

**TOWN OF BEAUMONT
BYLAW #815-13**

BEING A BYLAW OF THE TOWN OF BEAUMONT IN THE PROVINCE OF ALBERTA, HEREINAFTER REFERRED TO AS THE "BEAUMONT FIRE BYLAW", TO PROVIDE FOR THE ESTABLISHMENT AND OPERATION OF A FIRE SERVICES DEPARTMENT.

WHEREAS, Section 7 of the *Municipal Government Act*, Chapter M-26, 2000, provides that the Council of a municipality may pass a Bylaw for municipal purposes respecting the safety, health and welfare of the people and the protection of people and property.

NOW THEREFORE, the Council of the Town of Beaumont in the Province of Alberta, duly assembled, does hereby authorize the following:

DEFINITIONS

In this Bylaw, each of the following items shall, unless the context otherwise requires, have the meaning set out beside it.

- 1.1 "Apparatus" - means any vehicle provided with machinery, devices, equipment or materials for fire fighting, as well as vehicles used to transport fire fighters or supplies.
- 1.2 "Council" - means the Council of the Town of Beaumont.
- 1.3 "Dangerous Goods" - means any product, substance or organism specified in the regulations or included by its nature in any of the classes listed in the regulations under the *Dangerous Goods Transportation and Handling Act*, D-4 R.S.A 2000, as amended.
- 1.4 "Designate" - means a member of the Beaumont Fire Department delegated.
- 1.5 "Disaster" - a sudden calamitous event bringing great damage, loss or destruction.
- 1.6 "Emergency" - an unforeseen combination of circumstances or the resulting state that calls for immediate action.
- 1.7 "Equipment" - means any tools, contrivances, devices or materials used by the Fire Department to combat an incident or other emergency.
- 1.8 "False Alarm" - means any fire alarm that is set out needlessly, through willful or accidental, human or mechanical error, and to which the Fire Department responds.
- 1.9 "Fire Ban" - means a provincial ministerial order or an order by a member of Beaumont Fire Chief's office may, at their discretion, cancel any or all fire permits, prohibiting the lighting or requiring the extinguishment of a fire.
- 1.10 "Fire Chief" - means the staff member hired under the Human Resources Policy of the Town of Beaumont, as the head of the Fire Department.
- 1.11 "Fire Permit" - means a permit issued by the Fire Chief, designate, or this Bylaw allowing for the setting of outdoor fires, structure fires, or burning pit fires within the Town of Beaumont.
- 1.12 "Fire Protection" - means all aspects of fire safety including, but not limited to, fire prevention, fire fighting or suppression, pre-fire planning, fire investigation, public education and information, training, or other staff development and advising.

- 1.13 "Fire Incident" - means a fire, a situation where a fire or explosion is imminent, or any other situation presenting a danger to life or property and to which the Fire Department has responded.
- 1.14 "Member" - means any person that is a duly appointed member of the Fire Department.
- 1.15 "Manager of Community and Protective Services" - means the Manager of Community and Protective Services of the Town of Beaumont, who is responsible for the supervision of the Fire Chief.
- 1.16 "Outdoor Fire" – means any fire other than that defined as an Incinerator Fire, Structure Fire or Smudge Fire and shall include, but not be limited to, fires involving humus, wood, soil, farm produce, bush, grass, feed, straw, coal, or any fire that has escaped or spread from a building, structure, machine, vehicle, or incinerator. An Incinerator Fire or Smudge Fire without the required metal screen shall be deemed to be an Outdoor Fire. A structure shall be deemed an Outdoor Fire when it is burned for the purpose of demolition or training.
- 1.17 "Person" – means an individual and includes a firm, partnership, joint venture, proprietorship, corporate, association, society, and any other legal entity.
- 1.18 "Prohibited Debris" – means any flammable debris or waste material that, when burned, may result in the release to the atmosphere of dense smoke, offensive odours, or toxic air contaminants, pursuant to Alberta Regulation 110/93, as listed below:
- Manure, livestock or other animal carcasses; material that will result in the production of dense black smoke including insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, household plastics, rubber materials or creosote wood; herbicides, pesticides or any other toxic material or substance.*
- 1.19 "Running Fire" – means a fire burning without being under the proper control of any person.
- 1.20 "Town" - means the Corporation of the Town of Beaumont.

