

City of Mississauga Corporate Report



<p>Date: October 31, 2023</p> <p>To: Chair and Members of General Committee</p>	<p>Originator's files:</p>
<p>From: Shari Lichterman, CPA, CMA, City Manager and Chief Administrative Officer</p>	<p>Meeting date: December 6, 2023</p>

Subject

New Fire Route By-Law

Recommendation

1. That the new Fire Route By-Law, as outlined in Appendix 1 attached to the Corporate Report dated October 31, 2023 from the City Manager and Chief Administrative Officer entitled "Fire Route By-Law", be enacted.
2. That existing Fire Route By-Law 1036-1981, as amended, be repealed effective immediately before the new Fire Route By-Law, attached, is enacted.

Executive Summary

- The *Fire Protection and Prevention Act*, 1997, S.O. 1997, c.4 ("FPPA"), authorizes the council of a municipality to pass by-laws regulating fire prevention, including designating private roads as fire routes for which the parking of vehicles is prohibited.
- The City's existing By-Law 1036-1981, stipulates the designation, establishment, maintenance and enforcement of private road fire routes and hydrants within the City of Mississauga.
- The existing By-Law was enacted in 1981 and has undergone numerous amendments. The current version of the By-Law poses challenges to the City's Fire Service and By-Law Enforcement as it include outdated legislation references and requirements that conflict with provincial legislation include the Building Code and Fire Code.
- The proposed new By-Law reflects needed changes so that City requirements align with the Building Code, the Fire Code, other legislation and by-laws including with respect to enforcement, and contains updated fire route signage requirements

Background

By-Law 1036-1981 was drafted to authorize Council to use their powers under *the Municipal Act* at that time, to pass by-laws related to the designation of fire routes and the prohibition against parking on same. The existing By-Law governs the designation, establishment, maintenance and enforcement of private road fire routes and hydrants within the City of Mississauga. Presently the *Fire Protection and Prevention Act*, 1997, S.O. 1997, c.4 ("FPPA"), authorizes the council of a municipality to pass by-laws regulating fire prevention including preventing a fire from spreading. The FPPA also allows council to pass by-laws designating private roads as fire routes. Once they are designated as fire routes no parking of vehicles are permitted. By-Laws can be established that set out enforcement measures which include the removal and impounding of any vehicle parked or left along any of the fire routes at the expense of the vehicle owner. The current by-law also contains requirements which conflict with the fire access requirements of the Building Code. In the case of a conflict between the Building Code requirement and a municipal by-law, the Building Code prevails. The new by-law will allow for a clearer understanding of the requirement for those who wish to building in the City of Mississauga.

Comments

The proposed changes to existing By-Law 1036-1981 are as follows:

- Align with updates to Provincial Offenses and administrative penalties
- Changes to Schedule A to align with the Building Code and the Fire Code
- Changes to Schedule B to simplify the designated fire route signage
- Removal of Schedule C as it is obsolete
- Improved usability through repeal and replace as a result of the extensive changes since it was first enacted.

Financial Impact

There is no financial impact.

Conclusion

It is important that the City set out the designation, establishment, maintenance, and enforcement of private road fire routes, and hydrants for the purposes of fire prevention and public safety. This replacement will allow for the update and simplification of the existing By-Law to align with changes to existing legislation.

Attachments

Appendix 1: Draft Fire Route By-Law



Shari Lichterman, CPA, CMA, City Manager and Chief Administrative Officer

Prepared by: Samuel Williams, Deputy, Fire Prevention and Risk Reduction