

**DISTRICT OF HOPE**  
**BYLAW No. 1006, 1998**

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A BYLAW FOR THE ESTABLISHMENT AND  
REGULATION OF A FIRE DEPARTMENT, AND TO  
PROVIDE FOR THE PREVENTION OF FIRE AND THE  
PROTECTION OF PERSONS AND PROPERTY IN THE  
DISTRICT OF HOPE AND FIRE SERVICE  
AGREEMENT AREAS.

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

**AND WHEREAS:** the District acquired the assets and surplus and reserve funds of the Kawkawa Lake Volunteer Fire Department, and the Flood, Laidlaw, Silver Creek Volunteer Fire Department;

**AND WHEREAS:** Council deems it expedient to establish one Fire Department for the District of Hope, to maintain regulations for the Fire Department and to provide fire suppression, prevention and assistance;

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

1. This bylaw shall be cited as the **DISTRICT OF HOPE VOLUNTEER FIRE DEPARTMENT ESTABLISHMENT, AND FIRE AND SAFETY REGULATIONS BYLAW NO. 1006, 1998.**
2. That District of Hope Fire Department Bylaw No. 979 is hereby repealed.
3. The British Columbia Fire Code Regulations, *Fire Services Act*, National Fire Protection Association Codes, and the Open Burning Smoke Control Regulation (Waste Management Act), and all amendments thereto are deemed to be in full force and effect within the District of Hope, in conjunction with this bylaw.
4. Wherever in this bylaw the singular or masculine is used, the same shall be construed as meaning the plural, feminine or body corporate or politic where required by the context or the parties.

5. This bylaw is divided into the following parts:

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## PART I - DEFINITIONS

- “Administrator” means the Chief Administrative Officer of the District of Hope.
- “Assistant District Chief” means the second officer in charge of a Fire Station or Hall.
- “Building” means any structure used or intended for supporting or sheltering any use or occupancy.
- “Council” means the Council of the District of Hope.
- “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.
- “Department” means the District of Hope Fire Department.
- “District Chief” means the senior officer in charge of the operation and response from each of the three Fire Stations or Halls.
- “Duty” means time while being paid as a member of the Fire Department.
- “Dwelling or Dwelling Unit” means two or more rooms used or intended to be used for residential accommodation and shall have cooking, sleeping and sanitary facilities of which no more than one cooking facility is permitted.
- “Executive Committee” means a Committee consisting of the Fire Chief, the District Chiefs and one other officer or member from each hall supported by direct election or similar means, of a majority of the members belonging or assigned to a fire hall.
- “Fire Chief” means the person appointed by Council, from time to time, as the Fire Chief of the District of Hope and any Officer, Member or Inspector authorized by Council, to act on behalf of the Fire Chief in his absence.
- “Fire Commissioner” means the individual appointed by the Lieutenant Governor in Council pursuant to the *Fire Services Act*.

“Fire Protection Agreement”	means an agreement entered into between the Council of the District of Hope and a legal entity outside the Municipal boundary to authorize the provision of fire protection by the District of Hope Fire Department subject to terms and conditions of such agreement.
“Inspector”	means the Fire Chief or the Local Assistant to the Fire Commissioner as appointed by Council pursuant to the <i>Fire Services Act</i> .
“Local Assistant to the Fire Commissioner”	means a local assistant to the Fire Commissioner as described in the <i>Fire Services Act</i> .
“Member”	means any Member of the District of Hope Fire Department and includes any Officer, but does not include an Honorary Member.
“Member” (Honorary)	means any person who through age, infirmity, or other physical disability can no longer actively engage in the core activities of the Fire Department (fire suppression), but who wishes to maintain an association with the Department in social matters. Honorary members must have served in an active capacity for a minimum five (5) years in total or in combination, with the District of Hope, Kawkawa Lake, Town of Hope, or Flood, Laidlaw, Silver Creek Volunteer Fire Departments.
“Mutual Aid Agreement”	means or refers to an agreement between the District of Hope and another government or agency of government to provide fire suppression under specific circumstances or conditions outside municipal boundaries, in return for receiving similar services in the event of a major fire emergency.
“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 holding the position of Fire Chief, District Chief, or Assistant District Chief.
“Private Fire Hydrant”	means any fire hydrant connected to a private water system regardless of whether the hydrant is located on public or private property.

