

INSPECTION ORDER

Made under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*

Hamilton Fire Department

Inspection Order Number: 1932

Hamilton Fire Department
Fire Prevention Division
55 King William Street
Hamilton, ON L8R 1A2
Phone: 905-546-2424 ext. 7786
Email: Savannah.Blyth@hamilton.ca



This Order is issued to: City of Hamilton

On May 27, 2025, I, S. Blyth, an Inspector under section 19(1) of the *Fire Protection and Prevention Act, 1997* inspected the following property Owned & Occupied by you:

Property Location: 563 Aberdeen Avenue
City Of Hamilton

Based on this inspection:

Measures necessary to ensure fire safety at this property are ordered under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*.

The reasons for this Order and the action required by this Order are set out on the following pages.

You must complete the action required by this Order by: **July 28th 2025**

The municipal building department should be contacted to determine if a building permit is required before starting any work. Under section 22(2) of the *Fire Protection and Prevention Act, 1997*, repairs, alterations or installations carried out in compliance with this Order, will be deemed not to contravene the Building Code established under the *Building Code Act, 1992*.

Other information, including information about the right to request a review of this Order by any person who considers themselves aggrieved by this Order, is also provided.

Signed,

Savannah Blyth

S. Blyth, Fire Inspector

Inspector under section 19(1) of the *Fire Protection and Prevention Act, 1997*

A copy of this Order is provided to the Chief Building Official as required by section 22(3) of the *Fire Protection and Prevention Act, 1997*, for Orders requiring repairs, alterations or installations to a building, structure or premises.

INSPECTION ORDER

Made under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*

Hamilton Fire Department

Inspection Order Number: 1932

PROPERTY DESCRIPTION:

The property is a 2 storey with basement Group A2 occupancy located within the Chedoke Golf Club. The basement of the property contains the electrical room but is otherwise not in use. The first floor of the property is a restaurant with liquor operating as Chedoke restaurant and a banquet hall. The second floor is vacant and not in use. The building is equipped with a single stage fire alarm system with pull stations, heat detectors, smoke detectors, portable fire extinguishers, standpipe and hose systems, and emergency lighting throughout. The restaurant contains a kitchen suppression system for commercial cooking equipped with a pull station and Class K extinguisher. The occupant load for the restaurant is 159 persons. There is one exit from the basement via shared interior stairs to the first floor. There are five exits from the first floor; four to the exterior and one means of egress via shared interior hallway to an exit door, and one exit from the second floor via shared interior stairs to the first floor.

Reasons for Order and Action Required:

Item #	Reason and Action
1	<p>Fire Code Reference: Division B 2.6.1.13. Exhaust and fire protection systems required under Article 2.6.1.12. shall be maintained in accordance with NFPA 96, "Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations".</p> <p>Division B 1.1.1.2.(3) Any deficiencies noted as a result of the check, inspection or test as required above shall be corrected to ensure the appliance, system or device operates as intended. When a test, corrective measure or operational procedure is conducted, a written record shall be prepared noting what was done and the date and time it was done.</p>
	<p>Reasons: At the time of inspection, semi-annual test records for the kitchen suppression system were not made available upon request.</p>
	<p>Action Required: Check, inspect and test now, and every 6 months hereafter, the cooking operations fixed fire protection system presently installed in the kitchen area in accordance with NFPA 96-2011. Provide documentation to this Department containing the following information:</p> <p>a) A statement that the fixed system was inspected and tested and is in accordance with the referenced standard</p>

INSPECTION ORDER

Made under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*

Hamilton Fire Department

Inspection Order Number: 1932

	<p>b) A statement that the system has been inspected, tested and found satisfactory with the applicable standard for the applicable type of system as referenced in Chapter 7 of NFPA 96.</p> <p>c) A statement that the fixed fire protection system has been inspected, tested and found to be installed in accordance with the manufacturer's specifications</p> <p>d) A summary of the inspection including all deficiencies found and corrective action taken, if any.</p> <p>Any deficiencies noted as a result of the check, inspection or test as required above shall be corrected to ensure the appliance, system or device operates as intended. When a test, corrective measure or operational procedure is conducted, a written record shall be prepared noting what was done and the date and time it was done.</p>
2	<p>Fire Code Reference:</p> <p>Division B 1.1.2.1.(1)</p> <p>If this Code requires tests and corrective measures or operational procedures to be carried out, records shall be made noting what was done and the date and time it was done.</p> <p>Division B 1.1.2.1.(2)</p> <p>If this Code requires an inspection to be conducted in a supported group living residence or an intensive support residence regulated under the <i>Services and Supports to Promote the Social Inclusion of Persons with Developmental Disabilities Act, 2008</i>, a written record shall be made noting what was inspected and the date and time of the inspection.</p> <p>Division B 1.1.2.1.(3)</p> <p>The written records described in Sentences (1) and (2) shall be retained at the building premises for examination by the Chief Fire Official.</p> <p>Division B 1.1.2.2.(1)</p> <p>Subject to Sentence (2), the original or a copy of any record required by this Code shall be retained at the building to which the record relates</p> <p>(a) for a period of at least two years after being prepared, and</p> <p>(b) so that at least the most recent and the immediately preceding record of a given test or inspection are retained.</p> <p>Reasons:</p> <p>At the time of inspection, semi-annual test records for the kitchen suppression system were not made available upon request.</p> <p>Action Required:</p> <p>a) Keep a written record available of tests required as referenced in Items #1. These records are to include corrective measures taken and are to be kept for a period of two (2) years after they are made:</p> <p>i) Written records shall be retained so that the most recent and the immediately preceding records are available.</p>