FIRE SERVICES

- 2.1 The Council does hereby establish the Fire Services Department, for the purpose of:
- a) Preventing and extinguishing fires;
 - b) Investigating the cause of fires;
 - c) Preserving life and property and protecting persons and property from injury or destruction by fire;
 - d) Providing specialized rescue services such as ice rescue and vehicle extrication;
 - e) Providing response to incidents involving dangerous goods to a first responder level;
 - f) Enforcing the provisions of the Alberta Fire Code;
 - g) Enforcing the provisions of the Safety Codes Act;
 - h) Carrying out prevention activities, including, but not limited to, pre-fire planning and fire inspections;
 - i) Entering into formal mutual aid agreements with other municipalities, agencies, or persons for the joint use, control, and management of apparatus and emergency equipment;
 - j) Purchasing and operating apparatus and equipment for fighting fires and preserving life and property.

FIRE CHIEF

- 3.1 The Fire Department of the Town shall consist of a Fire Chief and such other Officers and members as are necessary for command, control, and administration of the Fire Department.
- 3.2 The Fire Chief shall be a paid full-time permanent employee of the Town of Beaumont.
- 3.3 Other Officers, as the Fire Chief deems necessary, may be appointed for the command, control, and administration of the Fire Department after consultation with and approval of the Manager of Community and Protective Services.
- 3.4 The Fire Chief shall appoint an Officer of the Fire Department to act as their designate during any absence.
- 3.5 The limits of the jurisdiction of the Fire Chief and the Officers and members of the Fire Department will extend to the area and boundaries of the Town of Beaumont. No part of the fire apparatus shall be used beyond the limits of the municipality, without the expressed authorization of a written contract or mutual aid agreement providing for the supply of fire fighting services outside the municipal boundaries, unless the Town is deemed to be in imminent danger and deemed appropriate to stop a fire or emergency before it reaches the Town.
- 3.6 The Fire Chief has complete responsibility and authority over the Fire Department. Following the Town of Beaumont's recognized reporting structure, the Fire Chief reports to the Manager of Community and Protective Services. The Fire Chief is required to ensure all of the following activities (but not limited to) are carried out in a timely manner:
 - a) Fire prevention, inspections and investigation, and pre-fire planning and preventative patrols in accordance with the Quality Management Plan approved by the Safety Codes Council;
 - b) Fire fighting and suppression;
 - c) Rescue services;
 - d) Emergency medical first response services;
 - e) Other emergency incidents;
 - f) Public education and information;
 - g) Disaster planning;
 - h) Training and other staff development;
 - i) Preserving life and property and protecting persons and property from injury or destruction by fire;
 - j) Providing response to incidents involving dangerous goods to a first responder level and securing resources to control and mitigate the incident;
 - k) Enforcing the provisions of the Alberta Fire Code;
 - l) Enforcing the provisions of the Safety Codes Act and its Regulations.
- 3.7 The Fire Chief, subject to the approval of the Manager of Community and Protective Services, shall establish rules, regulations, policies, and committees necessary for the proper organization and administration of the Fire Department including:
 - a) Use, care, and protection of Fire Department property including agreements with neighbouring municipalities;
 - b) The conduct and discipline of Officers and members of the Fire Department;
 - c) Filing of monthly reports for all actions taken, with the Manager of Community and Protective Services; this report can be either written or completed through one-on-one meetings;

