stored at the vehicle owner's expense when the vehicle prevents access by the fire service to a fire hydrant, access road, street, fire alarm, cistern, connections provided for sprinkler systems, standpipes or body of water designated for firefighting purposes.

5.0 Jurisdiction

The limits of the jurisdiction of the Fire Services provided will extend to the area and boundaries of the Town of Morinville and no part of the fire apparatus or service shall be used beyond the limits of the Town of Morinville without the express authority of a written contract or mutual aid agreement providing for the supply of firefighting services or other incident response outside the Town of Morinville boundaries.

6.0 Control of Hazards

6.1 If the Fire Service finds within the Town of Morinville's municipal boundaries on privately owned land or occupied public land conditions that in its opinion constitutes a fire hazard, order the owner or the person in control of the land on which the fire hazard exists to reduce or remove the hazard within a fixed time.

6.2 When the Fire Service finds that the order it made pursuant to Section 6.1 has not been carried out, the Fire Service may take whatever action is necessary in accordance with the *Alberta Safety Codes Act* to ensure compliance with the order.

6.2.1 The owner or the person in control of the land on which work was performed pursuant to Section 6.2 shall on demand reimburse the Town of Morinville for the cost of the work performed and in default of payment, the amount of the expenses incurred in carrying out an order may be placed on the tax roll as an additional tax against the land concerned, and that amount:

6.2.2.1 forms a lien on the land in favor of the municipality, and

6.2.2.2 is for all purposes, deemed to be taxes imposed and assessed on the land and in arrears under the *Municipal Government Act* from the date the amount was placed on the tax roll, and that *Act* applies to the enforcement, collection and recovery of the amount.

7.0 Requirement to Report

7.1 The Owner, or his/her authorized agent, of any property damaged by fire shall immediately report to Fire Services the particulars of the fire in a manner satisfactory to meet Provincial fire report requirements.

7.2 The Owner or his/her authorized agent, of any property containing a Dangerous Good(s) product, which sustains an accidental or unplanned release of the Dangerous Good(s) product, shall immediately report to the Fire Services particulars of the release, in a manner satisfactory to meet Provincial reporting requirements.



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8.0 Fireworks

8.1 No person shall store in an unsafe manner, , sell, purchase, or discharge fireworks within the Town of Morinville except when he/she is the holder of a subsisting fireworks permit issued pursuant to this Bylaw, the Alberta Fire Code, the Explosives Regulations (2013), and in accordance to the requirements outlined in Town of Morinville's Quality Management Plan. Refer to the Fees and Charges Bylaw for the fireworks permit fee.

8.2 Fireworks shall be stored safely and in accordance with the Explosives Regulations (2013).

8.3 The holder of a fireworks discharge permit shall be:

8.3.1 A minimum of 18 years of age.

8.3.2 Provide Proof of Pyro Technics Certification

8.3.3 Will conduct activities in accordance with safe practices outlined in the Alberta Fire Code.

8.3.4 Will conduct activities in accordance to the conditions outlined in the permit.

8.4 A Fireworks Permit is nontransferable and may be canceled without notice by the Fire Chief, their designate or by a Peace Officer if any conditions of the permit are not being met or if conditions are determined to pose an immediate safety risk to public or property.

9.0 Open Air Fire Permits

9.1 No person shall permit an Open Air Fire, allow ground thawing, smudge fires, or any other fire upon land owned, or occupied by him/her or under his/her control within the Town of Morinville, unless a Permit has been obtained, the provisions outlined on the Permit are complied with and burnable debris is burned.

9.2 Upon receipt of a Fire Permit, the Fire Services shall consider the Fire Permit application and may in the Fire Chief's sole and absolute discretion:

9.2.1 Refuse to grant a Fire Permit,

9.2.2 Grant a Fire Permit, or

9.2.3 Grant a Fire Permit upon such additional terms and conditions as the Fire Services deems appropriate.

9.3 A Fire Permit shall not be transferable.

9.4 Fire Permits issued pursuant to this Bylaw are valid for such period of time as shall be determined and set by the Fire Chief or designate and the Fire Permit shall have endorsed therein, the period of time for which the said Permit is valid.

9.5 The Fire Service may, at its sole and absolute discretion, terminate a Fire Permit and suspend or cancel a Fire Permit at any time.

