

BYLAW NO. 2021-5

RURAL MUNICIPALITY OF GARRY NO. 245

A BYLAW RESPECTING FIRE RESTRICTION

The Council of the Rural Municipality of Garry No. 245, in the Province of Saskatchewan enacts as follows:

SHORT TITLE

This bylaw shall be referred to as the "Fire Restriction Bylaw".

PURPOSE

The purpose of this bylaw is to provide public safety through prevention, regulation and control of the lighting of fires within the municipality and to provide for public safety in times of extreme fire hazard conditions.

PART I – DEFINITIONS

- a) "Administrator" shall mean the administrator of the municipality, or in their absence their designate;
- b) "Council" shall mean the council of the municipality;
- c) "Discharge" includes to ignite, fire, or set off and the words "discharging" and "discharged" have a similar meaning;
- d) "Fireworks" means any article defined as a firework pursuant to The Canada Explosives Act or any Regulations thereto, shall also include Low Hazard Fireworks and High Hazard Fireworks and Manufactured Fireworks and include fireworks for recreation such as firework showers, fountains, golden rain, lawn lights, pin wheels, Roman candles, volcanoes and sparklers and rockets, serpents, shells, bombshells, tourbillions, maroons, large wheels, bouquets, barrages, waterfalls, fountains, mines and firecrackers, or any firework composition that is enclosed in any case or contrivance or is otherwise manufactured or adapted for the production of pyrotechnic effects, signals or sound but does not include sparklers, Christmas crackers, caps for toy guns containing not in excess of twenty-five one-hundredths of a grain of explosive per cap.
- e) "Municipality" shall mean the Rural Municipality of Garry No. 245;
- f) "Reeve" shall mean the person elected as Reeve to the municipality, or in their absence the Deputy Reeve.

PART II – CONTROLLED BURN

- 1. Any person that lights a controlled burn upon land owned or occupied by such person must report the fire in advance to the provincial controlled burn phone line.
- 2. In the event no advance reporting of the controlled burn is made and should Fire Protection Services be dispatched to the site of the controlled burn even though the controlled burn is being supervised and under control, the person supervising the controlled burn or the owner or occupant of the parcel of land shall be responsible for Fire Protection charges.

PART III - FIRE BAN

- 3. A fire ban prohibiting open fire of any kind may be issued by a resolution of Council or jointly by any two officials of the Municipality identified in section 4 of this bylaw.
- 4. Pursuant to section 3 of this Bylaw, the municipal officials so authorized, in any tandem, to issue a fire ban are the Administrator, Reeve, or Deputy Reeve.
- 5. A fire ban imposed shall remain in force until either the date provided in the fire ban notice or until such a time that the Administrator provides notice to the public that the ban is no longer in effect.
- 6. Notice of a Fire Ban shall be provided to the public. Notice may be in the form of public service messages on the local radio station, social media, or by any other means which the Administrator determines is appropriate for the purpose of informing the public of the Fire Ban.
- 7. When a Fire Ban is in place, no person shall ignite any fire and shall immediately extinguish any fire once the person knows or ought to reasonably know of the Fire Ban. No person shall discharge, or start or allow or cause to be discharged, ignited or started any fireworks of any kind whatsoever during a fire ban.

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PART IV – PENALTIES


8. A person who contravenes any provision of this Bylaw or fails to comply with any order or request directed to that person pursuant to this Bylaw, is guilty of an offence and liable to the specified penalty for the offences as follows:
 - a. Contravention of any provision of this bylaw \$300.00
 - b. