



THE MUNICIPAL CORPORATION OF THE TOWN OF FORT SMITH
BY-LAW 1024

A BY-LAW OF THE MUNICIPAL CORPORATION OF THE TOWN OF FORT SMITH, IN THE NORTHWEST TERRITORIES, FOR THE ESTABLISHMENT AND OPERATION OF A FIRE DEPARTMENT AND TO PROVIDE THE PROVISION OF FIRE PROTECTION SERVICES PURSUANT TO SECTION 70 OF THE OF THE CITIES, TOWNS AND VILLAGES ACT BEING CHAPTER C-22 OF THE R.S.N.W.T, 2003.

AND PURSUANT TO the Fire Prevention Act, RSNWT 1988, cF-6, Summary Conviction Procedures Act RSNWT 1988, c S-15, and the Property Assessment and Taxation Act, RSNWT 1988, c P-10;

WHEREAS the *Council* of the Municipal Corporation of the Town of Fort Smith, in the Northwest Territories, deems it to be in the public interest to establish a fire service and provide for the efficient operation of that fire service by regulating the duties and responsibilities of the *Department*;

NOW THEREFORE the *Council* of the Municipal Corporation of the Town of Fort Smith in the Northwest Territories in session duly assembled enacts as follows:

1. **Short Title**

- a. This By-Law may be cited as the “Fire Prevention By-Law”

2. **Interpretation**

In this By-Law;

- a. “**Approved Outdoor Cooking Appliance**” – means a cooking appliance which is fueled by cooking fuels, propane or natural gas and which has been approved for sale and use by the general public by the Canadian Standards Association;
- b. “**Approved Burning Materials**” – means clean, dry, seasoned firewood, unpainted dimensional lumber, and charcoal briquettes;
- c. “**Approved Fire Pit**” – means a fire pit that meets the requirements set out in Section 9;
- d. “**Approved Outdoor Fireplace**” - means a fire pit which meets the requirements set out in Section 9 ;
- e. “**Equipment**” – means any apparatus, appliance, or other *Department* resource;
- f. “**Permit**” – means Burn *Permit* described in Section 7 and includes those terms and provisions the *Chief* may impose, in writing, on the *Permit*;
- g. “**Chief**” means the Fire/*EMS Chief* of the *Department* which is a role normally held by the Director of Protective services, or designate or, if, in the event there is no such designate, such person as *Council* shall designate by resolution;
- h. “**Council**” – means the *Council* of the Town of Fort Smith;
- i. “**Dangerous Goods**” – means a product defined as such by Transport Canada under the Transportation of *Dangerous Goods Regulations*;
- j. “**Department**” - means the *Fort Smith Fire/EMS Department*;
- k. “**EMS**” – means Emergency Medical Services;
- l. “**Incident**” – shall mean an emergency ambulance response, fire/rescue response, *False Alarm* response, public engagement, and education even, or any other emergency response made by the *Department*;
- m. “**Meeting**” – means any event related to equipment maintenance, training, professional development, or *Department* meeting;
- n. “**False Alarms**” – means:
- i. an alarm that is turned in automatically by an alarm system and the alarm was caused by a failure of equipment due to poor maintenance; or



