

**VILLAGE OF CHASE  
BYLAW NO. 744-2010**

Being a Bylaw to provide for the establishment and regulation of the Chase Volunteer Fire and Rescue Department

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**WHEREAS** the Council of the Village of Chase desires to establish and regulate a Volunteer Fire and Rescue Department for the Village of Chase;

**NOW THEREFORE**, the Council of the Village of Chase, in open meeting assembled, enacts as follows:

**REPEAL**

Chase Volunteer Fire Department Bylaw No. 650-2004 and any amendments thereto are hereby repealed.

**DEFINITIONS**

1. In this bylaw, unless the context otherwise requires:

“**COUNCIL**” means the Council of the Village of Chase.

“**DEPARTMENT**” means the Chase Volunteer Fire and Rescue Department.

“**MEMBER**” means a member of the Chase Volunteer Fire and Rescue Department, and includes officers of the Department.

“**FIRE AND RESCUE CHIEF**” means the duly appointed Fire and Rescue Chief of the Chase Volunteer Fire and Rescue Department or their designate.

“**FIRE PROTECTION AREA**” means the lands within the boundaries of the Village of Chase and any other lands for which the Village formally agrees to provide fire suppression and prevention services to.

“**INCIDENT**” means a fire or any other class of circumstance that may cause harm to persons or property.

“**ROAD RESCUE RESPONSE AREA**” means the following area:

- South on Highway #1 to the Monte Creek Interchange
- Southwest on Highway 97 to Westwold
- South on the Chase Creek/Falkland Road about ½ way to Falkland (Moser Road)
- North to past Squam Bay on Adams Lake by approx. 50 km. (Honeymoon Bay). Also cover the Bear/Loakin Creek area

- East on Highway #1 to Balmoral Store; Also cover Sorrento, Shuswap Lake Estates, Notch Hill, Turtle Valley, Chase Creek & Pritchard
- North Shuswap up to and including Seymour Arm
- Shuswap Road from Chase, east to opposite the TC Hwy's Monte Creek Interchange, including the Neskonlith, McGilvary Lakes, Pritchard & Pinantan areas

**“ROAD RESCUE”** means a combination of rescue skills which may be called upon either individually or in combination in response to a motor vehicle accident. These include extrication of vehicle occupants, embankment rescue and fire suppression.

**“ROAD RESCUE SERVICE”** means the services provided by those members of the Chase Fire and Rescue Department who maintain an on-going competence (training and exercises) program that meets or exceeds the Operations Level of vehicle rescue in NFPA 1670 - Standard on Operations and Training for Technical Rescue Incidents, Chapter 6 - Vehicle and Machinery

**“VILLAGE”** means the Village of Chase.

## **ADMINISTRATION**

2. The duties and responsibilities of the Chase Volunteer Fire and Rescue Department as previously established by bylaw are hereby amended with the addition of the responsibility for road rescue services within the Road Rescue Response Area. to the established responsibility for fire suppression and prevention within the Fire Protection Area and to provide such other assistance within the members' expertise as herein specified. The Department is authorized to take all proper measures for the prevention, control and extinguishment of fire and for the protection of life and property and may enforce all codes and by-laws respecting fire prevention, road rescue, life safety and investigations.
3. The Department should have a minimum membership of ten (10) members.
4.
  - a) The Village Council, by resolution, will appoint a Fire and Rescue Chief.
  - b) The Village Council, by resolution, will appoint an Assistant Fire Chief.
  - c) The Village Council, by resolution, will appoint an Assistant Rescue Chief.
  - d) For all fire related duties and responsibilities, the Assistant Fire Chief shall outrank the Deputy Rescue Chief and for all road rescue related duties and responsibilities, the Assistant Rescue Chief shall outrank the Deputy Fire Chief.
  - e) The Fire and Rescue Chief may appoint other officers from members of the Department as they consider necessary. In doing so they shall establish the relative rank of each officer position so established beginning immediately beneath the ranks of Deputy Fire Chief and Deputy Rescue Chief.

