



**STRONG**  
for **YOU**

## **FIRE SAFETY – SHORT TERM RENTAL**

### **STATUTORY DECLARATION**

Hamilton Fire Department is committed to promoting health, safety, and livability rental dwelling housing stock in the City of Hamilton. This form is a statutory declaration that the property is in compliance and will be maintained in compliance with the *Fire Protection and Prevention Act* and any regulations made thereunder including the Fire Code.

#### **Declaration by Applicant**

**IN THE MATTER Of** an Application for a short-term rental license with the City of Hamilton,

I, \_\_\_\_\_(name of Applicant), owner/operator of the following Short-Term Rental \_\_\_\_\_(insert address), do solemnly declare that, the Short-Term Rental at the above address, being the unit and building, complies with all requirements of Ontario Regulation 213/07 (Fire Code) and Ontario Regulation 332/12 (Building Code) including without limitation the following:

#### **FIRE SAFETY**

##### **GENERAL**

- Storage of flammable and combustible liquids are stored in conformance with Ontario Regulation 213/07 (Fire Code)
- Means of egress, access to exits and exits are not blocked by debris, storage, trash, snow, ice, or other combustibles and obstructions
- All life safety systems (including smoke and carbon monoxide alarms) are installed, maintained and operational
- Fire Extinguishers are installed and maintained in conformance with the Fire Code where necessary
- A fire escape plan (as required under the City's Business Licensing By-law #07-170) and a floor plan are posted in a conspicuous location in the Short-Term Rental on each floor that is used by Short-Term Rental tenants.
- Where the building is required to have an approved Fire Safety Plan as outlined in the Fire Code, copies of the plan shall be made available to all short-term renters.

## EXTERIOR

### EXITS AND FIRE ESCAPES

- Are provided with access to a public thoroughfare (laneway or street)
- Are provided with illumination (exterior lighting, exterior sensor light etc.)
- Are maintained in good repair and free of obstructions
- Are maintained free of ice and snow

### CHIMNEY AND SOLID FUEL BURNING APPLIANCE (FIRE PLACE)

- If your Short-Term Rental is provided with an operational solid fuel burning appliance (fire place) and renters are permitted to use it:
  - The chimney shall have no signs of structural deficiency or decay
  - A Level 1 Basic Visual Inspection has been completed by a Wood Energy Technology Transfer (WETT) Inspector. This type of inspection is of the readily accessible parts of a wood burning system. Its purpose is to determine whether the system meets current standards and regulations such as those in the appliance or venting installation manual, the Ontario Building Code and CSA B365. (A WETT inspection report shall be made available upon request)
  - The chimney, flue and flue pipe shall be inspected annually to identify any dangerous conditions.
  - The chimney, flue and flue pipe shall be cleaned as often as necessary to keep them free from accumulations of combustible deposits
  - Instructions for the safe operation and use of the solid fuel burning appliance are posted and provided to renters.
- If the above requirements regarding the fireplace are NOT met, then the fireplace **shall not be made available to tenants** and a legible sign shall be affixed to the front of the appliance to inform renters that the use of the appliance is restricted and not be used.

### EXTERIOR WALLS

- Combustible materials are not stored against external walls or structures

## INTERIOR

### SECONDARY DWELLINGS UNITS

- Meet the Zoning By-law and are recognized by the City of Hamilton through the issuance of a building permit and undergo inspections to confirm compliance with the City's Property Standards By-law (10-221), Ontario Building Code Act, 1992, SO 1992, c23; and Electricity Act, 1998, S.O. 1998, c. 15, Sched. A.
- All fire separation walls and ceilings between the secondary dwelling unit and the remainder of the building are maintained in good repair/condition (no holes or damage)
- All fire separation doors close and latch
- All fire separation door self-closers work as intended

## **OWNER OCCUPIED SPACES**

- Are fully fire separated from secondary dwelling units, exits and other areas of the building in conformance with the Building Code.

## **COMMON SPACES**

- Where two or more dwelling units are located in a building and share common areas (i.e.: exits, storage, laundry rooms, lobby areas etc.), these spaces/areas are fire separated in conformance with the Building Code.

## **EXITS**

- Are free of combustibles and obstructions
- Are fire separated from the remainder of the building in conformance with the Building Code where necessary

## **SERVICE EQUIPMENT AND SPACES**

- Heating, ventilating and air conditioning equipment is in good repair and fully operational

## **SMOKE ALARMS**

- Smoke alarms installed are fully operational, maintained and tested in conformance with:
  - the Fire Code
  - manufacturer's specifications/instructions
- Each level of the dwelling (not including crawl spaces and uninhabitable attics) is provided with a working smoke alarm.
- Smoke alarms are located outside sleeping areas/rooms

## **CARBON MONOXIDE ALARMS**

- if my Short-Term Rental has any fuel-burning appliances (i.e. furnaces, stoves or fireplaces) OR an attached garage, then I declare that a carbon monoxide alarm has been installed near all sleeping areas and on each storey/floor level (including the basement) of the dwelling.
- if my Short-Term Rental requires a Carbon Monoxide Alarm, then I declare that they are fully operational, maintained and tested in conformance with:
  - the Fire Code
  - manufacturer's specifications/instructions

**STATUTORY DECLARATION**

I have reviewed the above checklist and declare that my Short-Term Rental is in compliance with the checklist.

I agree to be in compliance, at all times, with all federal, provincial and municipal laws, including but not limited to, the *Fire Protection and Prevention Act* and any regulations made thereunder including the Fire Code.

I make this solemn Declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

SOLEMNLy DECLARED BEFORE ME )  
at the City/Town of \_\_\_\_\_, )  
in the Province of Ontario, )  
(or \_\_\_\_\_ (*specify if outside* )  
*of Ontario*)) this \_\_\_\_ day of )  
\_\_\_\_\_ (month), \_\_\_\_\_ (year). )  
\_\_\_\_\_ )  
A Commissioner, etc., Province of ) \_\_\_\_\_  
Ontario ) [*name of Applicant*]  
( \_\_\_\_\_ (*specify if outside of* )  
*Ontario*) )  
or Notary Public )