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- ii. an alarm turned in by people, including by pulling pull stations intentionally, accidentally, or mischievously, or the testing of alarm systems, and not contacting the *Department*.
- o. “**Fort Smith**” – means the Municipal Corporation of the Town of Fort Smith;
- p. “**SAO**” - means the Senior Administrative Officer of the Municipal Corporation of the Town of Fort Smith;
- q. “**Protective Services**” – means the Town department overseen by the Director of Protective Services and includes the *Fire/EMS Department, By-Law, Occupational Health and Safety, Emergency Management, and Land Development*;
- r. “**Fire Hall**” – means the *Fort Smith Volunteer Fire/EMS Department* building and training facilities;
- s. “**Smoke**” – means the air borne solid and liquid particulates and gases involved when a material undergoes pyrolysis in combustion;
- t. “**Non-Combustible**” – means a material which, in the form in which it is used and under the conditions anticipated, will not aid combustion or add appreciable heat to an ambient fire;
- u. “**Fire Protection System**” – includes all piped water lines, hydrants, pump houses, and any sprinkler systems in public buildings under the control and maintenance of the Town;
- v. “**Town Limits**” – means the geographical boundaries of *Fort Smith* as determined from time to time;
- w. “**Incident Commander**” – means that *Member* responsible for the operations of *Department* at an *Incident*;
- x. “**Member**” – means any person or *Officer* who is duly appointed by the *Chief* as a *Member* of the *Fire/EMS Department* and includes those persons conscripted, contracted or whose services have otherwise been obtained for the benefit of the *Department* at an *Incident*;
- y. “**Officer**” – means a *Member* appointed as such by the *Chief* and given specific authority to assist the *Chief* in the carrying out of the *Chiefs* duties.
- z. “**Partial Fire Ban**” – A ban on all outdoor fires other than in an *Approved Fire Pit*.
- aa. “**Complete Fire Ban**” - A ban on all outdoor open flame fires.
- bb. “**Peace Officer**” – Any police officer, Parks Officer, ENR Officer, or other person employed for the preservation and maintenance of the public peace or for the service or execution of civil process such as a By-Law Officer or any other duly appointed Officer.

3. CONFLICTS

- a. Where two or more provisions within this By-Law are at variance with one another the most restrictive provision shall prevail.
- b. Where there is a conflict between this By-Law and any other By-Laws of *Fort Smith*, the most restrictive provision shall prevail.

4. DUTIES AND AUTHORITIES

The *Council* of *Fort Smith*, in the Northwest Territories duly assembled, does hereby authorize the establishment of the *Fort Smith Fire/EMS Department* and the carrying out of its activities in the following manner:

- a. The *Department* shall be managed by the *Chief*. The *Chief* Shall;
 - i. be the Town of *Fort Smith* Director of *Protective Services* unless that role is vacant;
 - ii. be appointed by resolution of *Council* and shall meet reporting requirements as outlined in Policy MS701;
 - iii. be a full time paid employee of the Town;
 - iv. report to *Council* through the *SAO*; and