- “Public Fire Hydrant” means any fire hydrant located on:
- (i) a public highway or right-of-way; or
  - (ii) District-owned property; or
  - (iii) an easement held in favor of the District of Hope for the purpose of installing and maintaining a water distribution system and connected to a publicly owned and operated water system.
- “Smoke Alarm” means a combined smoke detector and audible alarm device designated to sound an alarm within the dwelling unit, or room in which it is located, upon the 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 method of calculation used, by the Ministry of Environment, to determine the inversion of atmosphere to provide proper venting for all airborne particulate.

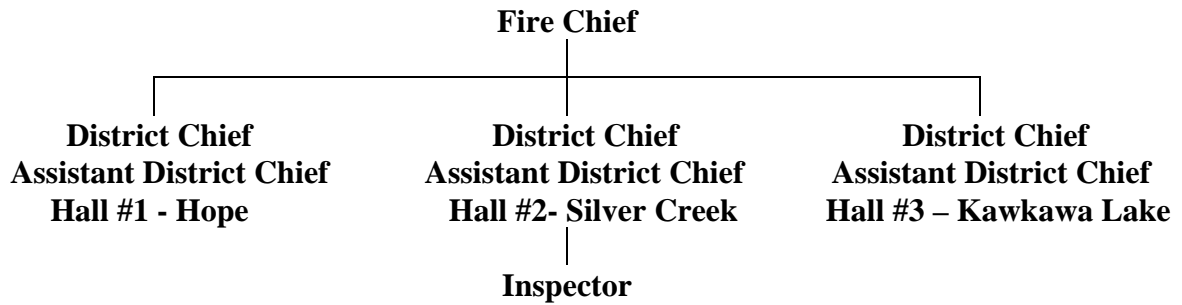
## **PART II - FIRE DEPARTMENT**

### **201 ESTABLISHMENT**

1. There is hereby constituted a Fire Department for the District of Hope to be known as the “**DISTRICT OF HOPE VOLUNTEER FIRE DEPARTMENT**”, and the head of the Department shall be known as the “Fire Chief”.
2. The Fire Department, upon its establishment, shall consist of the Officers, Members, apparatus, equipment and structures of:
  - a) The Town of Hope Volunteer Fire Department;
  - b) The Kawkawa Lake Volunteer Fire Department; and
  - c) The Flood, Laidlaw, Silver Creek Volunteer Fire Department

and all of the above-named volunteer Fire Departments shall cease to exist upon the adoption of this Bylaw.

3. The District of Hope Volunteer Fire Department shall be structured as follows:



4. In addition to the Fire Chief, the District of Hope Volunteer Fire Department personnel shall consist of a District Chief and an Assistant District Chief as senior officers for each of the Volunteer Fire Halls, 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 District Administrator, the Fire Chief is accountable for overseeing the provision of services for the protection of lives and property of the citizens of the District of Hope from fire hazards, and for the operation of the District of Hope Volunteer 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, fire investigations and inspections.
4. The Fire Chief has complete responsibility for the District of Hope Volunteer 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) pre-fire planning;
  - b) disaster planning;
  - c) preventative patrols;
  - d) inspections;
  - e) other incidents;
  - f) preparation of provisional and capital expenditure budgets.

5. The Fire Chief shall establish rules, regulations, policies and committees necessary for the proper organization and administration of the District of Hope Volunteer 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 DISTRICT CHIEF

1. A District Chief shall have his appointment confirmed by resolution of Council, upon the recommendation of the Fire Chief. He must also have received the support by direct election or similar means, of a majority of the members belonging or assigned to a Fire Hall.
2. A District 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 District of Hope Volunteer Fire Department, prior to taking leave.
  - b) Have a thorough knowledge of the rules and regulations governing the District of Hope Volunteer 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 cooperate with other officials.
  - d) Have the ability to deal effectively with the public and other municipal employees.
  - e) Report to the Fire Chief, as soon as possible, on injuries sustained by any Member of the District of Hope Volunteer Fire Department while on duty.
  - f) Be willing to take fire fighting, fire prevention and related courses when opportunities arise.

