

TOWN OF LAURENTIAN HILLS

BY-LAW NO. 27 /00

Being a by-law for prescribing the times for setting open air fires in the  
Town of Laurentian Hills and the precautions to be observed

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WHEREAS, Section 210 paragraph 35 and 49 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, provides that Councils of municipalities may pass by-laws prescribing the times that open air fires may be set and the precautions to be observed by persons setting out fires, and for making other regulations for preventing fires and the spread of fires.

NOW THEREFORE the Council of the Corporation of the Town of Laurentian Hills hereby enacts as a by-law the following:

1. In this by-law:
  - (a) “Fire Chief” shall mean the Chief Fire Official for the Town as appointed by by-law from time to time.
  - (b) “By-Law Enforcement Officer” shall mean the By-Law Enforcement Officer for the Corporation of the Town of Laurentian Hills as appointed by Council from time to time.
  - (c) “Clerk” shall mean the Clerk of the Corporation of the Town of Laurentian Hills.
  - (d) “Town” shall mean the Corporation of the Town of Laurentian Hills.
  - (e) “Open air fire” shall include any masonry or metal fireplace and metal drums.
2. No person shall set an open air fire within the Town of Laurentian Hills from April 1 to October 31, in any year, except under the following conditions:
  - (a) the Chief Fire Official may, upon application, approve the setting of any fire subject to the fire being supervised by the Fire Chief of the Town Fire Department or his/her designate or;
  - (b) such burning consists of a small confined fire that is supervised at all times by an adult and is used to cook food or is for personal warmth provided that no more than one-third of a cubic metre of material is permitted to be burned at any one time, and an adequate means of extinguishing the fire must be available at all times or;
  - (c) such fire is set at a licensed municipal waste management facility which has a fire permit from the Ontario Ministry of Natural Resources.
3. From November 1 to March 31, no person shall set an open air fire in the Town of Laurentian Hills within 30 metres (100 feet) of any building or structure or other combustible material such as a fence or lumber without obtaining special permission from the Fire Chief or his/her designate.
4. Any person who starts or sets out an open fire within the Town, either with or without a permit issued pursuant to the provisions of the by-law, shall be responsible for and shall indemnify and save harmless the Town from any damage to property or injury to persons that may be caused by the fire and, in addition, any person who starts or sets out an open air fire within the Town shall completely reimburse the Town for any expense that may be incurred by the Town or its Fire Department for personnel, equipment or any other expense where the assistance of the Fire Department or Ministry of Natural Resources is required to control or extinguish the fire. A minimum fee of \$350.00 per fire fighting vehicle used to extinguish the fire shall be charged.

5. Any person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a maximum fine of two thousand (\$2,000) dollars, exclusive of costs for each such offence and every such fine is recoverable under the provisions of the Provincial Offences Act R.S.O. 1990, P33 and amendments thereto.
6. The provisions of this by-law shall be enforced by the Town's By-Law Enforcement Officer where applicable.
7. That By-Law No. 5/98 of the Townships of Rolph, Buchanan, Wylie & McKay is hereby rescinded in its entirety and all previous by-laws pertaining to setting of open air fires.

READ a FIRST and SECOND time the \_\_\_\_\_ day of \_\_\_\_\_, 2000.

READ a THIRD time and finally passed the \_\_\_\_\_ day of \_\_\_\_\_, 2000.

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Mary Mysyk  
CAO/Clerk-Treasurer

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Paul Curtis  
Mayor