5. The Department is hereby authorized to enroll new members to meet the needs established from time to time by the Fire and Rescue Chief.
  - a) is not less than 18 years of age nor more than 65 years of age;
  - b) passes such aptitude and other tests as may be required by the Fire and Rescue Chief; and
  - c) passes a medical examination determining adequate physical fitness to serve as a member and submits to the Fire and Rescue Chief as evidence a certificate of health prepared by the examining medical doctor, the cost of which will be borne by the Village of Chase.
  
7. A person accepted as a member of the Department for firefighting and/or road rescue duties shall be on probation for a period of three months, during which period they shall take such training and examinations as may be required by the Fire and Rescue Chief.
  
8. If a probationary member, accepted for fire-fighting and/or road rescue duties, fails any such examination, the Fire and Rescue Chief may, in their sole discretion, dismiss the member.
  
9. The remuneration of all members of the Department shall be as determined by Council.
  
10. The Fire and Rescue Chief shall report to the Administrator and is responsible for the proper administration and operation of the Department and for the discipline of its members.
  
11. The Fire and Rescue Chief in the performance of their duties:
  - a) may make such general orders and departmental rules as may be necessary for the care and protection of the property of the Department, for the conduct of the Members and generally for the efficient operation of the Department, provided that such general orders and rules do not conflict with the provisions of any Bylaw or policy of the Village;
  - b) shall review periodically the policies and procedures of the Department and may establish an Advisory Committee consisting of such officers as they may determine from time to time to assist them in this duty;
  - c) shall take all proper measures for the prevention, control and extinguishment of fires and for the protection of life and property;
  - d) may enforce all Village Bylaws respecting Fire Services Act;
  - e) may exercise all powers given them by the Fire Services Act;
  - f) is responsible for the enforcement of this Bylaw and the General Orders and Departmental rules;
  - g) shall report all fires to the Fire Commissioner as required by the Fire Services Act; and
  - h) shall submit the annual budget estimates of the Department at the required time each year for approval of Council.

- i) shall ensure that all applicable Provincial Emergency Program policies and directives are carried out
12. Every member of the Department accepted for fire-fighting and/or road rescue duties may be subject to a medical examination at least once annually and at such other times as the Fire and Rescue Chief may require, with the cost of same to be borne by the Village of Chase.
13. a) Every member of the department shall report for duty at the time prescribed by the Department rules and shall remain on duty until relieved.  
b) In the case of a member failing to report for duty, the officer in charge shall report this in writing, through their superior officer, to the Fire and Rescue Chief.  
c) No member shall, if their ability is impaired by the use of intoxicating beverage or drug, be permitted to remain on duty.  
d) No member shall while on duty consume any intoxicating beverage or drug.
14. Every member of the Department shall at all times faithfully and to the best of their abilities adhere to all legislation, regulations, directives, bylaws, policies and procedures applicable in the performance of their duties.

## **FIRE SUPPRESSION**

14. The Department shall not respond to a call with respect to a fire or emergency outside the boundaries of the Fire Protection Area except for the following:
- a) where an agreement for mutual aid exists with another local government or other organization
  - b) on property with respect to which an agreement has been entered into with any person or corporation to provide fire protection
  - c) when ordered to do so by a senior level of government
  - d) when dispatched for road rescue duties
  - e) in any other circumstances when authorized to do so by the Mayor or Acting Mayor of the Village.
15. The Fire and Rescue Chief or an Officer in Command at an incident shall have control, direction and management of all Fire and Rescue Department apparatus, equipment, and manpower assigned to an incident and, where an Officer in Command is in charge, they shall continue to act until relieved by a senior officer.
16. The Fire and Rescue Chief, or an Officer in Command at an incident, is empowered to enter premises or property where the incident has occurred and to cause any member, apparatus or equipment of the Fire and Rescue Department to enter, as they deem necessary, in order to combat, control or deal with the incident.