- d) Efficient operations of the Fire Department;
 - e) Standard Operating Guidelines;
 - f) Minimum training standards;
 - g) Adherence to Workplace Health and Safety Regulations;
 - h) Recruitment, appointment, assignment of duties and responsibilities of Fire Department members.
- 3.8 The Fire Chief or designate shall have control, direction, and management of any Fire Department apparatus, equipment, or manpower assigned to an incident. Where a member is in charge, they shall continue to act under the mandate of this Bylaw until relieved by an Officer of higher rank or, if agreed to, will continue.
- 3.9 For the purposes of any medical-related incidents, but not limited to them, the Fire Chief or member in charge shall ensure that only personnel properly trained in Emergency Medical Services shall perform said service, and then, only to the scope of their training.
- 3.10 Officers and members of the Fire Department shall carry out duties and responsibilities assigned to the Fire Department by this Bylaw and/or assigned by the Manager of Community and Protective Services. The Fire Chief shall report to the Manager of Community and Protective Services on the operations of the Fire Department in the manner designated by the Manager of Community and Protective Services or Council.
- 3.11 The Fire Chief or any other member in charge at an incident is hereby empowered to cause a building, structure, or object to be pulled down, demolished, or otherwise removed if they deem it necessary to prevent the spread of fire to other buildings, structures or objects, or to make the area safe from abnormal types of remaining hazards.
- 3.12 The Fire Chief or any other member in charge at a fire incident is hereby empowered to enter the premises or property where the incident occurred and to cause any members, apparatus or equipment of the Fire Department to enter the premises or property as he deems necessary, in order to combat, control or deal with the emergency event.
- 3.13 The Fire Chief or any other member in charge at a fire incident is hereby empowered to establish boundaries or limits to the fire incident area and to keep persons from entering into the prescribed boundaries or limits, unless authorized to enter by the Fire Chief or the member in charge of the incident.
- 3.14 The Fire Chief or any other member in charge at an incident is hereby empowered to call upon police officers to enforce restrictions on persons entering within the boundaries or limits of the incident.
- 3.15 The Fire Chief or any other member in charge at an incident is hereby empowered to enter, pass through or over buildings or property adjacent to an incident, and to cause members of the Fire Department and the apparatus and equipment of the Fire Department to respond accordingly where they deem it necessary to gain access to the emergency event or to protect any persons or property.
- 3.16 The Fire Chief may obtain assistance and/or support from other officials or the municipality, as they deem necessary in order to discharge their duties and responsibilities under this Bylaw.

RESCUE AND EXTRICATION

- 4.1 If, in the opinion of the Fire Chief, an accident occurs within the Town which requires specialized rescue or extraction equipment, the Fire Chief is authorized to summon whatever emergency agency services are required, and are equipped to mitigate the incident to that location.
- 4.2 For authorized emergency calls as described in Section 4.1, the Department will consider the billing from the responding agency to cover costs according to Schedule "A" attached to and forming part of this Bylaw.
- 4.3 For approved charges as described in Section 4.2, the Department will reimburse the responding agency and then proceed with action to obtain reimbursement from a third party or insurance company.
- 4.4 A Beaumont Fire Department Incident Report must be fully completed, describing all services provided, and may be accompanied by a copy of an RCMP Accident Report, before the Town will consider payment of an invoice for such services as described in Section 4.2.
- 4.5 When an accident occurs on a primary highway, Section 4.2 and 4.3 shall not apply and would be billed to the Province of Alberta.

FIRE PREVENTION

- 5.1 The Fire Chief shall establish a Fire Prevention Program within the Town including, but not limited to,:
 - a) Preventative inspections of properties or structures within the Town in accordance with the requirements of the Safety Codes Act, and Quality Management Plan for the Town of Beaumont;
 - b) A review of designs, plans, specifications, and processes to ensure conformance with the Safety Codes Act, when required;
 - c) Preparation of pre-fire plans for high hazard occupancies;
 - d) Dissemination of fire prevention information to the general public.

INVESTIGATIONS

- 6.1 The Fire Chief or member in charge at an incident shall ensure that a Safety Codes Officer (Fire Discipline) investigates the cause, origin, and circumstances of every fire within their jurisdiction in which property is damaged or destroyed or in which a person loses their life or suffers injury.
- 6.2 As soon as practical after the completion of the investigation, the Fire Chief or their designate shall prepare and submit a Fire Report to the Fire Commissioner.
- 6.3 If the person investigating an incident as described in Section 6.1 has information that indicates the fire is or may be of incendiary origin or has resulted in the loss of life, the RCMP are to be advised immediately of the incident, and requested to attend.
- 6.4 In accordance with the provisions of the Safety Codes Act, only a Safety Codes Officer (Fire Discipline) may, with consent or warrant, remain on the property of the fire incident to be investigated on behalf of the Fire Department.

FIRE HYDRANTS

- 7.1 No person, other than Members of the Fire Department or employees of the Town, shall affix any tool, hose or other device to any fire hydrant or fire hydrant valve unless given permission by the Fire Chief or Supervisor, Public Works.
- 7.2 No person shall, without prior approval from the Fire Chief or Supervisor, Public Works paint any fire hydrant, or any portion thereof.