## 204 OFFICERS

1. An Assistant District Chief shall have his appointment confirmed by resolution of Council upon the recommendation of the Fire Chief and the District Chief. He must also have received the support by direct election or similar means, of a majority of the members belonging or assigned to a Fire Hall.

- a) A qualified firefighter on call may assume charge at any fire or emergency in the absence of the Fire Chief, District Chief or the Assistant District Chief.

205 MEMBERSHIP

1. Upon and with the advice of the Fire Chief, Council shall establish the minimum number of regular Members of the Fire Department assigned or attached to each Fire Hall.
2. The recruitment of new members of the Fire Department shall be at the discretion of the Fire Chief in consultation with the District Chiefs and the Administrator.
3. A person is qualified to be appointed as a Member of the Department who:
  - a) is 18 years of age or older;
  - b) is of good character;
  - c) passes such aptitude and other tests as may be required by the Fire Department;
  - d) resides within the service area outlined in black on the map attached to and forming part of this bylaw as Schedule "A", or in the opinion of the Fire Chief, is not prohibited from being an active Member of the Department solely because of residence outside the boundary of the District of Hope.
4. Every Member and Officer shall be required to comply with the Code of Conduct attached to and forming part of this bylaw as Schedule "C".
5. The Fire Chief may terminate a probationary Member without cause, or extend probation of any member, at any time.
6. The Fire Chief may discipline or discharge any Officer or Member for cause.
7. Every Member is subject to a medical examination at such time or times as the Fire Chief may require.
8. Each applicant for membership in the Fire Department shall be subject to a criminal background check and a review of his driver's abstract. Existence of a criminal record or an unsatisfactory driver's abstract may prohibit an applicant's acceptance as a Member of the Department or may result in the release of the Member during the probationary period.
9. An individual who has been with the Department less than six (6) months shall be deemed a probationary Member.



10. An individual ceases to be an active Member of the Fire Department upon becoming sixty years of age if his appointment occurs on or after January 1, 2000. Such Member upon retirement, may elect to become an Honorary Member of the Department. Members appointed on or before the date of December 31, 1999 may continue in active service, if, in the opinion of the Fire Chief, they are physically capable of performing the duties and obligations of a firefighter.

206 REMUNERATION

1. The remuneration of all Members for training and fire calls shall be established by resolution of Council, upon the recommendation of the Fire Chief and Administrator.

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 Hope, and shall include the fire protection agreement areas as determined by Council from time to time, 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 Mutual Aid agreement providing for the supply of fire fighting services outside the municipal boundaries.
  - b) In the event of an emergency where no agreement or contract to provide such service exists, it shall be at the Fire Chief's call to allow fire apparatus outside of the District.
2. The Fire Chief shall submit in a timely manner each year, the Provisional Budget for the District of Hope Fire Department to the Administrator.
3. If the Member or Members are unable to agree with a disciplinary decision of the Fire Chief, the Member or Members 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 an agreement on the issue, both sides shall submit a report to the District Administrator for consideration. If the District Administrator is unable to bring about a consensus, the two reports shall be submitted to Council for a final resolution of the issue.

### **PART III - FIRE PROTECTION AND LIFE SAFETY**

#### **301 FIRE SUPPRESSION**

1. The Fire Chief, or in his absence, the senior ranking Member present, shall have control, direction and management of all District of Hope Volunteer 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 further, he shall assume the responsibilities of a 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 District of Hope Volunteer 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 District of Hope Volunteer 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. In the absence of the Fire Chief, the officer in charge shall file a report of the incident to the attention of the Fire Chief as soon as possible after the extinguishment of any fire to which District of Hope Volunteer Fire Department firefighters and/or apparatus have attended.
8. 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, theaters, halls, skating rinks and other places of amusement or public resort, so as to prevent access to exits.
9. 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 fire.
10. The Fire Chief, or designate, is hereby authorized to enter any premises at all reasonable times to inspect said premises for conditions which may cause a fire or increase the danger of fire to persons and property, in compliance with Sections 21 to 23 of the *Fire Services Act*.

