



**ORDER**

Pursuant to  Section 22  Section 33 of the *Fire Services Act*  
 British Columbia Fire Code 2006

THIS ORDER IS ISSUED TO:  
Mayor Bill McKay of the City of Nanaimo

FOR THE PREMISES LOCATED AT: 1 Port Drive, Nanaimo BC, V9R 6M5

Legal Description:

Lot A, SECTION 1, AND PART OF THE BED OF THE PUBLIC HARBOUR OF NANAIMO, NANAIMO DISTRICT,  
PLAN EPP27507, EXCEPT LEASED PORTIONS

WHERE THE PREMISES IS USED AS: Open Space at 1 Port Drive, Nanaimo BC, V9R 6M5

Having inspected the premises of the above address on the 30<sup>th</sup>, day of May, 2018,

I find that: Violations were observed under Section 21 of the Fire Services Act

- (a) The premises are in a state of disrepair that a fire starting in them might spread rapidly to endanger life or other property;
  - 1. It was observed during an inspection that the positioning of personal temporary shelters and temporary structures are such that egress would be impeded during an emergency.
  - 2. That flammable tarpaulins were being used over personal temporary shelters and other temporary structures.
- (b) The premises are so used or occupied that fire would endanger life or property;
  - 3. Personal temporary shelters and temporary structures are placed too close to combustible brush.
  - 4. Inadequate secondary egress paths from personal temporary shelters and other structures.
- (c) Combustible or explosive material is kept or other flammable conditions exist on the premises so as to endanger life or property.
  - 5. Propane cylinders are being stored improperly and are inadequately secured.
  - 6. Open flame heating and lighting was used within visible area close to combustible structures.
  - 7. Household furniture (sofas and chairs) are being used in personal temporary shelters and temporary structures creating an excessive fuel load.
  - 8. Pallets, lumber and combustible construction materials are being used and stored creating an excessive fuel load.
  - 9. Open flame cooking devices are being used with inadequate clearances to combustible materials.
  - 10. Smoking was observed over walkways, sitting areas, within combustible structures, and egress.

THEREFORE, pursuant to the authority vested in me and under:

- Section 22 of the *Fire Services Act*
- Section 33 of the *Fire Services Act*
- Division C – Sentence 2.2.1.3.(2) of the British Columbia Fire Code 2006

YOU ARE HEREBY ORDERED TO:

- 1.) Position all personal temporary shelters and temporary structures so that they are separated by 1 meter to prevent the rapid spread of fire.
- 2.) Remove tarpaulins over personal temporary shelters and other structures.
- 3.) Personal temporary shelters and temporary structures must be positioned such that entrances face a path of egress and have 3 meters of clearance away from combustible brush.
- 4.) Ensure a path of egress is maintained clear of obstructions for all personal temporary shelters and temporary structures.
- 5.) Have all propane cylinders stored in a secured area away from egress routes.
- 6.) Remove all open flame lighting and heating from personal temporary shelters.
- 7.) Remove combustible household furniture from the site.
- 8.) Remove all combustible construction materials, wood pallets, lumber, and excessive combustible storage from the site.
- 9.) Separate open flame cooking equipment a minimum of 3 meters from combustible materials and do not use under combustible overhangs.



10.) Use non-combustible receptacles for smoking materials.

The work involved in this Order must be completed within 24hrs after receipt of this order.

This order is written on the 30<sup>th</sup>, day of May, 2018.

<u>Sheila Gurrrie</u> SIGNATURE OF RECIPIENT	<u>[Signature]</u> LOCAL ASSISTANT TO THE FIRE COMMISSIONER(SIGNATURE)	2238 BADGE NO
<u>SHEILA GURRIE 250 755 4494</u> NAME & TELEPHONE NO. OF RECIPIENT	<u>Alan T. Millbank</u> NAME OF LOCAL ASSISTANT	<u>250-755-4562</u> TELEPHONE NO.
<u>May 30<sup>th</sup>, 2018</u> DATE RECEIVED	<u>580 Fitzwilliam Street, Nanaimo, B.C.</u> ADDRESS OF LOCAL ASSISTANT	

**CONFIRMATION OF DELIVERY:**

ON THE 30 DAY OF May 2018 I, Alan T. Millbank  
(month) (Name)  
 served a copy of the Order hereof to Sheila Gurrrie  
(Print Name of Recipient)

AT Nanaimo, BRITISH COLUMBIA  
(Location)

Sheila Gurrrie  
(signature)

Recipient acknowledges the order as  owner  occupier  person in charge  representative of corporation  
 Recipient refuses to acknowledge the order  
 Recipient was given information regarding the appeal process

**Sheila Gurrrie**  
**Corporate Officer**  
**City of Nanaimo**