



BY-LAW

NO. 2023 –

**Being a By-law to appoint Deputy Fire Chief Ron Simmons and Deputy Fire Chief Matt Cottrill as Interim Acting Fire Chiefs for
The Corporation of the Municipality of Kincardine**

Whereas subsection 5(0.1) of the Fire Protection and Prevention Act , 1997, as amended, provides that the council of a municipality may establish, maintain and operate a fire department for all of any part of the municipality; and

Whereas By-law No. 2020-162 is the By-law to Establish and Regulate a Fire Department in the Municipality of Kincardine; and

Whereas section 6 of the Fire Protection and Prevention Act provides, among other things, that, if a fire department is established, the council of the municipality, shall appoint a fire chief for the fire department, who may exercise all of the powers assigned to them under the Fire Protection and Prevention Act within the territorial limits of the municipality; and

Whereas section 3.0 of By-law No. 2020-162 provides that the Council of The Corporation of the Municipality of Kincardine shall appoint a Fire Chief and two Deputy Chiefs: one for Tiverton Station and one for the Kincardine Station; and

Whereas per By-law No. 2020-162 the Deputy Chief means a person appointed by Council to act on behalf of the Fire Chief either at the Kincardine or Tiverton Station in their absence; and

Whereas Ron Simmons was appointed as Deputy Chief for the Tiverton Station by By-law No. 2018-141; and

Whereas Matt Cottrill was appointed as Deputy Chief for the Kincardine Station by By-law No. 2020-127; and

Whereas the Council of the Corporation of the Municipality of Kincardine desires to appoint Interim Acting Fire Chiefs; now therefore be it

Resolved that the Council of The Corporation of the Municipality of Kincardine **Enacts** as follows:

1. That Ron Simmons and Matt Cottrill be appointed jointly to serve in the role of Acting Fire Chiefs for the Municipality of Kincardine Fire Department on an interim basis, effective on December 13, 2023 and ending on the day on which Council passes a by-law appointing a permanent, full-time Fire Chief for the Municipality of Kincardine Fire Department.
2. That, while jointly serving in the role of Acting Fire Chief, Ron Simmons and Matt Cottrill shall continue to carry out their regular duties and responsibilities as Deputy Fire Chiefs.
3. That Ron Simmons and Matt Cottrill shall continue in their roles as Deputy Fire Chiefs, notwithstanding the subsequent appointment of a permanent, full-time Fire Chief for the Municipality of Kincardine Fire Department.
4. That By-law No. 2021-063 be hereby repealed.

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5. That this By-law shall come into full force and effect upon its final passing.
6. That By-law may be cited as the "Appoint Ron Simmons and Matt Cottrill as Interim Acting Fire Chief".

Read a First and Second Time this 13th day of December, 2023.

Read a Third Time and Finally Passed this 13th day of December, 2023.

Mayor

Clerk