11. When more than two (2) false alarms are responded to in any month 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 "D", 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 instruction of an Officer of the District of Hope Volunteer 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 District of Hope Fire Department.
14. When a person or company damages a utility causing a District of Hope Volunteer Fire Department response and that person or company failed to contact the utility to obtain a line location, the District of Hope shall recover costs for responding equipment and manpower as specified in Schedule "D".

### 302 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 reasonable time, pursuant to the *Fire Services Act*, then the Fire Chief or alternatively, the Building Inspector, may have the work performed and the owner shall be liable to a charge, at cost, for such work payable to the District of Hope. 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.

303 FIRE SAFETY

1. 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 access the property, indicating their address as designated by the District of Hope. All address numbers shall be in contrasting colours to the base colour of the building or structure and visible from the street. Address numbers shall not be obstructed by shrubs, trees, beams or any other material that would impair quick and easy identification.

304 HYDRANTS AND WATER SUPPLY SYSTEMS MAINTENANCE  
- MUNICIPAL AND PRIVATE PROPERTIES

1. Records of all inspections and maintenance mandated by the British Columbia Fire Code 1998, shall be submitted annually to the Fire Chief. These records shall be in a format acceptable to the Director of Public Works.
  - a) Hydrants shall be maintained in operating condition.
  - b) All fire hydrants shall be inspected and maintained in accordance with the standards and specifications of the manufacturer.
  - 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 District of Hope Fire Department shall be notified of all repaired fire hydrants after such fire hydrants have been flow tested and approved for use by the Director of Public Works or his designate.
  - 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.
2. Failure to provide the Fire Chief within seven (7) days, with confirmation that a malfunctioning private fire hydrant has been repaired, may cause the Fire Chief 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 District.
3. Fire hydrants are for the use of the District of Hope Volunteer Fire Department only. Fire hydrants may only be operated for the purpose of fire prevention and protection, inspection, testing or servicing or as otherwise authorized by the Fire Chief or Director of Public Works.

## **PART IV - OUTDOOR FIRES - BURNING PERMITS AND FEES**

### **401 OUTDOOR FIRES – General Provisions**

1. The Fire Chief may prohibit any or all types of outdoor fires when, in his opinion, atmospheric conditions or local circumstances may make such fires a hazard or a nuisance.
2. Any person who causes or through inadvertence, allows a fire to get beyond control and so necessitates the assistance of the District of Hope Volunteer Fire Department personnel and/or equipment, shall be liable to a charge at cost for such assistance, as specified in Schedule “D”. 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. The Fire Chief or designate can require, where the safety of any forest, woodland, timber, or other property is endangered by debris caused by any lumbering, land clearing, or industrial operation, the person carrying on, or who has carried on, such operation, or the owner/tenant of the land on which the debris exists, to dispose of the debris in a manner acceptable to the District of Hope Fire Chief. This may include cutting down all dead standing trees and stubs within the area affected and to provide such labour and to take such precautions to prevent the escape of fire or damage to property as the municipality or Officer acting for the municipality may direct.
4. The Fire Chief, or designate, may require a property owner to clear his property of natural accumulated debris to meet the minimum recommended guideline for fuel reduction to prevent the spread of fire in forested areas or heavy fuel load areas. This will only be done during the burning period.

### **402 OUTDOOR FIRES – Residential**

1. Open burning of dry garden and yard refuse is allowed for a two (2) week period in the Spring and Fall each year, with such burning periods to be established by resolution of Council and advertised accordingly. Permits for this type of residential burning are not required.
2. Open burning is only permitted on private property. No fires are to be located on District property, public roads, or road allowances, or unpaved roads or lanes.
3. Open burning is to be carried out by the property owner/tenant or an agent acting on behalf of the property owner. The property owner will accept all responsibility of any liability as a result of the fire.
4. Regulations for open burning, pursuant to Section 402(1) are as shown in Schedule “E” attached to and forming part of this bylaw.