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- v. notify and consult with the *SAO* regarding major changes regarding the Department and its operation.
- b. The *Department* shall consist of a *Chief*, *Officers*, and *Members*, buildings, and Equipment as is deemed necessary by *Council*, on the recommendation of the *Chief* and *SAO*, to safeguard the safety and property of the people of *Fort Smith* from Fire, Medical, and other emergencies.
- c. The *Chief* will appoint at least two (2) *Deputy Chiefs* (1 Fire Deputy, 1 EMS Deputy), six (6) *Officers*, and as many *Members* as deemed necessary and shall maintain an accurate list of such membership including training records and other supporting documentation.
- d. The *Chief* may appoint an *Officer* or *Member* of the *Department* to act as *Chief* on Their behalf or in Their absence.
- e. All persons appointed to the *Department* are authorized to act on behalf of the *Chief* when so ordered by him or her.
- f. The *Chief* may revoke any appointments for just cause.
- g. The *Chief* has complete responsibility and authority over the *Department*, subject to the direction and control of the *Council* through the *SAO* to which they shall be responsible, and in particular, they shall be required to carry out all fire protection and such other activities as *Council* directs, according to those service levels set by *Council* in Schedule "B", personnel, training levels, Equipment and resource availability, including but not limited to:
 - i. structural or wildland/urban interface fire fighting operations;
 - ii. rescue operations; and
 - iii. fire prevention, inspection and life safety education programs.
- h. The *Chief*, shall, subject to ratification by the *Council*, establish rules, regulations, policies and committees necessary for the proper organization and administration of the *Department*, including but not limited to:
 - i. Operational guidelines governing the use and care of *Department* property;
 - ii. the appointment, recruiting, training, conduct and discipline, and responsibility of *Members*
 - iii. and *Officers*, and
 - iv. the efficient operation of both fire protection and emergency medical response.
 - v. Implementing a public education campaign in fire prevention.
- i. The *Chief* may take disciplinary action, including the suspension or dismissal of any *Member* of the *Department* for:
 - i. Lack of attendance and involvement as outlined in *Department* guidelines.
 - ii. Any other action which may be deemed by the *Chief* as being detrimental to the morale or to the general operation of the *Department*.
- j. The *Chief* shall report to the *Council* through the *SAO* on the operations of the *Department* or on any other matter in the manner designated by *Council*.
- k. If any Equipment or apparatus becomes damaged or is in immediate need of service in order to maintain fire service in *Fort Smith*, The *Chief* may take immediate action to immediately procure replacement Equipment or maintenance for such Equipment in line with the *Town's* applicable procurement policies and such actions shall be reported directly to the *SAO*.
 - l. The *Chief* or their designate shall be consulted prior to the issue of any building permit and no permit shall be issued until the building plans have been endorsed by the *Chief* as being approved.
- m. In regard to an *Incident* the *Chief* or *Incident Commander*:
 - i. is empowered to cause a building, structure, or thing to be demolished or removed if they deem it necessary to prevent the spread of fire to other buildings, structures or things, or following an *Incident* if, at the sole discretion of the *Chief* or *Incident Commander*, it is deemed necessary in the interest of public safety,



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- ii. at an *Incident* is empowered to enter premises or property where the *Incident* occurred and to cause any *Member*, Emergency Unit or Equipment of the Emergency Services to enter, as the *Chief* or *Incident Commander* deems necessary, in order to combat, control or deal with the *Incident*.
 - iii. at an *Incident* is empowered to enter, pass through or over buildings or property adjacent to the *Incident*, and to cause any *Member*, Emergency Unit or Equipment of Emergency Services to enter or pass through or over such adjacent buildings or property, where the *Chief* or *Incident Commander* deems it necessary to gain access to the *Incident* or to protect any person or property.
 - iv. at an *Incident* may, at their discretion, establish boundaries or limits and keep persons from remaining in or entering the area within the prescribed boundaries or limits unless authorized to remain or enter by the *Chief* or *Incident Commander* in charge.
 - v. at an *Incident* may request *Peace Officers* to enforce restrictions on persons entering within the boundaries or limits.
 - vi. may request assistance and resources from other municipal staff, as the *Chief* or *Incident Commander* deems necessary, in order to discharge the duties and responsibilities under this By-Law, and those persons shall comply forthwith.
 - vii. may request persons who are not *Members* to assist in whatever manner they considers necessary to deal with the *Incident*.
 - viii. is empowered to commandeer privately owned Equipment which they considers necessary to deal with an *Incident* and to authorize remuneration for the use of such Equipment at fair market value.
- n. The *SAO* or designate of the Town shall:
- i. Advise the *Chief* when any portion of the *Fire Protection System* under Their jurisdiction is inoperable or under repair;
 - ii. Be responsible for all maintenance and repair of the fire system;
 - iii. Physically and clearly identify immediately any unserviceable or interrupted areas in the *Fire Protection System*, and the *Chief* or his delegates shall be so advised; and
 - iv. Advise the *Chief* prior to closure of any street or portion thereof.

