

**TOWN OF INUVIK
BY-LAW #2691/FC/22**

**BEING A BY-LAW OF THE MUNICIPAL CORPORATION OF THE TOWN OF INUVIK IN THE
NORTHWEST TERRITORIES FOR THE CONTROL OF DEFINITION AND IDENTIFICATION
OF FIRE HYDRANTS**

PURSUANT TO the *Cities, Towns and Villages Act* of the Northwest Territories, S.N.W.T. 2003, c. 22 as amended;

NOW THEREFORE BE IT RESOLVED the Council of the Municipal Corporation of the Town of Inuvik, in session duly assembled, enacts as follows:

1. SHORT TITLE

This by-law may be cited as the "Fire Hydrant By-law".

2. INTERPRETATION

In this by-law:

- a) "**Council**" means the Council of the Municipal Corporation of the Town of Inuvik.
- b) "**Fire Chief**" means the Fire Chief of the Fire Department of the Municipal Corporation of the Town of Inuvik.
- c) "**Fire Department**" means the Fire Department of the Municipal Corporation of the Town of Inuvik.
- d) "**Fire Hydrant**" means a device primarily used and located for the delivery of water, to the Fire Department, for use in combatting fires.
- e) "**Hydrant Access Path**" means the route from the curb of the road, by the most direct means to the hydrant, where direct access by such a route is available and shall include both the front and rear sides of the hydrant.
- f) "**Hydrant Area**" means the area surrounding hydrant in all directions to a distance of ten (10) feet.
- g) "**Owner**" includes the person for the time being managing or receiving the rent of the land or premises in connection with which the word is used whether on his own account or as agent or trustee of any other person, or who would so receive the rent if such land and premises were left, and shall also include a leasee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for maintenance and occupancy of property.
- h) "**Permanent**" means a time greater than 24 hours.
- i) "**Person**" includes not only an individual, but also a partnership and body corporate and any association as well as the Government of Canada and the Government of the N.W.T.
- j) "**Private Fire Hydrant**" means a hydrant that is privately owned by a person.
- k) "**Public Fire Hydrant**" means any hydrant not privately owned by a person.
- l) "**Town**" means the Municipal Corporation of the Town of Inuvik.

3. HYDRANT IDENTIFICATION

- 3.1) All fire hydrants shall be identified when installed upon a utilidor, by means of reflective red paint on all sides and the top.
- 3.2) Every fire hydrant not installed upon a utilidor shall be identified by a means that is approved in writing by the Fire Chief.

- 3.3) Every fire hydrant not installed upon a utilidor may be required by the Fire Chief to have a sign installed on the edge of the nearest road or at the edges of all roads, that provide a hydrant access path. This sign shall conform to Annex A of this by-law and shall be of a minimum of six feet above ground level at the road.

4. HYDRANT ACCESS AND VISIBILITY

- 4.1) No person shall obstruct nor cause to be obstructed by any permanent means whatsoever the visibility of any fire hydrant from any direction without prior written consent of the Fire Chief.
- 4.2) No person shall block or restrict access to, nor cause to be blocked or restrictions of access to any fire hydrant by any permanent means whatsoever without prior written consent of the Fire Chief.
- 4.3) The hydrant area around each hydrant is to be kept free and clear at all times. This includes playground, sports and recreational items as well as storage.
- 4.4) The hydrant area around each hydrant is to be kept free and clear at all times of animals that are tied, chained or otherwise under control.
- 4.5) It is the responsibility of the owner of land on which there is a hydrant access path, or a hydrant located beside or behind that property, to ensure that sufficient brush and other vegetative material is kept from restricting access to that hydrant or hydrant access path.
- 4.6) No person shall deface, alter or remove nor cause to be altered, defaced or removed, any sign or posts indicating the location of a fire hydrant.

5. HYDRANT USE

- 5.1) No person shall use, nor cause to be used, any fire hydrant for purposes other than emergency fire fighting, without prior written approval of the Fire Chief.
- 5.2) No fire fighter or any other Town employee requires written consent from the Fire Chief to use a fire hydrant for any purpose, if that purpose is required in performing their duties.

6. ENFORCEMENT

- 6.1) The Fire Chief or their designate are hereby appointed to enforce the provisions of this by-law.
- 6.2) The Fire Chief or their designate may at all reasonable times enter onto property in order to inspect any fire hydrant and to carry out tests that are deemed necessary.
- 6.3) Where a person has contravened the provisions of this by-law, the Fire Chief or their designate shall send a notice to that person requiring them him to conform to the requirements of this by-law.
- 6.4) Every person to whom a notice is sent, or who is required to do anything by or pursuant to this by-law, shall obey such notice and do such thing as required by the notice.

7. PENALTIES

- 7.1) Every person who contravenes any provision of this by-law is guilty of an offence and is liable upon Summary Conviction to:
- I. for a person, to a fine not exceeding two thousand dollars (\$2,000.00), or to imprisonment for a term not exceeding six (6) months, or to both;
 - II. for a corporation, to a fine not exceeding ten thousand dollars (\$10,000.00), or to imprisonment for a term not exceeding six (6) months, or to both.

- 7.2) In addition to any fine that may be levied, the court may order a person convicted of an offence under this by-law:
- I. to pay any fee or charge that may otherwise be payable by the person to the Town in respect of any licence or permit that should have been obtained by the person; and,
 - II. to do or refrain from doing any activity that the court may specify.
- 7.3) A Peace Officer may issue a Summary Offence Ticket in the form prescribed by the Summary Convictions Procedures Act to any person who contravenes any provision of this by-law, and such person may, in lieu of prosecution, pay the Town of Inuvik the specified penalty for the offence prior to the court date specified on the ticket.

8. SEVERABILITY

- 8.1) If any provision or part of a provision of this by-law is declared by court or tribunal of competent jurisdiction to be illegal or inoperative, in whole or in part, or inoperative in particular circumstances, the balance of the by-law, or its application in other circumstances, shall not be affected and shall continue to be in full force and effect.

9. CONFLICT WITH ANY OTHER BY-LAW

- 9.1) In the event of any conflict between any provisions of this by-law and any other by-law heretofore passed, the provisions of this by-law shall prevail.

10. REPEALS

- 10.1) By-law 547/FC/79 is hereby repealed.

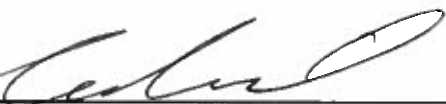
11. EFFECT

- 11.1) This by-law shall come into effect upon the day of its final passage.


READ A FIRST TIME THIS 25th DAY OF MAY, 2022 A.D.

READ A SECOND TIME THIS 25th DAY OF MAY, 2022 A.D.

READ A THIRD TIME AND FINALLY PASSED THIS 22nd DAY OF June, 2022 A.D.




MAYOR



SENIOR ADMINISTRATIVE OFFICER

TOWN OF INUVIK
BY-LAW #2691/FC/22
Page 4

I hereby certify that this by-law has been made in accordance with the requirements of the Cities, Towns and Villages Act and the by-laws of the Town of Inuvik.



SENIOR ADMINISTRATIVE OFFICER