#### 403 OUTDOOR FIRES – Industrial / Commercial and Lot Clearing

1. Burning for lot clearing for development, and burning for the purpose of yard clean up in a commercial or industrial area, will be by permit only, as per Schedule “F”, attached to and forming part of this bylaw. A fee of \$200.00 is to be paid to the District for each permit issued. Each permit will be for a 72-hour period only. There shall be a smoke free period of at least 15 days between burns on the same property.
2. Burning of debris, refuse and slash by the District of Hope, Government Ministries, Departments or Agencies, which cannot be conveniently and economically disposed of by any other means shall be by permit only, as per Schedule “F” attached to and forming part of this bylaw. A fee of \$200.00 is to be paid to the District for each permit issued. Each permit will be issued for a 72-hour period only. There shall be a smoke free period of at least 15 days between burns on the same property.
3. All permit burning pursuant to Section 403(1) and 403 (2) shall conform to the Open Burning Smoke Control Regulation of the *Waste Management Act* (BC Reg. 145/93).
4. No burning or burning permits of any kind will be permitted or issued during any other period, with the exception of the periods listed in Section 402(1) and the purpose in Section 403(1) and 403 (2).

#### 404 OUTDOOR FIRES – Exemptions

1. The following outdoor fires are permitted without permit but will be subject to Section 401 and other parts of this bylaw where applicable.
  - a) outdoor cooking devices using propane, natural gas or charcoal for the grilling or barbequing of food.
  - b) small firepits used for warmth or the preparation of food using seasoned wood fuel and described in Schedule “G” attached to and forming part of this Bylaw.
  - c) controlled burning for a fire training exercise by the District of Hope Volunteer Fire Department.

### **PART V - FIRE PROTECTION AGREEMENTS AND MUTUAL AID**

#### 501 AGREEMENTS

1. The Council for the District of Hope may enter into fire protection and mutual aid agreements for the provision of fire protection by, for, or on behalf of the owners or occupiers of property situated within or outside of the municipality, with any person, firm, corporation, municipality, Regional District, improvement district, First Nations (Indian Reserves) 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 and/or any other Local Assistant to the Fire Commissioner may at all reasonable times enter into and upon any lands, premises, yards or buildings, other than single family dwellings, for the purpose of:
  - a) testing or inspecting buildings, as required by the *Fire Services Act*;
  - b) determining if Fire Department access and an adequate water supply is available for fire suppression purposes;
  - c) determining if the requirements of this bylaw are being carried out.

### **602 ENTRY FOR INSPECTION**

1. No person may obstruct, hinder or prevent any authorized Fire Department Member 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**

1. The owner, occupier, or lessee of a building or property or the 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 FEE FOR INSPECTIONS BY SPECIAL REQUEST**

1. A fee of one hundred and fifty dollars (\$150.00) shall be paid to the District of Hope with the request to conduct a fire safety inspection for the pending sale or purchase of a property.

### **605 FIRE INSPECTION PRIORITY LIST**

1. The priority and frequency of fire inspections shall be in accordance with schedule "H", which forms parts of this bylaw.

606 FIRE INSPECTION REPORT

1. The Fire Chief and/or any other Local Assistant to the Fire Commissioner shall prepare and maintain records and reports on each fire inspection and these records and reports shall be made available to the building occupant or occupier.

**PART VII - ENFORCEMENT**

701 ISSUANCE OF ORDER

1. If the Fire Chief and/or a Local Assistant to the Fire Commissioner, or their designates find 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 order(s) to ensure full and proper compliance with this bylaw and pursuant to the *Fire Services Act* 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. A Municipal Ticket Information may be issued for any offence against this bylaw, which has been designated as a ticketable offence pursuant to the District's Municipal Ticket Information Bylaw, in force from time to time.
2. Any person or persons on summary conviction shall be liable to a penalty of not less than one hundred dollars (\$100.00) and not more than two thousand dollars (\$2,000.00) for each infraction or offense and shall be enforced and recoverable in a manner provided by the "Offence Act".

**PART IX - COURT FEES**

901 COURT FEES

1. If an Officer or Member of the Fire Department is required to attend any civil or criminal proceedings, court hearing or examination for discovery as a result of his attendance at a fire, fees shall be paid as follows:

½ day (or part thereof)	\$50.00
Full day	\$80.00

plus the mileage rate, if applicable, established by resolution of Council for attendance by Council and staff at events or conferences outside Municipal boundaries.