5. JURISDICTION

- a. No Protective Services Equipment shall be used beyond the municipal boundaries of *Fort Smith*, without the permission of the *Chief* or the *SAO* except where duly approved agreements have been entered into by *Council* on the advisement of the *Chief*.
 - i. The service area is primarily within municipal boundaries. The Town may enter into service agreements with neighbouring communities, Indigenous governments and agencies of other levels of government to provide services outside municipal boundaries.
 - ii. Highway response will be determined as in conjunction with neighboring communities to ensure that service is seamless.
- b. In Town Municipal fire suppression and *EMS* capabilities take priority. No out-of-town response will take place unless:
 - i. Fire protection can maintain a minimum crew of 5 people and 1 pumper for defensive protection in the event of a fire call; and
 - ii. *EMS* can maintain a minimum crew of 2 people and 1 ambulance in town.

6. PROHIBITIONS

- a. Except as authorized under this By-Law, no person who is not a *Member* of the *Department* shall:



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- i. Enter into any premises where fire protection apparatus or supplies are housed, or
 - ii. Touch or use any fire equipment or supplies
- b. Except in the event of a fire alarm, no fire protection apparatus or supplies shall be removed from the *Fire Hall* without the knowledge and permission of the *Chief*.
- c. Except *Members* as defined by this By-Law, no person other than a *Member* of the *Department*, *Peace Officer*, *SAO*, Public Works personnel, or emergency service personnel, may entered the designated area of a fire in progress, training event, or within 100 feet of a fire apparatus.
- d. No person shall:
 - i. In any way hinder the progress of a *Member* of the *Department* on route to a fire or medical emergency or his lawful action at the scene of a fire or medical emergency;
 - ii. Obstruct, or otherwise interfere with, access roads, streets, or other approaches to any fire, fire hydrant, cistern or any connections provided to a fire main, pipe, standpipe, sprinkler system or any body of water designated for firefighting purposes;
 - iii. Obstruct, hinder, or delay any emergency equipment;
 - iv. Obstruct a *Member* of the *Department* from carrying out the duties imposed by this By-Law;
 - v. Fail to give right of way to the emergency equipment on a highway;
 - vi. Drive any vehicle over any equipment or fire hose without the permission of the *Chief*;
 - vii. Drive or walk around, or over any barricade, cones, blockade, setup to define the boundaries of a fire event or training event or otherwise ignore direction given in areas restricted to authorized personnel.
 - viii. Represent themselves as a *Member* or wear or display any *Department* badge, cap, button, insignia , or other paraphernalia for the purpose of making such representation unless they are a *Member* of the *Department*;
 - ix. Store or use a flammable liquid or substance within the confines of a building under conditions which might cause a fire;
 - x. Store flammable liquids in an unsafe manner that poses a fire or safety risk; or
 - xi. Knowingly turn in or cause to be turned in a *False Alarm*.
- e. Fireworks are prohibited within *Town Limits* unless a Fireworks Permit is issued by the Office of the Fire Marshal that demonstrates appropriate safeguards and training are in place.
- f. No person shall:
 - i. Refuse to provide information or assistance as required; or
 - ii. Knowingly state anything false in information delivered or furnished to the *Chief* or any *Member* of the *Department*.
- g. Regarding Control of Fire and Safety Hazards, no land holder shall:
 - i. Allow their property, or structures on it, to become a fire or other hazard.
 - ii. Leave the unsafe remnants of a wildland, structural, vehicle or other fire to pose a fire or safety hazard.
 - iii. If the Municipality deems a property or structure to be a hazard it may order the owner or the person in control of the land on which the hazard exists to reduce or remove the hazard within a fixed time and in a manner prescribed by the Municipality subject to Section 11 (Order to Remedy)

7. BURN PERMITS

- a. No person shall light a fire outdoors within the *Town Limits* other than in an *Approved Outdoor Cooking Appliance*, or an *Approved Fire Pit* without permission from the *Chief* by way of a *Burn Permit* unless:



