

THE CORPORATION OF THE MUNICIPALITY OF BROCKTON

BY-LAW #2007-44

BEING A BY-LAW TO ESTABLISH REGULATIONS FOR THE CONTROL AND USE OF PUBLIC FIRE HYDRANTS

WHEREAS The Fire Prevention and Protection Act (FPPA) specifies the responsibilities and standards for use, maintenance and operational responsibilities of hydrants; and

WHEREAS the Municipality of Brockton in the interest of ensuring serviceability of fire hydrants and in the interest of sound public administration practices intends to pass a by-law regulating the use of fire hydrants within the municipality;

NOW THEREFORE the Council of the Corporation of the Municipality of Brockton hereby **ENACTS AS FOLLOWS:**

1. In this by-law:

- a) *Municipality* means the Corporation of the Municipality of Brockton.
- b) *Backflow Preventer* means a device certified by the CSA which will prevent a reversal of the normal direction of flow which would allow any solid, liquid including water or gaseous substance or any combination thereof into a distributing pipe for potable water so as to cause or to have the potential to cause water in the pipe to become non-potable.
- c) *CSA* means the Canadian Standard Association.
- d) *Fire Department* means a fire department organized under the Municipal Act and equipped with one or more motorized fire pumpers meeting the standards prescribed by the regulations.
- e) *Manager* means the Utilities Manager for the Municipality.
- f) *Operating Authority* means Veolia Water Canada.

2. No person without lawful authority shall open or close any fire hydrant.


3. No person shall obstruct the free access or visibility of a fire hydrant by placing on or near it any object, material, fence or rubbish, within the obstruction free boundaries as detailed in Schedule "A" of this by-law.

4. No person shall plant or cause to grow or allow any plant to protrude into obstruction free areas as detailed in Schedule "A", which exceeds 200 mm above the ground surface, or which would interfere with emergency use of the hydrant.

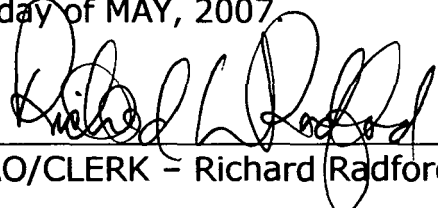
5. No person shall place surface material which will cover the hydrant flanges or the hydrant valve box, nor which would limit the use of standard hydrant tools from operating the hydrant in an emergency situation.

6. No person shall, without written permission of the Municipality, use a fire hydrant for bulk loading of tanks or tank trucks. Permission shall not be granted if the tank does not have an approved backflow preventer.
7. Permission may be granted by the Municipality for the use of hydrants for construction, irrigation, filling of swimming pools or bulk loading of trucks. Such use shall only be permitted if the party using the hydrant affixes approved hydrant valves with a backflow preventer. Couplings, valves and backflow preventers shall conform to CSA standards.
8. The rates to be charged for non-emergency or non-fire fighting use of hydrants shall be as established from time to time by by-law by the Council of the Corporation of the Municipality of Brockton.
9. All hydrant use shall be reported to the Municipality during normal business hours twenty-four (24) hours prior to use.
10. After hydrant maintenance, the Municipality shall restore the surface material, but is shall not be responsible for damage or loss of shrubs, flowers or similar plants resulting from such use or maintenance.
11. Nothing in this by-law restricts the use of hydrants by a Fire Department, or the Operating Authority.
12. Nothing in this by-law restricts the Municipality from regulating and removing hydrant obstructions.
13. The Municipality may order removal of obstructions. Should the party responsible for the obstruction not comply within the time limit specified in such an order the Municipality shall have the obstruction removed, the cost of which shall be borne by the party responsible for the obstruction.
14. Every person who contravenes any provisions of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act.
15. This by-law shall supersede all others.
16. This by-law shall come into force and effect upon third and final reading thereof.

READ A FIRST AND SECOND TIME THIS 14th day of MAY, 2007.

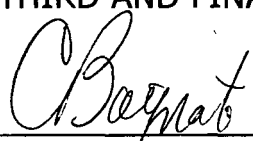


MAYOR – Charlie Bagnato

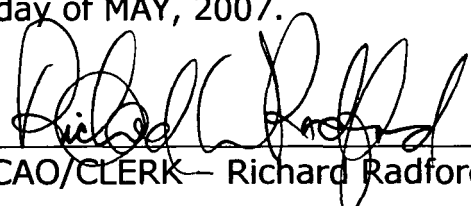


CAO/CLERK – Richard Radford

READ A THIRD AND FINAL TIME THIS 14th day of MAY, 2007.