2. In special circumstances, actual replacement of lost wages will be considered for reimbursement by Council when accompanied by a report with a recommendation from the Fire Chief and the Administrator.

**PART X – SEVERABILITY**

1001 SEVERABILITY

If any section, subsection, sentence, clause or phrase of this bylaw is for any reason found invalid by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining sections of this bylaw.

READ A FIRST TIME this      8<sup>th</sup> day of March, 1999.

READ A SECOND TIME this      10<sup>th</sup> day of January, 2000.

READ A THIRD TIME this      14<sup>th</sup> day of February, 2000

ADOPTED THIS      28<sup>th</sup> day of February, 2000

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**Director of Corporate Services**

Certified a true copy of Bylaw No. 1006, as adopted.

\_\_\_\_\_  
Clerk

## **PART XI – INDEX OF SCHEDULES**

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(also shows frequency of inspections)

**DISTRICT OF HOPE**  
**BYLAW NO. 1006**  
**SCHEDULE “A” - District of Hope Municipal Boundaries**

**DISTRICT OF HOPE  
BYLAW NO. 1006**

**SCHEDULE “A - 1” – Money's Mushrooms Ltd. Fire Service Agreement  
PID 002-120-020, Lot 1, DL 58, Group 1 YDYD Plan 67189 - 59600 Lougheed Highway**

**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE "B"**

	<b><u>RENEWAL DATE</u></b>
1. Money's Mushroom (See Schedule "A -1")	September 1, 2003
2. Chawathil First Nations Band (5 year term) (I.R. 1 & 2)	May 12, 2004
3. Ministry of Forest, Chilliwack District Office	Annual Renewal on or before April 15.
4. Laidlaw, Othello Agreements with Fraser Valley Regional District	
5. Union Bar Band (I.R. 12 & I.R. 16)	
6. O'Hamil Indian Band	
7. Peters Indian Band	

**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE "C"**

**CODE OF CONDUCT**

All Officers and Members of the District of Hope Volunteer Fire Department shall:

1. At all times be governed by the ordinary and responsible rules of behavior observed by law-abiding and self-respecting citizens and no Member shall commit any act tending to bring discredit upon the Department, its Members or the District of Hope. 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 transacting the business of the Department;
3. Attend all fire 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 constitutes unacceptable behavior, and may result in discharge from the Department;
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. Exercise caution to avoid unnecessary damage or loss of Department property and be responsible for the safekeeping and proper care of all Department property;
11. Not remain on duty if their ability is impaired by the use of a mind-altering substance(s);

**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE “C”**

**CODE OF CONDUCT  
(PAGE 2)**

12. Not use or take in any form a mind altering substance(s) while on duty;
13. Not indulge in obscene or uncivil language, altercations or conduct while on duty, which might cause adverse public reaction or injury to any person;
14. Refrain from engaging in any activity which reduces the Member’s effectiveness;
15. Refrain 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
16. Accept no reward, fee, or gift from any person for services incidental to the performance of duty, except with the permission of the Fire Chief.



**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE “D”**

**CHARGE OUT FEES FOR MANPOWER & EQUIPMENT**

The following rates for the use of manpower, vehicles and equipment shall be recoverable by the District pursuant to this Bylaw.

Manpower

Minimum two (2) hour call out for each firefighter at the rate of pay assigned to him or her, or for more than two (2) hour duration, the number of hours worked for each firefighter at the hourly rate of pay assigned to him or her, plus a 30% administration fee payable to the District of Hope.

Vehicles Per Hour Rate

1 - Major Pumper	\$125.00
1 - Mini Pumper	\$ 70.00
1 - Equipment Van	\$ 50.00
1 - Chief's Vehicle	\$ 50.00
1 - Rescue Vehicle	\$ 70.00

Miscellaneous Equipment

At replacement costs.

