



BY-LAW

NO. 2025 –

Being a By-law to appoint Don Huston as Acting Deputy Fire Chief for The Corporation of the Municipality of Kincardine

Whereas the Municipal Act, R.S.O. 2001, Chapter 25, Section 9, as amended assigns to Municipal Councils the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Act or any other Act which includes the hiring of employees; and

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 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. of By-law No. 2024 – 141, being the By-law to Establish and Regulate a Fire Department in the Municipality of Kincardine; 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 Matt Cottrill was appointed as Deputy Chief for the Kincardine Station 12 by By-law No. 2020-127; and retired January 1, 2025; and

Whereas the Council of the Corporation of the Municipality of Kincardine deems it advisable to appoint an Acting Deputy Fire Chief on an interim basis for Kincardine Fire Station 12, until a Deputy Fire Chief is selected; now therefore be it

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

1. That Don Huston be appointed to serve in the role of Acting Deputy Fire Chief for the Municipality of Kincardine Fire Department Station 12 on an interim basis, effective on January 1, 2025 and ending on the day in which Council passes a by-law appointing a Deputy Fire Chief for the Municipality of Kincardine Fire Department.
2. That Don Huston shall continue to carry out his regular duties and responsibilities as Senior Captain.
3. By virtue of the appointment herein, Don Huston shall be a Provincial Offences Officer pursuant to the provisions of the *Provincial Offences Act, R.S.O. 1990, P. 33*.
4. That By-law No. 2020-127 is hereby repealed.
5. That By-law may be cited as the “Appoint Don Huston as Acting Deputy Fire Chief”.

Read a First, Second and Third Time and Finally passed this 8th day of January, 2025.

Mayor

Clerk