

THE RURAL MUNICIPALITY OF MORRIS

BY-LAW NO. 1478/95

BEING a By-law of the Rural Municipality of Morris to authorize and govern the operation of the Fire Departments in the Rural Municipality of Morris and to establish regulations for the prevention or extinguishing of fire or emergency services.

WHEREAS Section 189 and 190 of the Municipal Act, R.S.M. 1988, c. M225, provides authorization to Municipalities for the purpose of operating a fire protection service, fire fighting equipment, fire prevention and various other aspects of the suppression, prevention, extinguishing of fires or other emergencies.

AND WHEREAS it is deemed advisable to provide for the operation and authority of the Rosenort Volunteer Fire Department, the Lowe Farm Volunteer Fire Department, the Sperling Volunteer Fire Department in the Rural Municipality of Morris;

NOW THEREFORE, the Council of the Rural Municipality of Morris, in Council duly assembled, enacts as follows:

1. Any references made to the "Fire Departments of the Rural Municipality of Morris" shall include the Rosenort Fire Department, the Lowe Farm Fire Department and the Sperling Fire Department, unless it is otherwise specifically stated.
2. A Fire Protection Committee be hereby established which shall be composed of three members of Council appointed by resolution to serve on the Fire Protection Committee from the date of appointment until the Organization Meeting of Council. The term for each appointment shall be for one year until the next Organization Meeting. In the event of a vacancy occurring on the Fire Protection Committee, Council shall, by resolution, appoint a member of Council to fill the vacancy for the balance of the term;
3. The Council of the Rural Municipality of Morris shall:
 - i) be responsible for the maintenance and operation of each of the various Fire Departments;
 - ii) be responsible to make any rules and regulations deemed necessary for the operation of the Fire Departments in the Municipality;
 - iii) be responsible for the appointment of a Fire Chief, for each of the Fire Departments, to supervise and take charge of the day to day operations of that particular fire department;
4. The Fire Protection Committee shall be responsible to review an annual budget for approval of Council.

5. *The Fire Departments of the Rural Municipality of Morris may provide services in emergencies of any kind, whether or not the emergency relates to fire or the danger of fire including*
 - (a) *emergency services for the relief of illness and injury and for the preservation of life, and*
 - (b) *emergency services for dealing with dangerous material and the protection of person and property from injury or damages arising out of dangerous materials.*
6. *The Fire Chief for the respective Fire Departments of the Rural Municipality of Morris shall be formally appointed and approved by Council.*
7. *The number of officers and other members of the respective Fire Departments of the Rural Municipality of Morris shall be determined by the respective Fire Chief. This aspect may be with consultation of Council if requested by Council.*
8. *The respective Fire Chiefs shall develop, subject to the approval of Council, policies pertaining to recruitment, probation, tenure, training, promotion, discipline, suspension, dismissal and other such matters as may apply to the membership of the respective Fire Department, at to its efficient operation.*
9. *The respective Fire Chiefs, or their delegates, are authorized to act upon any provisions of any By-laws of the Rural Municipality of Morris pertaining to fire prevention and suppression, and to any Provincial or Federal statutes that are applicable to the prevention or suppression of fire in the Rural Municipality of Morris.*
10. *The members of the Fire Departments of the Rural Municipality of Morris shall be eligible for the same protection in regard to liability that is accorded to the employees of the Rural Municipality of Morris. No Fire Department member will be held personally liable for any proper actions taken to suppress fire, or to prevent its spread.*
11. *The respective Fire Chiefs may appoint a Training Officer, who will be responsible for providing a comprehensive training program for the particular Fire Department membership.*
12. *The Fire Departments of the Rural Municipality of Morris shall co-operate as fully as possible with other Fire Departments, and with Government agencies, in the exchange of information and techniques and in such other matters as they relate to the prevention and suppression of fire.*
13. *The respective Fire Chiefs shall designate the order of delegation of authority to direct the activities of their particular Fire Department, in the absence of the Fire Chief.*

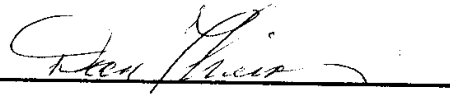
14. *The respective Fire Chief, or his delegate(s) shall have sole authority in any actions taken to suppress fire, or to prevent the spread of fire, except where Provincial or Federal authority takes precedence, in which case the Fire Chief or his delegate(s) shall cooperate fully under the direction of the applicable Provincial or Federal authority.*
15. *The respective Fire Chiefs, or his delegate(s) shall have the authority to prevent interference with the efforts of persons engaged in the extinguishing of fires or in preventing the spread of fire, by regulating the conduct of the public at, or in the vicinity of any fire, and any person impeding, or interfering with such efforts of persons engaged in the extinguishing of a fire or in preventing the spread of fire shall be guilty of an offence and shall be subject to the penalty set out in Clause 24 of this By-law.*
16. *The respective Fire Chiefs, or his delegate(s) shall have the authority permitting the entering, pulling down or demolishing of houses or other buildings or structures where reasonably necessary to put out a fire or to prevent the fire from spreading.*
17. *The respective Fire Chiefs, or his delegate(s) shall have the authority to order adult persons for the time-being to assist in the extinguishing of fires and in the prevention or spread thereof.*
18. *The respective Fire Chief, or his delegate(s) shall have the authority to enter upon any private property for the purpose of suppressing fire or preventing the spread of fire.*
19. *The respective Fire Chief, or his delegate(s) shall have the authority in the absence of adequate police assistance, to regulate or prohibit vehicular traffic in the vicinity of a fire.*
20. *The respective Fire Chief, or his delegate(s) shall have the authority to move privately-owned vehicles, by the most expeditious means possible, to gain access to the site of a fire, for the purpose of suppressing the fire or for preventing its spread.*
21. *The respective Fire Chief, or his delegate(s) shall have the authority to request equipment to assist in the suppression of fires or the prevention of its spread.*
22. *The respective Fire Chief, or his delegate(s) shall have the authority to leave the Rural Municipality of Morris with fire fighting equipment: 1) to respond to its commitments as a member of the Boyne River Mutual Aid District; and 2) to respond to a fire call in an adjacent municipality.*
23. *The rate of pay, and other allowances and considerations of the members of the Fire Departments of the Rural Municipality of Morris shall be*

established by the Council of the Rural Municipality of Morris.

24. Any person found guilty of contravening any part of this By-law is liable to a fine of not more than Five Hundred (\$500.00) Dollars or Thirty (30) days in jail, or both. Each day that a contravention continues after the first day of the contravention shall be considered to be a separate offence.

25. DONE AND PASSED by the Council of the Rural Municipality of Morris, in Council duly assembled, at Morris, Manitoba, this 11th day of May, 1995.

The Rural Municipality of Morris



Reeve



Secretary-Treasurer.