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- i. Set by *The Department* for the purpose of fire hazard control; or
 - ii. Set by *The Department* for the purpose of training.
- b. The Town shall provide forms on which an application for permission, known as a *Burn Permit*.
- c. The Town and *Department* reserve the right to cancel or reject any *Burn Permit* application at any time if in the interest of public safety.
- d. The *Permit* application form is attached to this By-Law as Schedule “C”, forming part of this By-Law.
- e. Any person who has been issued a *Burn Permit* under this By-Law and who allows the burning to get out of control shall be considered in violation of the terms of the By-Law and subject to a Summary Offence under Section 10 of this By-Law.
- f. All burning shall be supervised by the *Permit* holder, or their delegate who is over the age of nineteen (19) years old to ensure that the burning does not get out of control and the fire is completely extinguished once done.
- g. Burning under a *Permit* is subject to all conditions and restrictions listed on the *Permit* Schedule “C”.
- h. All *Burn Permits* will be considered cancelled upon issuance of a *Partial Fire Ban* by the *Chief* or designate.

8. BURNING

- a. No burning of materials or products other than *Approved Burning Material* is permitted unless authorized in a *Burn Permit*.
- b. No burning of tires is permitted under any circumstances.
- c. No burning materials or products that release large quantities of *Smoke* are allowed.
- d. If burning causes a *Smoke* hazard or complaints from the surrounding residents are received, the *Permit* holder shall stop the burning if instructed to do so by the *Chief* or a *Department Member*. If unable to extinguish the fire, the *Department* will be contacted to put out the fire and the *Permit* holder will assume all costs in doing so.
- e. The operation of any incinerator or any structure or device service as an incinerator is expressly prohibited unless professionally designed and installed and in compliance with all applicable regulations.
- f. No open flame outdoor burning is allowed upon issuance of a *Complete Fire Ban* by the *Chief* or designate.

9. APPROVED FIRE PIT

- a. *Approved Fire Pits* and *Approved Outdoor Fireplaces* shall meet the following requirements:
 - i. Have enclosed sides constructed of *Non-Combustible* materials;
 - ii. be at least 3 meters from any building, gas line, property lines, overhead wires, trees, or any other combustible material;
 - iii. be no more than 1 meter across;
 - iv. contain a fire no greater than 1 meter high;
 - v. be surrounded on all sides by *Non-Combustible* materials (ie. Crush gravel, rock, or concrete);
 - vi. Be monitored at all times by a competent person over the age of nineteen (19) until completely extinguished;
 - vii. Burn only *Approved Burning Materials*;
 - viii. Have a water source readily available at all times while in use.

10. ENFORCEMENT

- a. The owner, occupant or lessee of a building or property or part thereof shall, upon request, give the *Chief* or any *Member* of the *Department* who is carrying out an



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- inspection pursuant to the By-Law or the Fire Prevention Act such assistance as may be reasonably required in carrying out the inspection.
- b. Without limiting the right of entry of the *Chief* or a *Member* of the *Department* during an emergency, the *Chief* may inspect any building or premises, and, for such purpose, may at all reasonable hours, and upon producing proper identification, enter into and upon the building or premises to conduct an inspection to determine compliance with the provisions of this By-Law or the Fire Prevention Act.
 - c. Every person who violates a provision of this By-Law commits an offence and is liable on summary conviction to:
 - i. A fine in the maximum amount of two thousand dollars (\$2,000.00) if an individual or ten thousand dollars (\$10,000.00) if a corporation; or
 - ii. A By-Law Officer or *Peace Officer* may issue a Summary Offence Ticket Information in the form prescribed by the Summary Convictions Procedures Act to any person who violates any provisions of this By-Law and such person may, in lieu of prosecution, pay a voluntary fine pursuant to the provisions of Section 8 of the Summary Conviction Procedures Act, RSNWT 1988, c S-15, as amended from time to time, issued in respect to an offence in the amount specified in Schedule "A", attached hereto and forming part of this By-Law.
 - d. Where an offence is committed on more than one (1) day, it shall be deemed to be a separate offence for each day on which the offence is committed and continued.
 - e. Every person guilty of an offence under this By-Law can be prosecuted and shall, in addition, to any penalty imposed by the Court, pay to the Town the full costs incurred to respond to any fire or other emergency resulting from the breach of the By-Law.
 - f. No person found in breach of a provision of this By-Law shall be subject to a term of imprisonment.