REQUIREMENT TO REPORT

- 8.1 The Owner or authorized agent of any property damaged by fire shall immediately report particulars of the fire to the Fire Chief or their representative.

SAFETY CODES OFFICERS (FIRE DISCIPLINE)

- 9.1 The Town of Beaumont, in accordance with its Quality Management Plan, must provide Safety Codes Officers (as an accredited municipality by the Safety Codes Council), who may be directly employed or provided by alternate agencies.
- 9.2 The Safety Codes Officer (Fire Discipline) is entitled to all the powers and privileges identified in the Safety Codes Act and in conjunction with each Safety Codes Officer's Designation of Powers.
- 9.3 Unless of an extreme urgent nature, all Safety Codes Officers (Fire Discipline) shall advise the Fire Chief of any enforcement, inspection, or other activity they undertake, pursuant to the Safety Codes Act.

FIRE PERMIT

- 10.1 A Fire Permit is required for all outdoor fires occurring in the Town of Beaumont, excluding fire pits which have received approved Development Permits.
- 10.2 Fire Permits shall be required under this Bylaw for the period of January 1 to December 31 each calendar year.
- 10.3 An application for a Fire Permit for an outdoor fire shall be made to the Fire Chief or designate who may issue a Fire Permit.
- 10.4 When issuing a Fire Permit, the Fire Chief or designate may issue the Fire Permit unconditionally or impose conditions considered appropriate.
- 10.5 Fire Permits are valid for such period of time as shall be determined and set by the Fire Chief or designate and shall have endorsed thereon the period of time for which the said Permit is valid.
- 10.6 The Fire Chief or designate may extend the period of time that a Fire Permit is valid, provided the Fire Permit has not expired.
- 10.7 The Fire Chief or designate may suspend or cancel a Fire Permit at any time.
- 10.8 Each application for a Fire Permit must contain the following information:
 - a) Name and address of the applicant;
 - b) Legal description of the land on which the applicant proposes to set a fire;
 - c) Type and description of materials which the applicant proposes to burn;

- d) Period of time for which the Fire Permit is valid;
- e) Precautions, if any, that will be taken by the applicant to ensure that the proposed fire remains under control;
- f) Signature of the applicant;
- g) Signature of the Fire Chief or designate issuing the Fire Permit.

10.9 A Fire Permit shall not be transferable.

10.10 A Fire Permit is not required for fires set by the Fire Department for training purposes.

FIRE PITS

11.1 Where an emergency or potential emergency exists or due to hazardous weather conditions, the Fire Chief or designate shall be empowered to suspend all Outdoor Fires or any outdoor fire lit for cooking or warming purposes, other than those fueled by propane or natural gas within Town limits, for such a period of time and on such conditions as may be determined by the Fire Chief or designate.

11.2 A Fire Pit Permit is required under this Bylaw for the following:

- a) A minimum of 3 metres' clearance from buildings, property lines, and combustible materials, or as approved by the Fire Chief or designate;
- b) Constructed of bricks, concrete blocks, heavy gauge metal, or other suitable non-combustible components;
- c) Has a spark arrestor mesh screen of 7 millimeters (.25 inches) expanded metal (or equivalent) to contain sparks over the fire at all times;
- d) Be supervised at all times by a responsible adult person until such time that the fire has been extinguished. A fire shall be deemed to include hot ashes and smoldering embers;
- e) Only wood, charcoal briquettes, propane, or natural gas fuels are used; no prohibited debris;
- f) Flame height does not exceed 90 cm (3.28) feet above the fire pit.

11.3 A fire pit shall be approved after the Fire Pit Permit application with approvals has been received and the fire pit has been inspected by the Fire Chief or designate.

FIREWORKS

12.1 Subject to the following exceptions, no person shall discharge any fireworks within the corporate limits of the Town.

12.2 The Fire Chief or designate may, upon written application, permit qualified personnel to ignite fireworks and conduct firework displays. The Fire Chief or designate may impose conditions and restrictions on their use and display as may be appropriate. Such conditions and restrictions might address:

- a) Hours of the day, days of the week;
- b) Length of the display;
- c) Height of the display and type of fireworks used;
- d) Geographic location requirements for notification of affected residents;
- e) Safety.

12.3 All fireworks shall be stored, used, and ignited in accordance with provisions of the *Explosives Act (Canada)* and *Fire Code Regulation A.R. 52/98* and their regulations and in accordance with those conditions determined solely by the Town.

