

CITY OF PORT ALBERNI

BYLAW NO. 4906

A BYLAW TO AMEND

FIRE CONTROL BYLAW, 2015, BYLAW NO. 4876

**THE MUNICIPAL COUNCIL OF THE CITY OF PORT ALBERNI IN OPEN MEETING
ASSEMBLED ENACTS AS FOLLOWS:**

1. TITLE

This Bylaw may be cited as "Fire Control Bylaw, 2015, Amendment No. 1 (Outdoor Burning), Bylaw No. 4906".

2. AMENDMENTS

Fire Control Bylaw, 2015, Bylaw No. 4876 is hereby amended by deleting Section 15 in its entirety and replacing it with the following:

15. OUTDOOR BURNING

- (a)** Open air burning is permitted only in strict accordance with the following requirements and conditions:
- (i) no person shall light, or start, or knowingly allow or cause to start or ignite any fire of any kind in open air;
 - (ii) notwithstanding subsections (i), above, and subject to subsections (iii), (iv), (v), (vi), (vii), (viii) and (ix) below, *Campfires* are allowed throughout the year but shall not begin prior to dawn and must be extinguished before 22:00 hours local time;
 - (iii) open air burning must not take place within 3 meters of any grass, shrubbery, or wooden fence or any other *Combustible Material* or within 4 meters of any building;
 - (iv) a competent adult person shall remain in charge at the site of such fire at all times until such fire is extinguished; have a minimum of 8 liters of water or a functioning garden hose capable of reaching and extinguishing the fire;
 - (v) no person shall allow a fire ignited by them to escape from the point of origin, and such person(s) shall be liable for any and all damages caused by said fire and/or all costs of the *Fire Department* extinguishing same;

- (vi) no person shall burn in the open air any manufactured material, including dimensional lumber, or any compostable organic material such as but not limited to grass cuttings, leaves or vegetable matter. Permissible *Campfire* fuels include dry firewood, branches and stems;
 - (vii) no incinerator or other device or appliance, including burn barrels, shall be erected or used outside of the walls of any building;
 - (viii) open air burning is prohibited for land clearing debris, wastes from construction, and building demolition materials;
 - (ix) no visible smoke may leave the property of origin.
- (b) Notwithstanding any of the above, open air burning is allowed where authorized by the *Fire Chief*, for the purposes of reducing hazardous conditions, for *Fire Department* training, or for the good of the *City*.
- (c) Notwithstanding any of the above, the *Fire Chief* may, at his discretion, suspend any or all outdoor burning for reasons of public nuisance or public safety, including but not limited to, air quality and risk of fire spread, and in such event no person shall carry on open burning within the *City*.

Fire Control Bylaw, 2015, No. 4876 is further amended by deleting Schedule D in its entirety and replacing it with new **Schedule D** attached:

READ A FIRST TIME THIS 25TH DAY OF APRIL, 2016.

READ A SECOND TIME THIS 25TH DAY OF APRIL, 2016.

READ A THIRD TIME THIS 25TH DAY OF APRIL, 2016.

FINALLY ADOPTED BY COUNCIL THIS 9TH DAY OF MAY, 2016.

Mayor

Clerk

SCHEDULE D

Column 1 Description of Offence	Column 2 Section #	Column 3 Amount of Fine
Obstruction of entry	11(a)	\$200.00
Interference with member entry	11(b)	\$200.00
Obstruction of access	11(c)	\$200.00
Unauthorized entry	12(a)	\$200.00
Obstruction at assistance response	13(a)	\$200.00
False representation	14(a)	\$200.00
Outdoor fire without authorization	15(a)(i)	\$200.00
Campfire larger than 0.5 metre in diameter	15(a)(ii)	\$200.00
Outdoor fire location	15(a)(iii)	\$200.00
Outdoor fire failure to provide a competent adult	15(a)(iv)	\$200.00
Outdoor fire contrary to time of day	15(a)(v)	\$200.00
Outdoor fire escape from point of origin	15(a)(vi)	\$200.00
Outdoor fire burning of unauthorized material	15(a)(vii)	\$200.00
Campfires contrary to time of day	15(a)(viii)	\$200.00
Outdoor fire of unauthorized appliance	15(a)(ix)	\$200.00
Prohibited burning	15(a)(x)	\$200.00
Outdoor fire producing visible smoke	15(a)(xi)	\$200.00
Outdoor burning during suspension	15(c)	\$200.00

Column 1 Description of Offence	Column 2 Section #	Column 3 Amount of Fine
Failure to maintain fire protection equipment	16(a)	\$200.00
Improper location of pumper connections	16(b)	\$200.00
Pumper connections and protective caps	16(c)	\$200.00
Obstruction to access	16(d)	\$200.00
Identifying signs	16(e)	\$200.00
Sprinkler system	16(f)	\$200.00
Sprinkler system during building demolition	16(g)	\$200.00
Smoke alarms	16(h)	\$200.00
Improper hydrant	17(a)	\$200.00
Unauthorized use of hydrant	17(b)	\$200.00
Tampering with hydrant	17(c)	\$200.00
Unauthorized removal of hydrant	17(d)	\$200.00
Hydrant on private property	17(e)	\$200.00
Hydrant maintenance	17(h)	\$200.00
Activation of fire alarm system	19(a)	\$200.00
Material on roof or balcony	21(a)	\$200.00
Obstruction on roof	21(b)	\$200.00
Obstruction of exits	21(c)	\$200.00
Accumulation of combustible materials	22(a)	\$200.00
Depositing of ashes	22(c)	\$200.00
Depositing of substances likely to ignite	22(d)	\$200.00

Column 1 Description of Offence	Column 2 Section #	Column 3 Amount of Fine
Storage of material that might cause a fire	22(e)	\$200.00
Allowing flammable or toxic liquid into drainage system	22(f)	\$200.00
Parked vehicle where fuel leaking	22(g)	\$200.00
Keeping vacant premises in safe condition	23(b)	\$200.00
Keeping damaged buildings in safe condition	24(a)	\$200.00
Obstruction of Inspection	25(b)	\$200.00
Information required for inspections	25(c)	\$200.00
Withholding or falsifying information	25(d)	\$200.00
Removing or destroying order	29(c)	\$200.00