11. ORDER TO REMEDY

- a. The *Chief*, a duly appointed By-Law Officer, or designate may order any person who contravenes this By-Law, by way of an Order to Remedy, to take such measures as are specified in the order to forthwith remedy the contravention.
- b. The *Chief*, a duly appointed By-Law Officer, or designate may issue an Order to Remedy to the owner or occupant of any property on which a fire hazard is found, and the owner shall comply with the order within the specified time limits.
- c. Every person who fails to comply with an Order to Remedy issued pursuant to this By-Law commits an offence.
- d. An Order to Remedy issued pursuant to this By-Law shall contain at least the following information:
 - i. The name and address of the person upon whom the Order is served;
 - ii. The day on which the offence is alleged to have been committed;
 - iii. The address of the premises under consideration;
 - iv. Reasonable particulars of alleged breach of the By-Law;
 - v. A requirement that the person served shall remedy the non-compliance; and
 - vi. A time frame during which the non-compliance must be remedied.
- e. Every person against whom an Order to Remedy is made pursuant to Section 11(d) of this By-Law, may, within seven (7) days from the date on which the copy of the order is delivered, either in person or by registered mail, appeal the order to:
 - i. The Fire Marshal if the fire hazard is described in the Fire Prevention Act. This appeal shall be dealt with in accordance with the appeal provisions of the Fire Prevention Act; or
 - ii. To *Council* if the fire hazard is not described in the Fire Prevention Act.



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- f. The operation of an order referred to in Section 11(d) is suspended until a copy of the Fire Marshal or *Councils* decision has been served on the appealing person.
- g. If an order is given by the *Chief* for the abatement of a hazard under this By-Law or under the Fire Prevention Act and it is not obeyed within the specified time, or if the owner or manager of the property cannot be found or reached, the *Chief* shall report full details to the *SAO* and to the Fire Marshal. On hearing from the Fire Marshal, and, unless otherwise advised, the *SAO* or *Chief* may lay an information against the offender or may cause the hazard to be abated at the public expense. In the latter case, the expense shall then be charged against the owner of the land or property on or in which the hazard existed, in the form of a charge which shall be due and payable immediately and shall be collectable in like manner with any other taxes levied in the same year.

12. REPORTING REQUIREMENTS

- a. The owner or authorized agent of a property damaged by fire shall immediately report the particulars of the fire to the *Chief* in a manner and form satisfactory to the *Chief*.
- b. The owner or authorized agent of any property containing a *Dangerous Goods* product or products which sustain accidental or unplanned release shall immediately report such spill or release to the *Chief* in a manner or form satisfactory to the *Chief*.
- c. The holder of a burn *Permit* or designated fire attendant shall immediately report if a permitted fire becomes out of control for any reason.

13. INDEMNIFICATION

- a. The *Chief*, *Council* appointed By-Law Officer, or any *Member* of the *Department* charged with enforcement of this By-Law or fulfilling duties herein, acting in good faith and without malice for *Fort Smith* in the discharge of their duties, shall not hereby render themselves liable personally and they are hereby relieved from all personal liability for any damage that may accrue to persons or property as a result of any act or omission in the discharge of their duties.
- b. Any suit brought against the *Chief* or a *Member* of the *Department*, because of an act or omission performed by them in fulfilling their duties herein or in the enforcement of any provision of this By-Law, shall be defended by *Fort Smith* until final determination of the proceedings.
- c. In order to meet the obligations in Section 13(a) and (b) above, the Municipality shall provide for such liability insurance as shall be deemed appropriate by the *Chief* and the *SAO*, to insure *Members* are adequately protected. In addition, the Municipality shall provide for such life and accident insurance as the *Chief* and *SAO*, in consultation, deem appropriate to ensure *Members* are adequately protected.

