

**Town of Mahone Bay
Policy # 24
System of Municipal Fire Inspections Policy**

1.0 DEFINITIONS

- a) **ASSEMBLY OCCUPANCY (Group A)**- means the Assembly Occupancy as defined in the National Building Code of Canada (2015), as amended from time to time;
- b) **RESIDENTIAL OCCUPANCY (Group C)**- means the Residential Occupancy as defined in the National Building Code (2015), as amended from time to time;
- c) **BUSINESS and PERSONAL SERVICE OCCUPANCY (Group D)**- means a Business and Personal Service Occupancy as defined by the National Building Code of Canada (2015), as amended from time to time;
- d) **MERCANTILE OCCUPANCY (Group E)**- means a Mercantile Occupancy as defined in the National Building Code (2015), as amended from time to time;
- e) **INDUSTRIAL OCCUPANCY (Group F)**- means an Industrial Occupancy as defined in the National Building Code of Canada (2015), as amended from time to time;
- f) **MUNICIPAL FIRE INSPECTOR**- means a person appointed by the Municipality as a Municipal Fire Inspector pursuant to the Fire Safety Act, Chapter 6 of the Acts of 2002, Nova Scotia, as amended from time to time;
- g) **FIRE SAFETY ACT**- means “An Act to Promote and Encourage Fire Safety” Chapter 6 of the Acts of 2002, Nova Scotia, as amended from time to time, and any other successor legislation;
- h) **FIRE SAFETY REGULATIONS**- means the “Regulations Respecting Fire Safety” made by the Governor in Council pursuant to Section 51 of the Fire Safety Act, Chapter 6 of the Acts of 2002, Nova Scotia, as amended from time to time;
- i) **COUNCIL**- means the Council of the Municipality of the Town of Mahone Bay.

2.0 PURPOSE

Pursuant to Section 19 of the Fire Safety Act, this Policy establishes a “System of Municipal Fire Inspections” to provide for compliance with that Act and the Fire Safety Regulations and that recognizes municipal resources, geography and priorities based upon risk assessment.

3.0 MUNICIPAL FIRE INSPECTOR

Pursuant to Section 19 of the Fire Safety Act, Council shall appoint one or more Municipal Fire Inspectors, whom shall carry out the System of Municipal Fire Inspections in accordance with the requirements of the Fire Safety Act and Fire Safety Regulations.

4.0 SYSTEMS OF INSPECTION

Pursuant to Section 3 of this Policy, Council hereby establishes the following "System of Municipal Fire Inspections"

a) Assembly Occupancies (Group A)

As per Section 13 of the Fire Safety Regulations- every three (3) years, unless the Municipal Fire Inspector deems that to reduce risk of fire and loss of life a more frequent inspection of one or more buildings is required.

b) Residential Occupancies (Group C)

i) Buildings with more than three (3) units, and not regulated under the "Homes for Special Care Act"

Buildings will be inspected commencing in the year 2018 and re-inspected every three (3) years, unless the Municipal Fire Inspector deems that to reduce risk of fire and loss of life a more frequent inspection of one or more buildings is required.

c) Business and Personal Service Occupancies (Group D)

Buildings will be inspected commencing in the year 2018 and re-inspected every five years, unless the Municipal Fire Inspector deems that to reduce risk of fire and loss of life a more frequent inspection of one or more particular buildings is required.

d) Mercantile Occupancies (Group E)

Buildings will be inspected commencing in the year 2018 and re-inspected every five (5) years, unless the Municipal Fire Inspector deems that to reduce risk of fire and loss of life a more frequent inspection of one or more particular buildings is required.

e) Industrial Occupancies (Group F)

Buildings will be inspected commencing in the year 2018 and re-inspected every five (5) years, unless the Municipal Fire Inspector deems that to reduce risk of fire and loss of life a more frequent inspection of one or more particular buildings is required.

5.0 COMPLAINT DRIVEN INSPECTION

- a) Upon receipt of a Fire and Life Safety issue, the complainants full name and contact information shall be collected and the issue shall be visited within 10 business days.
- b) Upon receipt of a serious Fire and Life Safety issue including, but not limited to, exiting, incorrect storage of flammable/combustible liquids, the complainants full name and contact information shall be collected and the issue shall be visited immediately upon receipt of the complaint.
- c) In the case of hoarding/ single family dwellings, a call will be made to the Office of the Fire Marshal and the issue shall be dealt with jointly.

6.0 FAILURE TO COMPLY WITH ORDER

a) Summary Conviction

Where the owner of a building, land or premises fails to comply with an order to Comply issued by the Municipal Fire Inspector, the Municipal Fire Inspector may take action as set out in Section 44 of the Fire Safety Act.

b) Carrying on Matters not Done by Owner

Pursuant to the Fire Safety Act, and subject to the approval of the Fire Marshal and Chief Administrative Officer, where an owner of a building, land or premises fails to comply with an Order issued by the Municipal Fire Inspector, the Municipal Fire Inspector may carry out or cause to be carried out an Order.


Clerk's Annotation for Official Policy Book

Date of Notice to Council Members of Intent to

Consider {7 days minimum notice}: April 10, 2018

Date of Passage of Policy: April 26, 2018


Clerk/CAO


Date