9.6 Each Fire Permit application and Fire Permit must contain the following information:

9.6.1 The name, address and telephone number of the applicant,

9.6.2 The reason the Fire Permit is required,

9.6.3 The legal land description and/or the address or rural address of the land on which the applicant proposes to set a fire,

9.6.4 The period of time for which the Fire Permit is valid,

9.6.5 The additional terms and conditions, if any, that must be taken by the applicant to ensure safety, and


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- 9.6.6 An acknowledgement by the applicant that the applicant has read understood and agrees to comply with the Terms and Conditions as set out on the Fire Permit.
- 9.7 Where an incident or a potential incident exists, the Fire Chief or his designate shall be empowered to suspend all structural fires, incinerator fires, outdoor fires, any outdoor camping fire lit for cooking or warming purpose, or the discharging of fireworks within all or portions of the Town of Morinville for such a period of time and on such conditions as may be determined by the Fire Chief or his designate.
- 9.8 Nothing in this Bylaw shall be deemed to authorize any fire, burning or other act, which is in contravention of the *Environmental Protection and Enhancement Act* RSA. 2000, c. E-18 or any regulation made therein, and in the event of any conflict between the provisions of this Bylaw and the said *Act* or Regulations, the provisions of the said *Act* or Regulations shall take precedence.
- 10.0 Fire Pits, Portable Fire Pits, Outdoor Fireplaces and Stationary Barbecues
- 10.1 Fire permits are required (refer to Fees and Charges Bylaw) for fires that are entirely contained in fire pits, outdoor fireplaces and stationary barbecues) that:
- 10.1.1 Are not less than 10 feet (3 meters) from all buildings, property lines and combustible materials and are not located over any underground utilities or under any above ground wires or foliage,
- 10.1.2 Have a surface area or cooking area of not more than 3 feet (1 metre),
- 10.1.3 Have enclosed sides no greater than 2 feet (60 centimetres) above ground level,
- 10.1.4 Are constructed of bricks, concrete blocks, heavy gauge metal, or other suitable non-combustible components as approved by the Town of Morinville,
- 10.1.5 Have a spark arrestor mesh screen with openings no larger than ½ inch (1.25) made of expanding metal or equivalent,
- 10.1.6 Are used to burn only clean fuel (clean, dry wood),
- 10.1.7 Are not used to burn refuse or waste matter,
- 10.1.8 Do not emit sparks onto neighboring property,
- 10.1.9 Do not release dense or opaque smoke into the atmosphere for more than six minutes in any one hour,
- 10.1.10 Is supervised at all times by a responsible person until such time that it has been extinguished. A fire shall be deemed to include hot ashes and smoldering embers resulting from the fire,
- 10.1.11 Have a flame height that does not exceed 90 cm above the barbecue/ fire pit,
- 10.1.12 A fire extinguisher or garden hose must be present for extinguishing any spot fires that may occur. If you choose a garden hose then it must be connected to a working faucet,
- 10.1.13 Fire permits are not required for portable barbecues or fire pits which burn liquefied petroleum gas (LPG), natural gas, compressed briquettes, or charcoal when used for the purpose of cooking or obtaining warmth provided the appliances for cooking or obtaining warmth are used on the private property or in a public area as provided by the authority having jurisdiction, and
- 10.1.14 All appliances must be located in the back yard of the premises.

Notwithstanding Section 10.1, a Permit shall not be required under this Bylaw to conduct:

- (a) The cooking of food using a portable barbecuing appliance used in accordance with the *Safety Codes Act* and the Alberta Fire Code;
- (b) Burning in fireplaces in/or attached to dwelling as provided by legislations;
- (c) Burning in Town designated campgrounds and parks where fireplaces, stoves and fire pits are provided by or approved by the Town.



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11.0 Recovery of Costs

11.1 Where Fire Services has taken any action whatsoever for the purpose of extinguishing a fire or responding to a fire call or incident within or outside the Town of Morinville or for the purpose of preserving life or property from injury or destruction by fire or other incident on land within or outside of the Town of Morinville, including any such action taken by Fire Services on a false alarm, the Fire Chief, may in respect of any costs incurred by Fire Services charge to the person who caused the incident or the owner or occupant of the land/structure/ vehicle in respect of which the action was taken.

Where Fire Services performs inspections, investigations, delivers courses, or performs any other service listed, the Town shall invoice for these services in accordance with the Fees and Charges Bylaw.

11.2 The schedule of costs and fees to be charged by Fire Services for services rendered pursuant to this or any other bylaw shall be as set out in the Fees and Charges Bylaw.

11.3 The Town of Morinville may recover such cost or fees as a debt due and owing to the Town of Morinville.

11.4 In the case of action taken by Fire Services in respect of land within the Town of Morinville, where the cost or fee is not paid upon demand by the Town of Morinville, then in default of payment, such cost or fee may be charged against the land as taxes due and owing in respect of that land.