14. FEES FOR SERVICE

- a. Upon *Council* approval, the *Department* may charge fees for any service provided by the *Department*.
- b. Charge a call out for non-fire *Incidents*
- c. Any service provided by an employee of the Town will be charged to recover costs.
- d. Any service provided by volunteer *Members* will be charged to at a rate determined by the Department Social Association for Membership events, clothing, and other social expenses related to *Department* morale.
- e. *Council* may set fees in excess of cost recovery rates for emergency response services.
- f. In respect of any of the fees or charges described in this By-Law:



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- i. The Municipality may recover any fees or charges as a debt due and owing to the Municipality; or
- ii. In the case of action taken by the *Department* in respect of land and buildings within the Municipality, where the fees or charges are not paid upon demand by the Municipality, and in any case which remain unpaid by the end of the municipal fiscal year, then those fees and charges may be recovered by the Municipality from the person in default by charging it against the real property in respect of which the charges were leveled in the same manner as arrears of property taxes under the Property Assessment and Taxation Act, RSNWT 1988 c P-10.

15. REMUNERATION FOR MEMBERS

- a. All Volunteer *Officers* and *Members* of the *Department* will be paid at a negotiated rate that will be reviewed and revised at least every 5 years.

16. REPEAL

- a. By-Law 841 is hereby repealed and replaced.

17. REVIEW

This bylaw will be reviewed every 5 years.

READ A FIRST TIME this 21st day of September, 2021



Mayor



Senior Administrative Officer

READ A FIRST SECOND TIME this 21st day of September, 2021



Mayor



Senior Administrative Officer

READ A THIRD TIME this 19th day of October, 2021



Mayor



Senior Administrative Officer

I hereby certify that this By-Law has been made in accordance with the requirements of the Cities, Towns and Villages Act and the By-Laws of the Municipal Corporation of the Town of Fort Smith.



Senior Administrative Officer



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Schedule "A"

VOLUNTARY PAYMENT OF SUMMARY OFFENCE TICKETS

Where a person receives a Summary Offence Ticket Information pursuant to Section 10 of this By-Law in respect of an offence, that person may, at least 10 days prior to the stated date of a court appearance, pay to *Fort Smith* the amount specified herein,

BY-LAW SECTION	TICKET DESCRIPTION	FINE AMOUNT
Section 7 (a)	Failure to obtain a <i>Burn Permit</i>	\$200.00
Section 7 (f)(g)	Fail to keep competent person and equipment on site	\$75.00
Section 7 (f)	Fail to completely extinguish a permitted fire	\$75.00
Section 7 (e)	Fail to control a permitted fire	\$250.00
Section 6 (g)(ii)	Fail to clean up a burn site	\$250.00
Section 12 (a)(b)	Fail to report a fire or dangerous spill	\$100.00
Section 8 (a)	Burning other than <i>Approved Burning Materials</i> or as otherwise specifically allowed on a town approved <i>Permit</i> .	\$200.00
Section 8 (a)(b)(c)(d)	Creating nuisance <i>Smoke</i>	\$100.00
Section 8 (e)	Operating an incinerator	\$100.00
Section 6 (d)(vi)	Damaging, destroying, or driving over <i>Department</i> equipment or property	\$500.00
Section 6 (d)(viii)	False representation as a <i>Department Member</i>	\$75.00
Section 6 (d)(ii)	Obstructing a fire lane or water supply	\$100.00
Section 6 (d)(iii)(iv)(v)	Obstruct/hinder/delay a <i>Member/Apparatus/Vehicle</i>	\$500.00
Section 6 (d)(vii)	Being within the boundaries of an emergency scene or training site without authorization	\$200.00
Section 6 (d)(x)	Make a false call to the <i>Department</i>	\$500.00
Section 14 (b)	Call out for non-fire <i>Incident</i>	\$500.00
Section 6 (d)(ix)(x)	Improper storage of flammable liquids	\$200.00
Section 6 (e)	Use of fireworks without authorization	\$200.00
Section 11 (g)	Failure to comply with Order to Remedy	\$500.00
Section 7 (h) 8 (f)	Failure to comply with a publicly posted fire ban	\$500.00