MAYOR – Charlie Bagnato



CAO/CLERK – Richard Radford

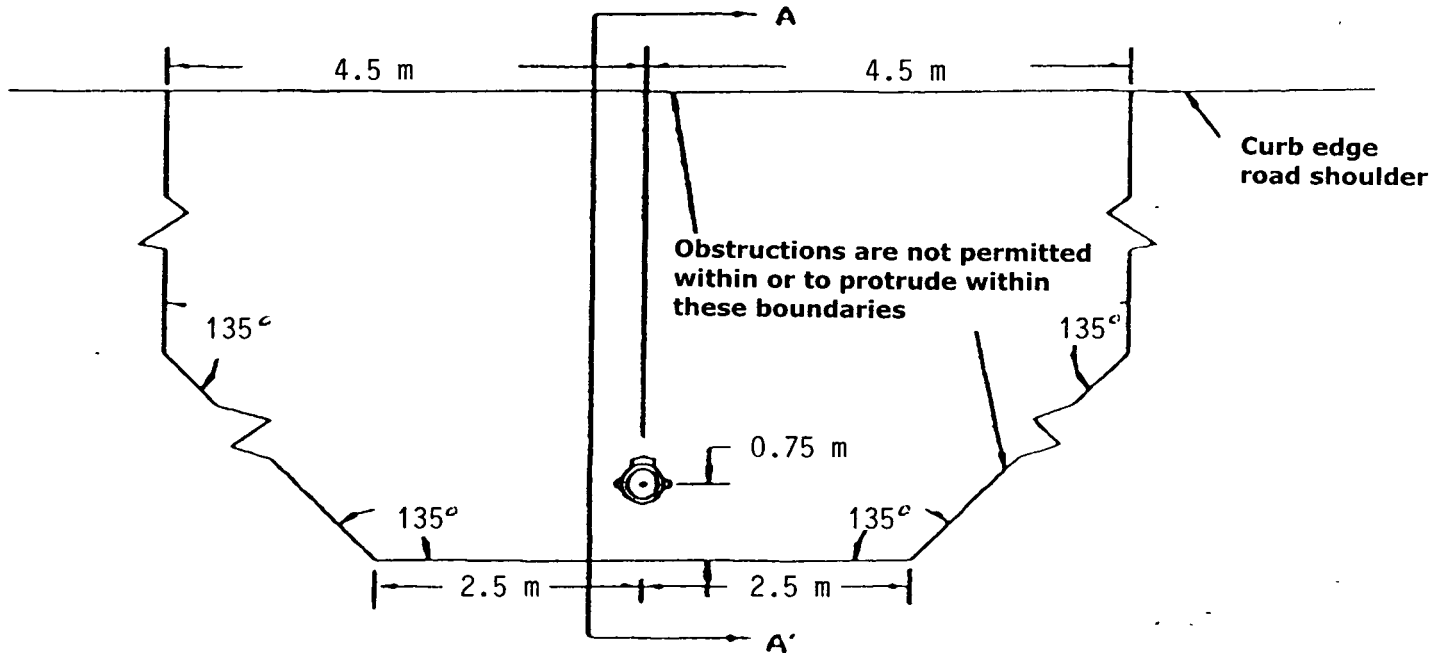
PART 1 PROVINCIAL OFFENCES ACT
THE CORPORATION OF THE MUNICIPALITY OF BROCKTON
BY-LAW 2007-44

Being a by-law to control the use of Public fire Hydrants.

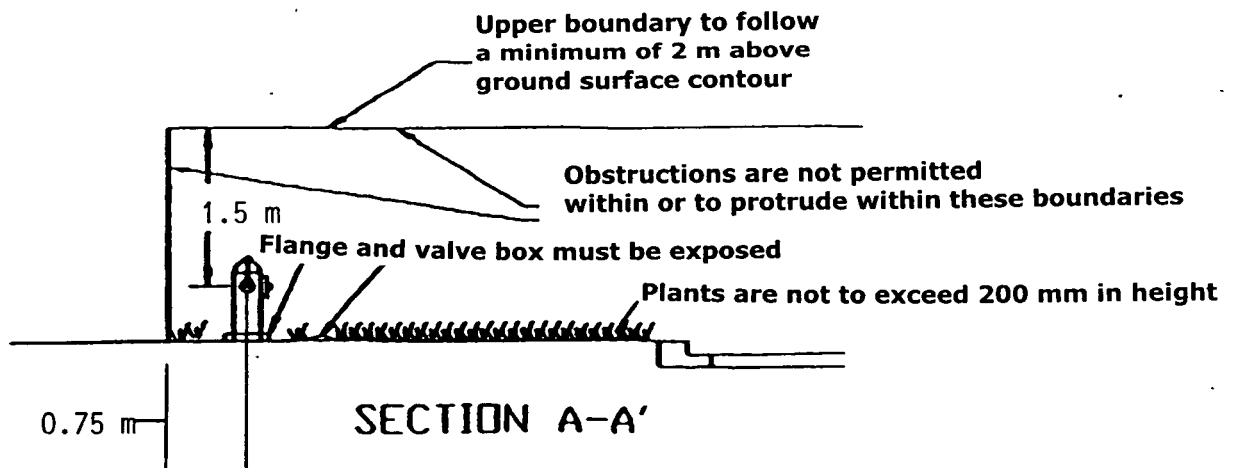
ITEM	Short Form Wording	Offence Creating Provision Or Defining Offence	Set Fine (Includes Costs)
1.	Open or close any hydrant	Section 2	\$200.00
2.	Obstructing access or visibility of a fire hydrant	Section 3	\$200.00
3.	Planting in the obstruction free zone as per Schedule "A"	Section 4	\$200.00
4.	Placing material to cover the hydrant flange	Section 5	\$200.00
5.	Using a fire hydrant without permission	Section 6	\$200.00
6.	Making an improper hydrant connection	Section 7	\$200.00
7.	Failure to give notice of hydrant use	Section 9	\$200.00
8.	Failure to follow an order to remove an obstruction	Section 13	\$200.00

SCHEDULE A
TO BY-LAW #

FIRE HYDRANT OBSTRUCTION
FREE BOUNDARIES



PLAN VIEW



SECTION A-A'