

# Memo



Date: February 11, 2011

File:

To: City Manager

From: Fire Chief

Subject: Amendment to Fire Prevention Regulation Bylaw No.6110-88

Report Prepared by: Thomas Doherty, Assistant Fire Chief, Administration

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## Recommendation:

THAT Council, receives, for approval, the Report from the Fire Chief dated February 11, 2011 allowing an exception to open air burning that allows outdoor fire pits, outdoor fireplaces and barbeques fuelled by natural gas, propane or briquette only.

AND THAT Bylaw No.10463 being Amendment No. 15 to the Fire Prevention Regulation Bylaw No. 6610-88 be forwarded for reading consideration;

AND FURTHER THAT Bylaw No. 10487 being Amendment No. 1 to Bylaw Notice Enforcement Bylaw No. 10475 be forwarded for reading consideration.

## Purpose:

To amend the Fire Prevention Regulations Bylaw regarding open air burning allowing an exception to open air burning by allowing outdoor fire pits, outdoor fireplaces and barbeques fuelled by natural gas, propane or briquette only.

To have the ability to impose a fee for violation of the new section in the Fire Prevention Regulations Bylaw under the Bylaw Notice Enforcement Bylaw.

## Background:

The current Fire Prevention Regulation Bylaw restricts open air burning without a permit providing the lot is greater than 1 hectare. The department requires an amendment to the Bylaw Notice Enforcement Bylaw No. 10475 by adding the ability to impose a standard fee for violation of the new section.

The suggested new fine will be \$345.00 which will bring the fine in line with the Ministry of Forests any violations of the suggested new sub-paragraph 6.1 (o) to **PART V1 - REGULATIONS, 6.1 GENERAL** of Fire Prevention Regulation Bylaw No. 6610-88.

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The new sub-paragraph 6.1 (o) to **PART V1 - REGULATIONS, 6.1 GENERAL** of the bylaw provides the following exceptions:

“(o) Exception:

The following outdoor appliances; outdoor fire pit, outdoor fireplace and barbeque are permitted provided:

- (i) The appliance is CSA/ULC approved;
- (ii) The appliance is fuelled by natural gas, propane or briquette only;
- (iii) Clearance to combustibles - a minimum of 1 meter clearance must be maintained from the nearest structure, property line, overhead tree or other combustible material;
- (iv) The installation of gas fuelled outdoor appliances must be approved by the Provincial Gas Inspection Branch and installed in accordance to manufacturers specifications;
- (v) Supervision -the operator must keep the unit under constant supervision when in use;
- (vi) Provisions for fire protection - provide an adequate extinguishing agent such as a fire extinguisher or garden hose; and
- (vii) No person shall burn, or allow to be burned, refuse, waste or wood in a barbeque, outdoor fire pit or outdoor fireplace.”

**Internal Circulation:** Kelowna Fire Department Operations, Fire Prevention Branch, Development Services/Community Services, Bylaw Services, Office of the City Clerk

**Legal/Statutory Authority:**

**Legal/Statutory Procedural Requirements:**

**Existing Policy:** N/A

**Financial/Budgetary Considerations:** N/A

**Personnel Implications:** N/A

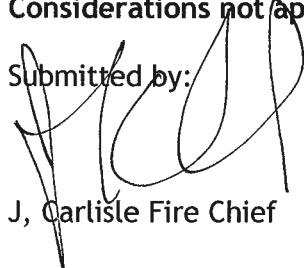
**External Agency/Public Comments:** N/A

**Community & Media Relations Comments:** N/A

**Alternate Recommendation:** N/A

**Considerations not applicable to this report:** N/A

Submitted by:



J, Carlisle Fire Chief

Approved for inclusion:



cc:

Kelowna Fire Department Operations

Fire Prevention Branch

Bylaw Services

Office of the City Clerk

Planning Department