INSPECTION ORDER

Made under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*

Hamilton Fire Department

Inspection Order Number: 1932

	<p>b) The original or a copy of these test records is to be retained at the building for examination by the Chief Fire Official.</p> <p>NOTE: A failure to conduct and keep records on site of the weekly, monthly and yearly testing of your building's life safety equipment/systems, presently and in the future, will result in an immediate charge for failing to comply with O.Reg. 213/07, as amended. Contact the Inspector who issued the Order to make arrangements for inspection of the test records.</p>
3	<p>Fire Code Reference: Division B 2.6.1.13. Exhaust and fire protection systems required under Article 2.6.1.12. shall be maintained in accordance with NFPA 96, "Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations".</p> <p>Reasons: At the time of inspection, there are no filters located within the exhaust hood of the kitchen suppression system.</p> <p>Action Required: An inspection of the cooking equipment's exhaust and fire protection systems revealed the following deficiency. Correct it as identified below:</p> <p>a) There are no filters presently located within the exhaust hood of the kitchen suppression system. Replace the filters within the exhaust hood.</p>

If work is not completed on the date(s) specified requiring a further re-inspection(s), each additional re-inspection(s) would be subject to a fee in accordance with City of Hamilton By-law 02-284, "By-law to Establish Fees for Fire Prevention and Suppression Services". The cost of this re-inspection is subject to change. For details on current fees please contact Hamilton Fire Prevention at 905-546-2424 ext. 1380.

INSPECTION ORDER

Made under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*

Hamilton Fire Department

Inspection Order Number: 1932

COMPLIANCE WITH ORDER:

The owner and/or occupant named on page 1 of this Order is responsible for compliance with this Order.

Under section 30 of the *Fire Protection and Prevention Act, 1997*, a person who fails to comply with an Order is guilty of an offence and, on conviction, is subject to a fine of up to \$20,000 for each day during which the non-compliance continues. A conviction or payment of the fine does not relieve the person from complying with the Order.

Compliance with this Order does not relieve the owner and/or occupant from compliance with other Fire Code requirements not referenced in this Order or with other applicable law such as the *Building Code Act, 1992* or the *Planning Act*.

Service Information:

Served by: S. Blyth

Signature: Savannah Blyth

This Order is served to each owner and/or occupant named on page 1 of this Order.

Service to Owner and/or Occupant Named in Order:

City of Hamilton

Date: June 23, 2025

☒ Owner ☐ Occupant

Manner of service: 71 Main Street West, 1st Floor, Hamilton, ON L8P 4Y4

☐ Personal ☐ Regular letter mail ☐ Email ☐ Fax ☐ Other []

INSPECTION ORDER

Made under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*

Hamilton Fire Department

Inspection Order Number: 1932

ADDITIONAL PERSONS SERVED:

A copy of this Order may be served to additional persons.

Service to:

City Clerk

Date: June 23, 2025

☒ Director/Officer of Corporation

☐ Other

[REDACTED]

Manner of service: clerk@hamilton.ca

☐ Personal

☐ Regular letter mail

☒ Email

☐ Fax

☐ Other

[REDACTED]

Service to:

Michaela Bazinet

Date: June 23, 2025

☐ Director/Officer of Corporation

☒ Other

Food Operations Supervisor

Manner of service: 28 James Street N, Hamilton ON, L8R 1A1 and Michaela.bazinet@hamilton.ca

☐ Personal

☒ Regular letter mail

☒ Email

☐ Fax

☐ Other

[REDACTED]

Service to:

Ken Johnston

Date: June 23, 2025

☐ Director/Officer of Corporation

☒ Other

Facilities Supervisor

Manner of service: ken.johnston@hamilton.ca

☐ Personal

☐ Regular letter mail

☒ Email

☐ Fax

☐ Other

[REDACTED]

INSPECTION ORDER

Made under section 21(1)(g) of the *Fire Protection and Prevention Act, 1997*

Hamilton Fire Department

Inspection Order Number: 1932

RIGHT TO REQUEST A REVIEW OF THIS ORDER:

Any person who is aggrieved by this Order may make a request to the Fire Marshal for a review of the Order. For more information, see Part VI of the *Fire Protection and Prevention Act, 1997*.

Important Information:

- A request to the Fire Marshal for a review of this Order must be made in writing and received by the Fire Marshal within **15 calendar days** after the Order is served.
- If you miss this deadline or if you need more time to make this request, you may apply to the Fire Marshal for an extension. Your application for an extension must be received by the Fire Marshal within **30 calendar days** after the Order is served. You must provide reasons why you need more time to request a review of this Order.
- You are not required to comply with this Order while it is under review by the Fire Marshal until a decision is issued, however, there may be exceptions where necessary for public safety.
- Following a review of this Order, the Fire Marshal may confirm, amend or rescind the Order, or may make a new Order. The Fire Marshal may also refuse to consider your request and refer the matter directly to the Fire Safety Commission. The Fire Marshal is not required to hold a hearing when conducting a review.

Instructions:

- A request to the Fire Marshal for a review of an Order, or an application to extend the time for requesting a review, may be made online at:
www.ontario.ca/firemarshal
 - Select 'Orders / Fire Marshal Reviews'.
 - Complete the online application form and upload a copy of the Order as an attachment.
- Alternatively, these requests may be made by either email, fax, or mail at:
 - Email: OFMEMReviews@ontario.ca
 - Fax: 416-628-3739
 - Mail: Fire Marshal – REVIEWS
Office of the Fire Marshal and Emergency Management
25 Morton Shulman Avenue, 2nd Floor, Toronto, ON M3M 0B1
- Contact the Office of the Fire Marshal and Emergency Management at 647-329-1100 to obtain a copy of the "Application for a Fire Marshal Review of an Order" form.
- Complete and submit the form together with a full copy of the Order.