

Village of Amisk
BYLAW NO. 241

A Bylaw that would provide for the prevention and extinguishing of fires within the Village of Amisk

Whereas pursuant to sections 158 of the Municipal Government Act, Chapter M-26, R.S.A. 1980 the Council of the Municipal District of Provost No. 52 have entered into agreement with the Village of Amisk and Czar and the Town of Provost to provide fire protection within the boundaries of the Municipal District of Provost No. 52.

And Whereas the Section 159 of the Municipal Government act, R.S.A. 1980 provides that the Council may pass bylaws for other matters relating to prevention or extinguishing of fires and for the preservation of life and property from injury or destruction by fire.

Now therefore, the Council of the Village of Amisk in the Province of Alberta, duly assembled does hereby authorize the Village of Amisk Fire Department to carry out their operations within the Village Limits.

1. In this bylaw words and phrases shall be construed as specified here under:

"Apparatus" - means any vehicle provided with machinery, devices, equipment or materials for fire fighting of rescue as well a vehicles used to transport fire fighters, rescuers or supples.

"Council" - means the Council of the Village of Amisk.

"Equipment" - means any tolls, contrivances, devices or materials used by the Fire Department to combat an incident or other emergency.

"Fire Chief" - means the member appointed as head of the Fire Department for each Department.

"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.

"Incident" - means a fire, a situation where a fire or explosion is imminent or any other situation presenting a danger or possible danger to life or property and to which the Fire Department has responded.

"Member" - means any person that is a duly appointed member of the Fire Department

2. The Fire Chief shall be appointed by Council of their

respective Municipality as well as by the Municipality of Provost. Appointment shall remain in effect from date of appointment to date of acceptance to date of resignation.

3. Other officers and members as the Fire Chiefs deem necessary may be appointed to the Fire Departments.

4. The Fire Chiefs may appoint other officers of the Fire Department to act as Fire Chief on his behalf.

5. The areas of jurisdiction shall be within the Village of Amisk.

6. The Fire Chief has complete responsibility and authority over the Fire Department, subject to the direction and control of the respective Urban Council to which he shall be responsible, and in particular he shall be required to carry out all fire protection activities such as Council direct.

7. The Fire Chief, subject to the ratification by their urban council, 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
- [b] the conduct and discipline of officers and member of the fire department, and
- [c] efficient operation of the fire department.

8. The Fire Chief, or in his absence, the senior member present, shall have control, direction and management of any Fire Department apparatus, equipment or manpower assigned to an incident and, where a member is in charge, he shall continue to act until relieved by an officer authorized to do so.

9. The Fire Chief shall take responsibility for all fire protection matters including the enforcement of the Fire Prevention Act and regulations thereunder

10. Officers and members of the fire department shall carry out duties and responsibilities assigned to the Fire Department by the respective urban council, and the Fire Chief shall report to the Council on the operations of the Fire Department or on any other matter in the manner designated by Council.

11. The Fire Chief, or any other member in charge, at a fire is empowered to cause a building, structure or thing to be pulled down, demolished or otherwise removed if he deems it necessary to prevent the spread of fire to other building, structures or things.

12. The Fire Chief, or any other member in charge, at an incident is empowered to enter premises or property where the incident occurred and to cause any member, apparatus or equipment of the Fire Department to enter, as he deems

necessary, in order to combat, control or deal with the incident.

13. The Fire Chief, or member in charge, at an incident may at his discretion establish boundaries or limits and keep persons from entering the area within the prescribed boundaries or limits unless authorized to enter by him.

14. No person shall enter the boundaries or limits of an area prescribed in accordance with section 13 unless he has been authorized to enter by the Fire Chief or a member in charge.

15. The Fire Chief or the member in charge, at an incident may request peace officers to enforce restrictions on person entering within the boundaries or limits outlined in section 13.

16. The Fire Chief, or the member in charge, at an incident is 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 enter or pass through or over the building or property, where he deems it necessary to gain access to the incident or to protect any persons or property.

17. The Fire Chief may obtain assistance from other officials of the municipality as he deems necessary in order to discharge his duties and responsibilities under this bylaw

18. No person at an incident shall impede, obstruct or hinder a member of the Fire Department or other persons assisting or acting under the direction of the Fire chief or the member in charge.

19. No person shall damage or destroy Fire Department apparatus or equipment.

20. No person at an incident shall drive a vehicle over any equipment without permission of the Fire Chief or the member in charge.

21. No person shall obstruct a member from carrying out duties imposed by this bylaw.

22. No person shall falsely represent themselves as a Fire department member or wear or display any Fire Department badge, cap, button, insignia or other paraphernalia for the purpose of false representation.

23. No person shall obstruct or otherwise interfere with access roads or streets or other approaches to any fire alarm, fire hydrant, cistern or body of water designated for fire fighting purpose or any connections provided to a fire main, pipe, stand pipe, sprinkler system, cistern or other body of water designated for fire fighting purposed.

24. The Fire Chief or the member in charge of an incident may request persons who are not members to assist in extinguishing a fire, removing furniture, goods and merchandize from any building on fire or in danger thereof and in guarding and securing same and in demolishing a building or structure at or near the fire or other incident.

25. The Fire Chief or the member in charge of an incident is empowered to commandeer privately owned equipment which he considers necessary to deal with the incident.

26. Every person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention on in violation of any of the provision of this bylaw, or who neglects to do or refrain from doing anything required to be done by any of the provisions of this bylaw, or who does any act or thing or omits any act or thing thus violating any of the provisions of this bylaw shall be deemed to be guilty of an infraction of this by-law and upon a summary conviction is liable to imprisonment for a term of not more than 6 {six} months or to a fine of not more than \$2,500.00 {two thousand five hundred dollars}, or to both fine and imprisonment.

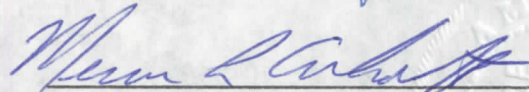
27. The Fire Chief or a member or the Fire Department charged with the enforcement of this bylaw, acting in good faith and without malice for the municipality in the discharge of his duties shall not hereby render himself liable personally and he is hereby relieved from all personal liability for any damage that may accrue to persons or property as a result of any act required or by reason of any act or omission in the discharge of his duties.


28. Any suit brought against thee Fire Chief or a member of the Fire Department, because of an act or omission preformed by him in enforcement of any provision of this bylaw, shall be defended by the Village of Amisk, in the Province of Alberta, until final determination of the proceedings.

READ a first time this 19 day of April, 1990.

READ a second time this 19 day of April, 1990

READ a third time and duly passed this 19 day of April, 1990.


[Head of Council]


[Municipal Administrator]

