

**The CORPORATION OF THE UNITED TOWNSHIPS OF HEAD,
CLARA & MARIA**

BY-LAW No. 2006-10

Being a By-Law to regulate open air burning.

WHEREAS under the provisions of Part II, section 7.1 (1 (a) and (b) of the *Fire Protection and Prevention Act, 1997* and amendments thereto, a municipality may enact by-laws regarding fire prevention and the setting of open air fires;

NOW THEREFORE, the Council of the United Townships of Head, Clara & Maria enacts as follows:

Definitions:

“Designated Campground” is a campground that has passed an annual inspection meeting the requirements specified in the *Forest Fire Prevention Act*.

1. All persons, with the exception of those within a designated campground, setting an open fire in the Townships of Head, Clara & Maria during fire season (as described in the *Forest Fire Prevention Act*) shall first obtain a fire permit from the Townships of Head, Clara & Maria.
2. No fires shall be set or allowed to burn out of doors between two hours after sunrise and two hours before sunset, during fire season.
3. A person who has obtained a fire permit pursuant to section 1, or who is burning outside of fire season shall:
 - Not permit more than three (3) cubic meters of material to be burned at any one time;
 - Ensure that the means of extinguishing the fire are available at the site at all times during the fire;
 - Ensure that no person shall set any fire out of doors except in the presence of a competent adult person, and this person shall be in constant attendance at any burning operation so as to prevent same from spreading to or endangering any other property.
4. The material to be burned shall be limited to wood, wood by-products or grass and shall not include kitchen garbage or construction materials.
5. A fire permit may be cancelled or suspended at any time by the Chief Fire Warden or his designate and immediately upon receiving notice of such cancellation or suspension; the permit holder shall extinguish any fire started under the permit.
6. Notwithstanding the provisions of Section 1 hereof, open air fires may be set when such burning consists of small confined fires, supervised at all times, which are used to cook

food on a grill or barbeque, or are used for personal warmth; except during fire ban periods.

7. Subject to section 1 and 2 above, no person shall burn grass unless the area to be burned is less than .1 hectare (1/4 acre) in size and the flaming edge is less than 10 meters in length.
8. All persons setting an open air fire shall, even with a permit:
 - Be responsible for any damage to property or injury to persons occasioned by the said fire;
 - Be liable for the costs incurred by the fire fighters (including personnel and equipment) which are called in to extinguish a fire.
9. No open fire shall be maintained when the wind is in such direction or intensity so as to cause any or all of the following:
 - A decrease in visibility on any highway or roadway;
 - A rapid spread of fire through grass or a brush area.
10. Fire permits shall be as shown in Schedule "A" to this by-law.
11. **That** By-Law 98-05 is hereby repealed and /or rescinded.

This By-Law comes into force and effect upon the final passing thereof.

Read a first and second time this 21st day of March, 2006.

Read a third time short this 21st day of March, 2006.

WILLIAM CROSHAW - REEVE

MELINDA REITH - CLERK