

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 172-87

BEING A BY-LAW REGARDING THE ADMINISTRATION OF THE FIRE DEPARTMENT

WHEREAS Section 210 (24) of the Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council may pass by-laws for providing fire fighting and fire protection services;

AND WHEREAS this by-law shall complement any collective agreement as may be in force from time to time.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. In this by-law, unless the context otherwise requires,
 - (a) "City" means The Corporation of the City of North Bay
 - (b) "Council" means the Council of the City of North Bay
 - (c) "Department" means the North Bay Fire Department
 - (d) "Member" includes an Officer
2. (a) The City shall continue to operate and maintain a Fire Department.
- (b) The Fire Department shall be directed by a Fire Chief and a Deputy Chief to be appointed by the Council by by-law from time to time.
3. The Fire Department shall consist of such officers and members as from time to time may be deemed necessary by the Council.
4. (a) The Fire Chief may appoint any qualified person as a member of the Department within the maximum complement established by the Council.
- (b) A person appointed as a member of the Fire Department shall be on probation for a period of six months.
- (c) The Fire Chief may dismiss a probationary employee of the Fire Department.

5. The Fire Chief of the Department is responsible to the Council for the proper administration and operation of the Department, for the discipline of its members, and
 - (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 of the Department and generally for the efficient operation of the Department, provided that such general orders and rules do not conflict with the provisions of any by-law of the municipality.
 - (b) shall take measures for the prevention, control and extinguishment of fires and for the protection of life and property, shall enforce all municipal by-laws respecting fire prevention and shall exercise the powers and duties imposed on him by the Fire Marshal's Act and the Ontario Fire Code.

6. The Deputy Chief shall report on the activities of the Divisions that are his responsibility to the Chief of the Department and carry out the orders of the Chief, and, in the absence of the Chief, has all the powers and shall perform all the duties of the Chief.

7. The Fire Department shall be composed of the following divisions:
 - (i) Administration and Planning, reporting to the Fire Chief
 - (ii) Division of Apparatus and Equipment Maintenance, reporting to the Deputy Chief
 - (iii) Division of Fire Fighting, reporting to the Deputy Chief
 - (iv) Division of Fire Prevention, reporting to the Chief Fire Prevention Officer
 - (v) Division of Training and Communications, reporting to the Chief Training Officer

8. The Chief may promote a member within the maximum complement established by the Council.
9. The Fire Chief may reprimand or suspend any member and may recommend dismissal of any member to the City Administrator.
10. The Department shall not respond to any call with respect to a fire or emergency outside the limits of the municipality except with respect to a fire or emergency
 - (a) that in the opinion of the Fire Chief, threatens property in the municipality or property situated outside the municipality that is owned or occupied by the municipality.
 - (b) in a municipality with which an agreement has been entered into to provide fire protection, or
 - (c) on property with respect to which an agreement has been entered into with any person or corporation to provide fire protection therefor.
 - (d) that an agreement has been entered into with Provincial or Federal governments.
11. That By-law No. 1159 of the City of North Bay, By-law No. 895 of the Township of Widdifield and By-law No. 420 of the Township of West Ferris be and are hereby repealed.
12. This by-law comes into effect on the day it is passed by Council.

READ A FIRST TIME IN OPEN COUNCIL THE 26TH DAY OF OCTOBER , 1987.

READ A SECOND TIME IN OPEN COUNCIL THE 9TH DAY OF NOVEMBER , 1987.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 9TH DAY OF NOVEMBER , 1987.


MAYOR


CITY CLERK