12.4 No person shall be permitted to sell fireworks within the Town.

RECOVERY OF COSTS

- 13.1 Where the Department has taken any action for the purpose of extinguishing or responding to a fire incident, emergency incident, motor vehicle collision, motor vehicle extrication incident, false alarms outside the Town, or preserving life or property from injury or destruction by fire or other incident on land outside the Town, may, in respect of any costs incurred by the Department in taking such action, charge any costs so incurred by the Department to the individual causing such action hereby named.
- 13.2 The schedule of fines to be charged for dangerous goods or false alarm responses shall be as set out in Schedule "A" attached to and forming part of this Bylaw.
- 13.3 In respect of the costs or fees described in Section 13.1 and 13.2:
- a) The Town may recover such costs or fees as debt due and owing to the Town;
 - b) In the case of action taken by the Department in respect of land with the Town, where the costs or fees are not paid upon demand by the Town, then in default of payment, such costs or fees may be charged against the land as taxes due and owing in respect of that land.
- 13.4 The costs and fees to be charged by the Department for services rendered, pursuant to this Bylaw, shall follow the existing Town of Beaumont Fee Structure schedule.
- 13.5 In the event that the owner or occupant of any land within the Town shall feel aggrieved by any action taken by the Fire Chief or designate to Section 13.1, such owner or occupant shall have a period of thirty (30) days from the date of mailing of notice of the action taken by the Fire Chief or designate to appeal such action to the Fire Chief. If resolution is not achieved at this stage, the progression for appeal is as follows:
- a) Manager, Community and Protective Services;
 - b) Chief Administrative Officer (CAO).
- 13.6 In respect of land within the Town, in the event that the amount levied by the Fire Chief or designate is not paid within sixty (60) days after the mailing of a notice pursuant to Section 14.1 or, in the event of an appeal, within sixty (60) days of the date of completion of the appeal process, the amount levied and unpaid shall be charged against the land upon which the fire was started as taxes due and owing in respect of that land.

FIRE ALARMS

- 14.1 The Department will respond to fire alarms within the Town.
- 14.2 It is recognized that fire alarm systems are subject to fault and may produce false alarms for a variety of reasons including electrical interruption, weather conditions, internal faults, or system component failures.
- 14.3 The Department may levy a fee for service when responding to more than three false alarms to a building within a six-month period.

OFFENCES

- 15.1 No person shall light an Outdoor Fire unless they are the holder of a subsisting Fire Permit as required under this Bylaw.
- 15.2 No person shall allow an Outdoor Fire to be lit upon land that is owned or occupied by them or under their control except when such fire is permitted pursuant to this Bylaw.

- 15.3 When a fire is lit under the circumstances described in Section 15.1, the owner or occupier of the land or the person having control of the land upon which such fire is lit shall:
- a) Extinguish the fire immediately; or
 - b) Where they are unable to extinguish the fire immediately, report the fire to the Fire Department; and
 - c) Be liable to prosecution under conviction and/or costs incurred by the Town of Beaumont to respond, suppress, and extinguish the fire.
- 15.4 No person shall, either directly or indirectly, personally or through an agent, servant or employee, ignite a fire and let it become a Running Fire on any land not their own property or allow a Running Fire to pass from their own property to the property of another.
- 15.5 No person shall light an Outdoor Fire, without first taking sufficient precaution to ensure that the fire can be kept under control at all times.
- 15.6 No person shall place "prohibited debris" within a fire.
- 15.7 No person shall light an Outdoor Fire, Fire Pit Fire, or portable appliance, not fuelled by propane or natural gas, during a municipal or provincial fire ban.
- 15.8 No person shall light an Outdoor Fire, or a Fire Pit Fire during a municipal or provincial fire ban and let it become a Running Fire on any land not their own property, or allow a Running Fire to pass from their own property to the property of another.
- 15.9 No person shall in any way, impede, obstruct, or hinder a member of the Fire Department, other person assisting or acting under the direction of the Fire Chief, or the member in charge at an incident.
- 15.10 No person shall disclose false information when applying for a Fire Permit.
- 15.11 No person shall allow any fire to give off a dense smoke or offensive odour which creates a risk to public safety.
- 15.12 No person shall falsely represent themselves as Fire Department members or wear or display any Fire Department badge, cap, button, insignia, or other paraphernalia for the purpose of such false representation.
- 15.13 No person shall obstruct or otherwise interfere with access roads, streets, or other approaches to any fire alarm, fire hydrant, cistern, body of water designated for fire-fighting purposes, or any connection provided to a fire main, pipe, stand pipe, sprinkler system, cistern, or other body of water designated for fire-fighting purposes.
- 15.14 No person shall damage or destroy Fire Department apparatus, equipment, or drive a vehicle over any equipment, including fire hose, at an incident without permission of the Fire Chief or the member in charge.
- 15.15 All house numbers shall be clearly visible from the street for the purpose of assisting responders to attend to the correct location in a timely manner.
- 15.16 No person shall sell or discharge any fireworks within the corporate limits of the Town, except as outlined under Section 12 – Fireworks, line 12.2