12.0 Offences

12.1 Any person who ignites, fuels, supervises, maintains or allows on Open Fire within the municipal boundaries of the Town of Morinville without a valid Fire Permit as required by this Bylaw is guilty of an offence, and subject to the Fines and Penalties listed in Schedule A, attached hereto, unless:

12.1.1 The fire has been set by the Fire Services for the purpose of training or controlling hazards;

12.1.2 The fire is a Municipal Park Site fire;

12.1.3 The fire is in a barbeque appliance and the appliance is used in accordance with the *Safety Codes Act* and the Alberta Fire Code; or

12.1.4 The fire has otherwise been authorized by the Fire Chief.

12.2 When a fire is lit under the circumstances described in Section 12.1 when such a fire is not permitted pursuant to this Bylaw, the owner or occupier of the land or the person having control of the land upon which such fire is lit shall:

12.2.1 Extinguish the fire immediately; or

12.2.2 Where he/she is unable to extinguish the fire immediately, report the fire to the Fire Services.

12.3 Any Fire Service Member or a Peace Officer may order any fire not permitted under this Bylaw to be extinguished immediately.

12.3.1 Any person ordered under section 12.2 to extinguish a fire shall immediately and without delay completely extinguish the fire and shall ensure the fire remains out until such time as a permit, under this Bylaw, is issued.



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12.4 No person shall:

- 12.4.1 Allow, authorize, permit, or continue to burn garbage, leaves, straw, painted wood, treated construction materials and items made of, or containing rubber, plastic, tar or any materials deemed for disposal,
- 12.4.2 Deposit, discard or leave any burning matter of substance where it might ignite other material and cause a fire,
- 12.4.3 Conduct any activity that involves the use of fire that might reasonably be expected to cause a fire unless he/she exercises reasonable care to prevent the fire from occurring,
- 12.4.4 Provide false, incomplete or misleading information to the Fire Services or the Town of Morinville on or with respect to a Fire Permit Application,
- 12.4.5 Falsely state that he/she has the sanction of the Fire Department in soliciting any person, agency, society or company on any matter,
- 12.4.6 Wear, use or have in his possession or under his control any official badge, identification or uniform of the Fire Department except with the express written consent of the Fire Chief,
- 12.4.7 Interfere or obstruct the efforts of persons authorized in this bylaw to extinguish fires or preserve life, property, or the environment,
- 12.4.8 Interfere with the operation of any Fire Services equipment or apparatus required to extinguish fires, preserve life, property, or environment,
- 12.4.9 Damage or destroy Fire Services property,
- 12.4.10 Falsely represent him/herself as a Fire Services Member or wear or display any Fire Services badge, cap, button, insignia or other paraphernalia for the purpose of such false representation,
- 12.4.11 Discharge, possess, sell or purchase any fireworks without a permit issued in accordance with this Bylaw and the Alberta Fire Code,
- 12.4.12 Enter the boundaries or limits of an area prescribed in accordance with Sections 4.4.6 and 5.5.1 of this Bylaw unless authorized by the Fire Chief or member in charge,
- 12.4.13 Move fire equipment or drive a vehicle over any fire hoses or other equipment without the permission of the Fire Chief or the Member in charge,
- 12.4.14 Refuse to provide or furnish any information required under this Bylaw, when requested shall be in breach of this Bylaw,
- 12.4.15 Other than an employee of the Town of Morinville Public Works or a member of the Fire Services shall use any fire hydrant for the purpose of obtaining or discharging water from such hydrant,

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12.4.16 Obstruct, prevent or refuse to admit a Safety Codes Officer, Fire Inspector or Investigator in, to, or upon any land, premises, yards, or buildings for the purpose of investigating the same, or who incites or abets such action shall be considered in breach of this Bylaw. The Safety Codes Officer(s) for the Town of Morinville shall have all powers as provided for in the *Safety Codes Act* with reference to the Fire Discipline, or

12.4.17 Prevent access by the fire service to a fire hydrant, access road, street, fire alarm, cistern or other body of water designated for firefighting purposes, or any connections provided for sprinkler systems, standpipes, or any other item designed for firefighting.

13.0 Penalties

13.1 A person who contravenes any Section of this Bylaw, fails to comply with any condition in a permit, with any order or request directed to him pursuant to this bylaw, is guilty of an offence and liable:

13.1.1 If the offence is a contravention of this Bylaw, to a fine of not less than \$100 and not more than \$10,000,

13.1.2 To the minimum fine established in Schedule A attached hereto, to a fine not more than \$10,000.

13.2 Any Peace Officer is hereby authorized and empowered to issue a Violation Ticket to any person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this bylaw.

