

Staff Report for Decision

DATE OF MEETING NOVEMBER 19, 2018

AUTHORED BY DAVID LABERGE, MANAGER OF COMMUNITY SAFETY

**SUBJECT APPOINTMENT OF FIRE INSPECTORS AND FIRE FIGHTERS AS
BYLAW ENFORCEMENT OFFICERS**

OVERVIEW

Purpose of Report

To have council designate Fire Inspectors and Fire Fighters as “Bylaw Enforcement Officers” to enable efficient enforcement of the provisions of City of Nanaimo “Fire Protection and Life Safety Regulations Bylaw 2011 No. 7108”.

Recommendation

That Council appoint Fire Inspectors and Fire Fighters as Bylaw Enforcement Officers to enforce the provisions of City of Nanaimo “Fire Protection and Life Safety Regulations Bylaw 2011 No. 7108”.

BACKGROUND

Nanaimo Fire Rescue provide fire protection services for the City of Nanaimo and investigate and enforce the provisions of the “Fire Protection and Life Safety Regulations Bylaw 2011 No. 7108. The authority to issue tickets or lay an information pursuant to this bylaw requires that Council designate fire inspectors and fire fighters as *bylaw enforcement officers* in accordance with section 264 of the *Community Charter*, and the *Local Government Bylaw Notice Enforcement Act*.

This matter is being brought to Council to rectify a procedural deficiency in enforcement of the existing Fire Protection bylaw. No Fire Department personnel are currently appointed as *Bylaw Enforcement Officers*. Council can pass a resolution that a class of positions (in this case, fire inspectors and fire fighters) be approved for this purpose.

This matter should be addressed in a timely manner as the bylaw relates to matters of protection of life and property.

OPTIONS

1. That Council appoint Fire Inspectors and Fire Fighters as Bylaw Enforcement Officers to enforce the provisions of City of Nanaimo “Fire Protection and Life Safety Regulations Bylaw 2011 No. 7108”.
2. That Council retain the status quo.

SUMMARY POINTS

- Nanaimo Fire Rescue provides fire services in the City, and are primarily responsible for enforcement of the "Fire Protection and Life Safety Regulations Bylaw 2011 No. 7108".
- The Community Charter authorizes the laying of information or issuing of tickets for offences against the Fire Protection and Life Safety Regulation Bylaw 2011 NO. 7108".
- Fire Inspectors and Fire Fighters must be designated by Council as *Bylaw Enforcement Officers* to issue tickets or lay an information for contravention of the Bylaw.

BUDGET IMPLICATION:

There is no additional cost to appoint the Fire Inspectors and Fire Fighters as Bylaw Enforcement Officers.

ATTACHMENTS:

Fire Protection and Life Safety Regulations Bylaw 2011 No. 7108

Submitted by:

David LaBerge
Manager of Community Safety

Concurrence by:

Karen Fry
Fire Chief and Director of Public Safety