PENALTIES

- 16.1 A Peace Officer is authorized to enforce this Bylaw under Section 7 of the *Municipal Government Act*, R.S.A. 2000, chapter M-26 if they have reasonable and probable grounds to believe that a person has contravened any section of this Bylaw, may, under authority of the *Provincial Offences Procedures Act* (Alberta), issue a Part 2 Violation Ticket to that person.
- 16.2 Any person who contravenes any provision of this Bylaw is guilty of an offence, and may be subject to a fine as specified in Schedule "A" of this Bylaw.
- 16.3 Notwithstanding Section 4 of this Bylaw, any person who commits a second or subsequent offence under this Bylaw within one (1) year of committing the first offence, whether or not the second or subsequent offence is the same offence, may be subject to an increased fine as set out in Schedule "A" of the Bylaw.
- 16.4 In the case of a continuing offence, a contravention shall constitute a separate offence in respect of each day or part of a day, on which that offence continues.
- 16.5 Under no circumstances shall any person contravening any provision of this Bylaw be subject to the penalty of imprisonment.

Municipal Tags:

- 16.6 A Peace Officer is hereby authorized and empowered to issue a municipal tag to any person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.
- 16.7 A municipal tag may be issued to such person:
- a) Either personally;
 - b) By mailing a copy to such person at their last known post office address; or
 - c) If upon a corporation, by mailing a copy by registered mail, or serving a person who is the agent, representative, or a person in charge of the Designated Public Place.
- 16.8 The municipal tag shall be in a form approved by the CAO and shall state:
- a) Name of the person;
 - b) Offence;
 - c) Municipal or legal description of the land on or near where the offence took place;
 - d) Appropriate penalty for the offence as specified in Schedule "A" of this Bylaw;
 - e) The penalty shall be paid within 30 days of the issuance of the municipal tag;
 - f) Other information as may be required by the CAO.
- 16.9 Where a municipal tag is issued pursuant to Section 4 of this Bylaw, the person to whom it is issued may, in lieu of being prosecuted for the offence, pay the penalty to the Town specified within the time period indicated on the municipal tag.
- 16.10 Nothing in this Bylaw shall prevent a Peace Officer from immediately issuing a violation ticket.

Violation Ticket:

- 16.11 In those cases where a municipal tag has been issued and if the penalty specified has not been paid within the prescribed time, then a Peace Officer is hereby authorized and empowered to issue a violation ticket pursuant to Part II of the *Provincial Offences Procedure Act*, R.S.A. 2000, c. P-34 as amended.
- 16.12 Notwithstanding Section 4 of this Bylaw, a Peace Officer is hereby authorized and empowered to immediately issue a violation ticket pursuant to Part II of the *Provincial Offences Procedure Act*, R.S.A. 2000, c.P-34, as amended, to any person whom the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.
- 16.13 If any section(s) of this Bylaw or parts thereof are found in any court of law to be illegal or beyond the power of Council to enact, such section(s) or parts thereof shall be deemed to be severable and all other sections or parts of this Bylaw shall be deemed to be separate and independent, and to be enacted as such.