13.3 Where a contravention of this bylaw is of a continued nature:

13.3.1 Further Violation Tickets may be issued by the Peace Officer, provided that no more than one Violation Ticket shall be issued for each day that the contravention continues.

13.3.2 In accordance with the *Provincial Offence Procedures Act* and the Criminal Code of Canada, a Peace Officer may arrest a person where he believes on reasonable and probable grounds, that the public interest, having regard to all the circumstances including the need to prevent the continuation or repetition of the offence or the commission of another offence, may not be satisfied without arresting the person.

13.4 The minimum fine identified in the Schedule A of this bylaw may be used as a voluntary penalty on a violation ticket issued by a Peace Officer.

13.5 Nothing in this Bylaw may prevent a Peace Officer from issuing a Violation Ticket with a mandatory Court appearance to any person who contravenes any provision of the Bylaw.

14.0 Discharge of Duties

14.1 The Fire Chief or any member of the Fire Service charged with any duty provided in this bylaw, acting in good faith and without malice for the municipality in the discharge of his/her duties, shall not hereby render him/herself liable personally for any damage that may occur to persons or property as a result of any act required or

14.2 by reason of any act or omission in the discharge of his/her duties.

14.3 If because of the performance of their duties, a member of the Fire Services is sued, the Town shall provide legal defense until the final determination of the proceedings.



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15.0 Severability

- 15.1 Should any section or part of this Bylaw be found to have been improperly enacted, for any reason, then such section or part shall be regarded as being severable from the rest of the bylaw and the bylaw remaining after such severance shall be effective and enforceable as if the section found to be improperly enacted had not been enacted as part of this Bylaw.


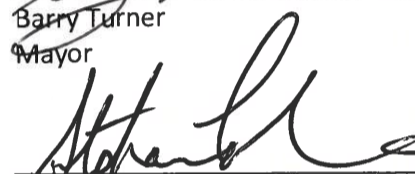
That Bylaw's 2/96 and 14/2015 are hereby rescinded when Bylaw 7/2020 receives third and final reading.

That this Bylaw shall come into full force and effect upon the final passing thereof.

READ a first time this 23rd day of June, 2020.

READ a second time this 14th day of July, 2020.

READ a third time and finally passed this 14th day of July, 2020.


Barry Turner
Mayor
Stephane Labonne
Chief Administrative Officer

SCHEDULE "A"

FINES AND PENALTIES SCHEDULE

Minimum and Voluntary Penalties

Section	Offence	Penalty/Fine
3.6	False Alarms - System maintained in accordance with the Alberta Fire Code:	
	- First	No Charge
	- Second (within six months)	No Charge
	- Third and additional (within six months)	\$100 (each response)
3.6	False Alarms - System not maintained in Accordance with the Alberta Fire Code:	
	- First	\$100
	- Second (within six months)	\$250
	- Third and additional (within six months)	\$500 (each response)
3.9	Dangerous Goods Incidents	Actual costs charged to the Town for such services plus an administration fee of \$60
7.1	Fail to report fire	\$100
7.2	Fail to report Dangerous Goods release/spill	\$250
8.1	Store fireworks in an unsafe manner	\$100
8.1	Discharge fireworks (without permit)	\$250
8.1	Sell fireworks	\$500
9.1	Open Air Fire Without Fire Permit	\$100
9.1	Open Air Fire – burning during a Fire Ban	\$250

(continued on next page)

SCHEDULE "A" continued.

FINES AND PENALTIES SCHEDULE

Minimum and Voluntary Penalties

Section	Offense	Penalty/Fine
10.1	Fire Pit Permit – No Permit Produced	
	- 1 st Offence	No Charge / Educate & Extinguish
	- 2 nd Offence	\$35 / Extinguish
	- 3 rd Offence	\$50 / Extinguish
	- 4 th and subsequent offences	\$150 / Extinguish
	- burning during a Fire Ban	\$150.00 / Extinguish
12.4.1	Burn prohibited items	\$100
12.4.3	Conduct activity that may cause fire	\$100
12.4.4	Provide false/incomplete/misleading information	\$100
12.4.7	Interfere with persons authorized by the law	\$500
12.4.8	Interfere with equipment/apparatus	\$500
12.4.9	Damage or destroy Fire Services property	\$500
12.4.10	Falsely represent self as Fire Service member	\$100
12.4.12	Enter boundaries established by Fire Services	\$100
12.4.13	Drive vehicle over fire equipment	\$200 plus replace/repair damaged equipment