17. The Fire and Rescue Chief, or Officer in Command 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 and Rescue Department and the apparatus and equipment of the Fire and Rescue Department to enter or pass through or over buildings or property, where they deem necessary to gain access to the incident or to protect any person or property.
18. No person shall impede, obstruct, abuse or in any way hinder the Fire and Rescue Chief, or any Officer in Command, or any member of the Fire and Rescue Department in attendance at an incident under the direction of the Fire and Rescue Chief or Officer in Command.
19. Anyone who fails to comply with an order or direction of the Fire and Rescue Chief or any Officer in Command, or any officer or member of the Fire and Rescue Department engaged at any incident, may be forcibly removed from the scene of any such incident by a Peace Officer or Officer or member of the Fire Department.
20. The Officer in Command is empowered to order the evacuation of any building or structure that is directly involved with fire or other risk to life. The Fire and Rescue Chief or their designate, is empowered to order the evacuation of a building, structure or area which in their opinion is endangered by fire or other risk to life. In such cases no person other than the Fire and Rescue Chief, Officer in Command, officer or member of the Fire and Rescue Department, Peace Officer, or other person authorized by the Fire and Rescue Chief or Officer in Command shall remain in or shall enter those buildings, structures or areas.
21. The Fire and Rescue Chief or Officer in Command is hereby empowered to cause to be pulled down or demolished, any adjacent buildings or structures when they consider necessary to do so in order to prevent the spread of any fire.
22. The Fire and Rescue Chief or Officer in Command at any incident is hereby empowered to commandeer privately owned equipment which they consider necessary to deal with such incident.

## **ROAD RESCUE**

23. The Department shall not respond to a road rescue outside the boundaries of the Road Rescue Response Area unless
  - a) an agreement for mutual aid exists with another local government or other organization
  - b) when ordered to do so by a senior level of government
  - c) in any other circumstances when authorized to do so by the Mayor or Acting Mayor of the Village.

24. The Fire and Rescue Chief or an Officer in Command at an incident shall have control, direction and management of all Department apparatus, equipment, and manpower assigned to an incident and, where an Officer in Command is in charge, they shall continue to act until relieved by a senior officer.
25. The Fire and Rescue Chief, or an Officer in Command at an incident, is empowered to enter premises or property where the incident has occurred and to cause any member, apparatus or equipment of the Fire and Rescue Department to enter, as they deem necessary, in order to combat, control or deal with the incident.
26. No person shall impede, obstruct, abuse or in any way hinder the Fire and Rescue Chief, or any Officer in Command, or any member of the Department in attendance at an incident under the direction of the Fire and Rescue Chief or Officer in Command.
27. Anyone who fails to comply with an order or direction of the Fire and Rescue Chief or any Officer in Command, or any officer or member of the Department engaged at any incident, may be forcibly removed from the scene of any such incident by a Peace Officer or member of the RCMP.

#### **PENALTIES AND ENFORCEMENT**

28. No person shall falsely represent themselves as a member of the Fire and Rescue Department.
29. Any person who contravenes any of the provisions of this Bylaw, or who suffers or permits any act or thing to be done in contravention of any provision of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this Bylaw, commits an offence against this Bylaw and is subject to:
  - (a) a fine in accordance with the most recent Municipal Ticket Information Bylaw if an information respecting the infraction is laid by means of a ticket; or
  - (b) upon summary conviction, to a minimum fine of not less than One Thousand Dollars (\$1000.00) and a maximum fine of Ten Thousand Dollars (\$10,000.00) and the cost of prosecution. Every day during which there is an infraction of this Bylaw shall constitute a separate offence.
30. That "Village of Chase Volunteer Fire Department Regulations Bylaw No. 650-2004" and any amendments thereto, are hereby repealed.

#### **CITATION**

31. This bylaw may be cited as the "Village of Chase Fire and Rescue Department Establishment and Regulation Bylaw No. 744-2010.

READ A FIRST time this **9th** day of **March, 2010**

READ A SECOND time this **9th** day of **March, 2010**

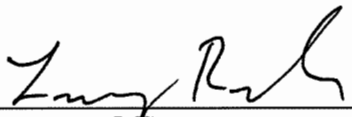
READ A THIRD time this **23<sup>rd</sup>** day of **March, 2010**

RECONSIDERED AND ADOPTED this **27<sup>th</sup>** day of **March, 2010**

  
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Mayor

  
\_\_\_\_\_  
Corporate Officer

Certified a true and correct copy of  
Bylaw No. 744-2010

  
\_\_\_\_\_  
Corporate Officer