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Schedule "B"
APPROVED LEVEL OF SERVICE

The *Fort Smith Fire/EMS Department* is expected to be on call and be able to respond 24 hours a day, 7 days a week.

Base on the GNWT Community Fire Protection Matrix *Fort Smith Fire/EMS Department* will operate under L4 – Professional, NFPA 1001 Level of Firefighting Service and Professional, Red Cross Emergency Medical Responder Level of *EMS* Service, which will include services indicated below:

Emergency Response Services	Approved to Deliver	
	YES	NO
1. Basic firefighting – no expected rescue component.	X	
2. Structural firefighting including rescue	X	
3. Vehicle firefighting	X	
4. Grass, brush, forestry firefighting	X	
5. Marine firefighting		X
6. Awareness Level hazardous materials	X	
7. Operations level hazardous materials		X
8. Vehicle accidents	X	
9. Vehicle extrication	X	
10. Transportation <i>Incidents</i> (vehicles, aircraft)	X	
11. Water and ice rescue – shore based	LIMITED	
12. Water and ice – water entry		X
13. Public Hazards – Downed power lines, CO, gas leaks.	X	
14. Police assistance	X	
15. Public utilities assistance	X	
16. Community emergency plan participation.	X	
17. Rope Rescue – Low Angle		X
18. Rope Rescue – High Angle		X
19. Confined Space Rescue	LIMITED	
20. Trench Rescue		X
21. Search and Rescue		X
22. Basic medical services	X	
23. Level III Advanced Emergency Responder medical services	X	
24. Mutual Aid	X	



THE MUNICIPAL CORPORATION OF THE TOWN OF FORT SMITH
BY-LAW 1024

Schedule "C" - BURN PERMIT

Fire Permit # _____

Date: _____

FIRE DEPARTMENT PHONE # 872-2222

Authority is hereby granted to:

Herein known as the permittee

Permittee Mailing Address:

Permittee Phone: Work: _____ Home: _____

Civic Address of Burn Site:

Burning shall be in compliance with By-Law #____, being the Fire Prevention By-Law, and any regulations made there under and subject to the following conditions:

The Permittee SHALL:

- 1. Hours of Burning: 9:00 a.m. to 8:00 p.m.
- 2. NOT BURN IF WINDS EXCEED 10 KM/HR;
- 3. Ensure that a person over the age of 19 years is in attendance to supervise such burning;
- 4. Have adequate water protection (such as a garden hose) that will cover the intended burn area;
- 5. Be liable for all damages and costs caused by him/her, or their agents or servants, while acting under this permit;
- 6. The site shall be cleaned up and all hazards removed within seventy-two (72) hours of the burning.
- 7. Verify ENR Fire Danger Forecast is NOT high or extreme the day of burning;
- 8. Only brush (Small trees and branches), leaves, grass, clean unpainted & untreated wood, household cardboard & paper may be burned.

Note: This permit is subject to cancellation at any time by a Renewable Resources Officer, Park Warden, By-Law Officer, R.C.M.P., any member of the Fort Smith Fire/EMS Department, or any other duly appointed *Peace Officer*, if they feel the conditions are not safe for burning.

Failure to comply with the restrictions set out in By-Law #_____ Section (6) (7) (8) or the conditions of this Permit will result in enforcement actions being taken as per Section (10) of the same By-Law.

By signing this permit, I understand and agree to the conditions and requirements as set forth.

Applicant

Fire Chief or Designate