

Town of Imperial

Bylaw # 7-2017

A Bylaw Respecting Fire Prevention

The Council of the Town of Imperial in the Province of Saskatchewan enacts as follows:

1. Short Title

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

2. Purpose

2.1 The purpose of this bylaw, subject to the provisions of Section 8 of *The Municipalities Act*, is to set out regulations and responsibilities pertaining to fire prevention and to regulate and control the use of appliances and devices which burn wood and other material in the Town of Imperial.

3. Definitions

3.1 In this Bylaw:

- (a) "Fire Department" means the Volunteer Fire Department of the Town of Imperial.
- (b) "Fire Chief" means the Fire Chief of the Volunteer Fire Department or such other persons who may be appointed by the Council to carry out the provisions of this bylaw.
- (c) "Member" means any person that is an appointed member of the Volunteer Fire Department.
- (d) "Council" means the elected governing Council of the Town of Imperial
- (e) "Local Assistant" means the local assistant to the Fire Commissioner for the Province of Saskatchewan and shall be the Fire Chief or Acting Fire Chief.
- (f) "Owner" means the person, persons or corporate entity designated as the registered owner of a property on the tax roll of the Town of Imperial.
- (g) "Municipality" means the Town of Imperial.

4. Regulations

- 4.1 Open fire for the purpose of burning rubbish or other flammable combustible waste materials within the Town of Imperial is prohibited.
- 4.2 Open fires for recreational purposes shall be allowed on private property in the Municipality and the Imperial Campground subject to the following:
 - (a) Any open fires must be controlled and contained by utilizing a non-combustible container or fire barricade erected in such a manner so as not to allow the fire to spread on the ground.
 - (b) Any recreational open fires shall be fully extinguished at the end of the activity.
 - (c) All fires shall be reasonably supervised and adequately ventilated to ensure proper combustion and to prevent unreasonable accumulation of smoke.
 - (d) Burning shall not be done in windy conditions conducive to creating a nuisance to another person. If smoke from any fire or burning device causes an unreasonable interference with the use and enjoyment of another person's property, and a complaint is received, the Fire Chief or Deputy Fire Chief may request that the fire be extinguished immediately.
- 4.3 Where open fires are permitted in Section 4(4.2), the owner, occupants of any property, or tenants of the Imperial Campground, having a fire for recreational purposes do so at their discretion and shall be liable for any damages to private or neighboring properties resulting from smoke produced by said fires or from damages from the fire by way of sparks, ambers or the spread of fire from one property to another.
- 4.4 No material or fuel other than paper, seasoned wood, propane, natural gas or other town approved material or fuel may be burned in a fire pit, indoor wood burner or fireplace within the municipalities' limits. The burning of the following is strictly prohibited in any type of burning device within the municipalities limits: rubbish, cardboard, garden refuse, manure, livestock or animal carcasses or any material which when burned will generate black smoke or an offensive odour, including insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, rubber materials, creosoted wood or any similar material.
- 4.5 The Council of the Town of Imperial reserves the right by resolution to ban the use of fire pits or any other burning device on a specific lot or parcel of land, if the Chief Administrative Officer receives written complaints or complaints in the presence of Council about the fire pits or any other burning device from abutting property owners or tenants and no other form of resolution to these complaints can be obtained.
- 4.6 All other burning, not contained within a burning device is strictly prohibited with the municipalities' limits, with the exception of controlled burns administered by and allowed at the discretion of the Town of Imperial's Volunteer Fire Department.
- 4.7 Lanes, driveway or roadways leading off the public highway/roadway and considered to be primary access to properties where emergency services including Fire, Police or Ambulance may be required to respond shall be maintained in an accessible condition for vehicles to drive over, be free of obstructions and overhangs that may impede a vehicle or or any other blockage or condition which may be deemed as an unreasonable or avoidable impediment to vehicle access of the property. Locked or otherwise secured gates are exempted unless in such poor repair as to be considered un-openable once security is removed.
- 4.8 Hazardous materials shall not be stored or located adjacent to any lane, driveway, or roadway leading off the public highway/roadway and considered to be the primary access to properties where emergency services including Fire, Police, Ambulance may be required to respond when the storage building or storage location falls between the residential dwelling or commercial improvement, nor shall the owner/occupant conduct any routing operation such as re-fueling or filling of vehicles or implements which could potentially result in the obstruction of primary property access route.

5. Persons Present at a Fire

- 5.1 No person shall drive any vehicle over any hose while in use or about to be used at any fire or which has been used or laid to be used at a fire or a fire practice.
- 5.2 No person shall in any way impede or hinder any firefighter or other person who shall be assisting at the extinguishing of any fire, or who may be engaged in other duties connected therewith.
- 5.3 No person shall obstruct, hinder or delay any fire equipment while the same is proceeding to a fire; and every person travelling, riding or driving on any street or place along which any fire apparatus is proceeding to a fire, shall yield the right of way to the same.

6. Fire Chief

- 6.1 It shall be the duty of the Fire Chief:
 - (a) To save the life and property endangered by fire, and to foster fire prevention.
 - (b) To be the director of operations at and to regulate the conduct of all persons present at or assisting in the suppression of a fire.
 - (c) To keep a permanent record of all fires and causes thereof and to make a monthly written report thereon to the Council.
 - (d) To keep a permanent record of all orders issued to remedy fire hazardous conditions.
 - (e) To investigate all fires in order to ascertain the cause, origin and other circumstances thereof.
 - (f) To notify the Fire Commissioner immediately of any fire of a suspicious nature, any major outbreak of fire, or of any death caused by fire.
 - (g) To send a complete report of all fires to the Fire Commissioner.
 - (h) To make a general fire inspection of the business districts or any other district or property as deemed necessary for the purpose of ascertaining any violation of the provisions of this bylaw or *The Fire Safety Act* and all regulations thereunder; and to order the remedying or the removal of any condition likely to cause a fire.
- 6.2 The Fire Chief may call upon all or any person to assist in the suppression of a fire and all persons called upon shall obey the commands of the Fire Chief or other officer-in-charge.
- 6.3 The Fire Chief, or other officer-in charge of a fire, may prescribe the limits within which no person or vehicle shall be permitted, and shall have power to close any street or lane to the public for the duration of the fire and related operations.
- 6.4 The Fire Chief may order the pulling down or demolition of buildings or other erections when deemed necessary to prevent the spread of fire.

7. General

- 7.1 Any person found guilty of an infraction of this Bylaw or any part thereof, shall be liable on summary conviction to the penalties prescribed under *The Fire Safety Act*, Section 42(3).
- 7.2 Bylaw number 9/89 is hereby repealed.
- 7.3 This bylaw shall come into force and take effect upon final passing thereof.

[SEAL]

Mayor

Chief Administrative Officer

Read a third time and adopted
this 13th day of September, 2017.

Chief Administrative Officer