

THE CORPORATION OF THE CITY OF KAWARTHA LAKES

BY-LAW 2010-151

A BY-LAW TO SET FEES FOR SERVICES PROVIDED IN THE FIRE SERVICE DIVISION OF THE EMERGENCY SERVICES DEPARTMENT IN THE CITY OF KAWARTHA LAKES

**Recitals**

1. Section 391 of the *Municipal Act* authorizes municipalities to charge fees for its services or activities provided or done by or on behalf of it.
2. Council considers it expedient to establish fees for the services provided by the Fire Services Division of the Emergency Services Department of the City of Kawartha Lakes.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2010-151.**

Section 1.00: Definitions and Interpretation

1.01 **Definitions:** In this by-law:

- (a) **“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes.
- (b) **“City Clerk”** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the *Municipal Act, 2001*.
- (c) **“Council” or “City Council”** means the municipal council for the City.
- (d) **“Director”** means the Director of Emergency Services.
- (e) **“Division”** means the Fire Service Division of the Emergency Services Department of the City of Kawartha Lakes.
- (f) **“Prescribed Fee”** means the fee set out in Schedule “A” to this By-law.

1.02 **Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Charges for Services

2.01 **Requirement to Pay:** All persons availing themselves of services of the Division, are subject to the payment of the Prescribed Fees set out in Schedule “A” to this By-law.

2.01 b) **Exception:** The following shall be exempt from the Requirement to Pay as referenced in Section 2.01:

- 1) Volunteer and Not for Profit Organizations and
- 2) Fire Extinguisher Training for Volunteers and Not for Profit Organizations

2.02 **Invoice:** For the most part, Prescribed Fees are due and payable prior to, or at the time of, delivery of the service. However, in the event that the fee is to be collected at a later date, the Division shall cause an invoice for the Prescribed Fees applicable.

- 2.03 **Payment Methods:** The fee for services is payable to the City, by cash, money order, cheque, prior to, or at the time of, delivery of the service. In all cases, payment is due no later than thirty days from the date of delivery of the invoice for the service referenced in Section 2.02.
- 2.04 **Debt to the City:** The amount of the invoice, together with any costs incurred by the City to collect the amount owed, together constitute a debt of the customer to the City. The City may collect the debt through any method allowable at law.

Section 3.00: Enforcement and Penalties
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- 3.01 **Enforcement:** This by-law may be enforced by every municipal law enforcement officer and police officer.
- 3.02 **Offence and Penalty:** It is an offence for a person to contravene any provision of this by-law, and every person who contravenes this by-law is guilty of an offence and, on conviction, is liable to a fine in accordance with the provisions of the *Provincial Offences Act* and to any other applicable penalty.

Section 4.00: Administration and Effective Date
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- 4.01 **Administration of the By-law:** The Director of Emergency Services is responsible for the administration of this by-law.
- 4.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 24<sup>th</sup> day of August, 2010.

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Mayor

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Deputy Clerk

Schedule "A" to By-law 2010-151  
Prescribed Fees

**Fire Service  
Schedule of Services and Fees**

<b>INFORMATION</b>	<b>FEE</b>
Copy of Emergency Response report within past 2 years	65.00
Copy of Emergency Response report over 2 years	65.00
File Search	65.00
Fire Regulation Compliance Letter	65.00
<b>INSPECTIONS</b>	
Boarding/Lodging/rooming house upon request	65.00/hr
Educational Institutions upon request	65.00/hr
Foster care upon request	65.00/hr
Group home upon request	65.00/hr
Institutional upon request	65.00/hr
Licensed day care upon request	65.00/hr
Private Home day care upon request	65.00/hr
Liquor licencing upon request	65.00/hr
Liquor licencing for outdoor patios - includes full inspection	65.00/hr
Non residential inspection - 1000m2 or less - upon request	65.00/hr
Non residential inspection - multiple unit occupancy - per tenant (strip mall)	65.00/hr
Residential inspection - upon request - (includes apartment complex/hotel/motel)	65.00/hr
Two unit residential inspection - retrofit - upon request or complaint	65.00/hr
Re-inspection - follow up pertaining to an inspection in this bylaw	2nd 65.00/hr
Fire Safety Presentations/training	Reinspection N/C
Fire Route Applications	N/C
Inspection initiated by F.D.	N/C
Fire Safety Plan Development	65.00after 3rd read
Misc Inspections	65.00/hr
Fire Extinguishing Training Annual Commercial Accreditation. (ie. Nursing Homes & RMH)	65.00/hr

**\* ALL PRICES SUBJECT TO H.S.T. WHERE APPLICABLE. \***

**\*\*NOTE: where fees are charged at an hourly rate, the calculation of time spent will include travel time to and from the inspection location**