

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2006-15**

**BEING A BY-LAW TO AUTHORIZE USER FEES  
FOR THE NORTH BAY FIRE DEPARTMENT**

**WHEREAS** Section 391 of the *Municipal Act, 2001* (S.O. 2001, c.25) authorizes municipalities and local boards to pass by-laws imposing fees or charges on any class of person for services or activities provided or done by or on behalf of the municipality or the Local board and for the use of its property;

**AND WHEREAS** Council passed Resolution No. 2006-14 at its Regular Meeting held on January 16, 2006 to authorize a by-law for user fees charged by the North Bay Fire Department effective January 1, 2006.

**AND WHEREAS** Notice of the Public Meeting in the matter of fees and charges for inspections or the issuance of permits for fire purposes was given as required by Ontario Regulation 244/02 made under the *Municipal Act, 2001* (S.O., 2001, c.25) by advertisement in the North Bay Nugget on the 21<sup>st</sup> day of January, 2006 and the 28<sup>th</sup> day of January, 2006;

**AND WHEREAS** a Public Meeting under the *Municipal Act* in the matter of the fees and charges for inspections or the issuance of permits for fire purposes was held on the 20<sup>th</sup> day of February, 2006.

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY DOES HEREBY ENACT AS FOLLOWS:**

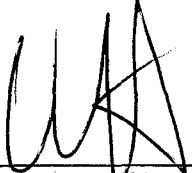
1. In this by-law:
  - 1.1 "False Alarm" means an alarm signal where a fire department response, in the opinion of the North Bay Fire Chief, is not required.
  - 1.2 "Non-Resident" means a person who is not a resident of the City of North Bay.
  - 1.3 "Owner" means:
    - (a) for property, the person 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 it, and shall also include a lessee or occupant of the property who, under the terms of the lease, is required to repair and maintain the property in accordance with standards for maintenance and occupancy of property;
    - (b) for vehicles, the person registered as owner.
  - 1.4 "Property" means the property defined by the municipal address by the 9-1-1 Dispatch System.
  - 1.5 "Resident" means a natural person whose name is included on the City of North Bay Voters' List, pursuant to the *Municipal Elections Act*, as updated from time to time by the City Clerk, in the absence of evidence satisfactory to the City Solicitor to the contrary.
2. The fees and charges set out on the attached Schedule are hereby imposed and ratified.

3. (a) All fees and charges set out in this by-law for permits and inspection fees, opening burning permits, fire apparatus stand-by and miscellaneous fee shall be payable prior to the provision of the service unless an agreement in writing is made to the contrary and approved by a municipal official.
- (b) All fees and charges set out in this by-law for emergency response shall be due within thirty (30) days of the issue of an invoice from The Corporation of the City of North Bay.
4. (a) In the event any fee or charge imposed herein remains unpaid after provision of the service or is otherwise in arrears, such fees or charges may be added to the Tax Roll for any real property in the municipality, the owner of which is responsible for paying the fee or charge and shall be collected in like manner as municipal taxes.
- (b) In default of payment of any charge levied herein, by the required due date for the payment thereof, a percentage charge of one and one-quarter per cent (1 1/4 %) is hereby imposed as a penalty for non-payment of such charge thereof, and such penalty shall be added to the charge as aforesaid or any instalment or part thereof remaining unpaid on the first day of each calendar month thereafter in which default continues.
5. Council does hereby delegate to the Fire Chief of The Corporation of the City of North Bay, the authority to administer such fees and charges and approve such forms and procedures as may be required for the efficient administration of the fees and charges.
6. The fees set out in this By-Law shall be increased at the rate of inflation, based upon the Consumer Price Index for Ontario, as of July 1 in each year.
7. This by-law shall come into force and effect as of January 1, 2006.
8. By-law No. 199-44 is hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL THE 27<sup>TH</sup> DAY OF FEBRUARY, 2006.

READ A SECOND TIME IN OPEN COUNCIL THE 27<sup>TH</sup> DAY OF FEBRUARY, 2006.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 27<sup>TH</sup> DAY OF FEBRUARY, 2006.

  
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MAYOR VIC FEDELI

  
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CITY CLERK CATHERINE CONRAD

THIS IS SCHEDULE "A" TO BY-LAW NO. 2006-15 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **North Bay Fire Department** shall be as follows:

<b>Service</b>	<b>Fee</b>
<b>Permits and Inspection Fees</b>	
Low-rise (5 floors and under)	\$100 + \$25/floor
High-rise (6 floors and over)	\$150 + \$25/floor
Single family	\$125
Multi-residential (1 – 6 units)	\$100 + \$25/unit
Multi-residential (7 units and over)	\$150 + \$25/unit
Malls / Plazas	\$100 + \$35/store
Care & Treatment Facilities (Nursing Homes, etc.)	\$250
Industrial Occupancies (not covered above)	\$250
Liquor License Permits	\$100
Day Care & Foster Care Homes	\$35
Mobile Food Vendors	\$75
<b>Emergency Response</b>	
False Automatic Monitored Alarms (within a twelve month period)	1 <sup>st</sup> – No Charge 2 <sup>nd</sup> - \$150 3 <sup>rd</sup> - \$300 4 <sup>th</sup> – 450 Each additional false alarm shall result in an additional charge of \$150
Vehicle fires; Rescues, Fires, Accidents involving MVC for non-residents (MTO rates, minimum two fire vehicles)	\$350 for first hour \$175 for each additional ½ hour
Ice/Water, Snowmobile Rescue Response	\$350 for first hour \$175 for each additional ½ hour
<b>Open Burning Permits</b>	
Residential / Campground Burning Permits	Annual - \$75 Weekly - \$15
Commercial Site Burning Permits (per site)	Annual - \$200 Monthly - \$100 Weekly - \$75
<b>Fire Apparatus Stand-by</b>	
Shows, Exhibitions, Demonstrations, Assistance to Other Agencies	Overtime rate for the following: Fire Vehicle with current staffing i.e. Pumper/Quint-Captain, Firefighters (3); Rescue – Captain (1), Firefighter (1).
Fire Watch	Actual Costs + 25% - Minimum of Captain (1) and Firefighter (1)
<b>Miscellaneous Fees</b>	
Summary of Fire Report	\$55
Legal Inquiry	\$75