LIABILITY

- 17.1 The Fire Chief, any officer, or member of the Fire Department charged with the enforcement of this Bylaw, acting in good faith and without malice for the municipality 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 or any act (required or by omission) in the discharge of these duties. Any suit brought against the Fire Chief, any official, or member of the Fire Department because of such act or omission performed by them in the enforcement of any provision of this Bylaw, shall be defended by the Town until final determination of the proceedings.
- 17.2 Any person violating any provision of this Bylaw, who suffers or permits any act or thing to be done in contravention of this Bylaw, or who fails to do anything required by this Bylaw is subject to the enforcement provisions listed in this Bylaw.
- 17.3 That upon third reading of Bylaw 815-13, Bylaw #675-06 will be repealed.

Read a first time in Council this 10th day of September, 2013.

Read a second time in Council this 24th day of September, 2013.

Read a third and final time in Council this 24th day of September, 2013.



Mayor



Municipal Clerk

BEAUMONT FIRE BYLAW FINES

WHEREAS, under the provisions of Section 44 of the *Provincial Offences Act*, being Chapter P-34 of the *Revised Statutes of Alberta 2000*, and amendments thereto and under the provisions of Section 7 of the *Municipal Government Act*, being M-26 of the *Revised Statutes of Alberta, 2000* and amendments thereto, the Council of a municipality may, by Bylaw, provide for the payment of violation tickets or summons out of court.

A notice of form (commonly called a violation ticket) may be issued by a Peace Office to any person charged with a breach of any of the provisions of this Bylaw and the hereto-mentioned Acts shall apply in regards to the payment.

Section		First Offence	Second Offence	Subsequent Offence
15.1	Light an Outdoor Fire or a Structure Fire without a subsisting Fire Permit if required under this Bylaw.	\$250.00	\$500.00	\$1,000.00
15.2	Allow an Outdoor Fire or a Structure Fire to be lit upon land that is owned or occupied by them or under their control except when such fire is permitted pursuant to this Bylaw.	\$250.00	\$500.00	\$1,000.00
15.4	Ignite any fire, either directly or indirectly, personally or through an agent, servant, or employee and let it become a Running Fire on any land not their own property or allow a Running Fire to pass from their own property to the property of another.	\$500.00	\$5,000.00	\$10,000.00
15.5	Light an Outdoor Fire, a Structure Fire, an Incinerator Fire, or Smudge Fire without first taking sufficient precaution to ensure that the fire can be kept under control at all times.	\$250.00	\$2,000.00	\$10,000.00
15.6	Place prohibited debris within a fire.	\$250.00	\$5,000.00	\$10,000.00
15.7	Light an Outdoor Fire, a Structure Fire, an Incinerator Fire, or Fire Pit Fire during a municipal or provincial fire ban.	\$1,000.00	\$5,000.00	\$10,000.00
15.8	Light an Outdoor Fire, a Structure Fire, an Incinerator Fire, or a Fire Pit Fire during a municipal or provincial fire ban and let it become a Running Fire on any land not their own property, or allow a Running Fire to pass from their own property to the property of another.	\$5,000.00	\$7,500.00	\$10,000.00
15.9	Obstruct a municipal constable or member of the Fire Department in the performance of their duties pursuant to this Bylaw.	\$1,000.00	\$5,000.00	\$10,000.00
15.10	Disclose false information when applying for a Fire Permit.	\$250.00	\$1,000.00	\$2,000.00
15.11	Allow any fire to give off a dense smoke or offensive odour in a manner which creates a risk to public safety.	\$250.00	\$2,000.00	\$10,000.00

15.12	Falsely represent themselves as Fire Department members, or wear or display any Fire Department badge, cap, button, insignia, or other paraphernalia for the purpose of such false representation.	\$250.00	\$500.00	\$1,000.00
15.13	Obstruct or otherwise interfere with access roads, streets, or other approaches to any fire alarm, fire hydrant, cistern, body of water designated for fire-fighting purposes, or any connection provided to a fire main, pipe, stand pipe, sprinkler system, cistern, or other body of water designated for fire-fighting purposes.	\$250.00	\$500.00	\$1,000.00
15.14	Damage or destroy Fire Department apparatus, equipment, or drive a vehicle over any equipment, including fire hose, at an incident without permission of the Fire Chief or the member in charge.	\$250.00	\$500.00	\$1,000.00
15.15	Sell or discharge fireworks within the corporate limits of the Town.	\$250.00	\$500.00	\$1,000.00
15.16	Discharge fireworks within the corporate limits of the Town during a municipal or provincial ban.	\$1,000.00	\$5,000.00	\$10,000.00