**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE “E”**

**OPEN AIR BURNING REGULATIONS**

Open burning of backyard or garden waste is permitted under certain conditions, although it is not encouraged. Homeowners are asked to reuse or recycle as much organic and wood waste as possible, instead of burning it. Care should be taken at all times to ensure that open burning does not occur during periods of atmospheric inversion, or when local weather conditions would be adversely impacted by smoke and air-borne particulates from open burning.

Open burning in close proximity to schools, seniors’ residences, care facilities, Fraser Canyon Hospital, and adult and child care facilities is discouraged and other options for disposing of burnable waste should be considered.

The following conditions for the burning of backyard and garden waste in residential areas of the District shall apply:

1. Residents may burn in the open air, dry garden refuse (small prunings, vegetable garden refuse) without a permit between dawn and dusk during the period established by resolution of Council in the Spring and Fall of each year.
2. Any person who lights a fire to dispose of dry garden refuse shall observe the following conditions:
  - a) the piles of materials to be burned shall not be larger than 1 meter by 1 meter and shall not be more than 1.5 meters high;
  - b) the fire shall be not less than 4 meters from any log, stumps, snag or standing tree;
  - c) the fire shall be at least 15 meters from any slash, other flammable debris or from any structure;
  - d) a round point shovel and a fully charged garden hose or other source of water and not less than 18 litres in capacity shall be kept near the fire at all times;
  - e) all inflammable material shall be removed down to mineral soil for not less than 1 meter in every direction from the perimeter of the fire;
  - f) the fire shall be attended by at least one competent adult person until completely extinguished;

- g) the burning of any rubber tires, asphalt shingles, battery boxes, plastic materials, household garbage, or any materials which produce heavy black smoke or offensive odours is prohibited;
- h) the lighting or fueling of a fire during any period of winds strong enough to cause sparks or other burning material to land in any combustible material in the vicinity is prohibited.

Any person who contravenes these regulations is subject to the penalty provisions of Bylaw No. 1006.

**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE "F"  
BURNING PERMIT**

*Please address all correspondence to:*  
Local Assistant to the Fire Commissioner  
District of Hope  
325 Wallace Street  
PO Box 609  
Hope, BC  
V0X 1L0  
(604) 869-5671

\_\_\_\_\_, 20 \_\_\_\_

Permission is hereby granted to: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_ (Home) \_\_\_\_\_ (Business)

To burn for \_\_\_\_\_ (# of days) commencing on \_\_\_\_\_, 20 \_\_\_\_ at the

following civic address: \_\_\_\_\_

**REMARKS:** *I hereby declare that I have read and fully understand the regulations contained in Schedule "E" of District of Hope Volunteer Fire Department Establishment, and Fire & Safety Regulations Bylaw No. 1006.*

Signature of Person Receiving Permit:

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)

Ministry of Environment's approval required in writing and a copy to be provided to the Local Assistant to the Fire Commissioner.

\_\_\_\_\_ (Yes) \_\_\_\_\_ (No)

Approval of the  
Local Assistant to the Fire Commissioner:

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)

**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE "G"**

**DIAGRAM OF APPROVED RESIDENTIAL FIREPIT**

**DISTRICT OF HOPE  
BYLAW NO. 1006  
SCHEDULE “H”**

**FIRE INSPECTION PRIORITY LIST**

(also shows frequency of inspections)

First Priorities in order:

PRIORITY A

Public Assembly / Institutional / Sleeping Accommodation Establishment

	6 month	12 month
1. Schools		X
2. Day Cares		X
3. Churches		X
4. Hospitals		X
5. Hotels and Motels	X	
6. Arenas, Pools and pool halls etc...		X

PRIORITY B

Commercial / Multiple Family / Industrial / Other

	6 month	12 month
1. Assembly buildings	X	
2. Apartment Buildings		X
3. Restaurants	X	
4. Office Buildings		X
5. Stores		X
6. Fire Code Order Buildings (upon request)		
7. Lawyer requested Buildings or prior to sale request*		
8. Industrial	X	
9. Mills	X	
10. Service Stations	X	

\* Once the \$150.00 fee has been paid to the District of Hope, it will be elevated in priority and done within a two-week period.

The above buildings are classified through the B.C. Building Code. Frequency of inspections could change if problems occur with occupancy. The above checklist would be a minimum frequency of inspections policy.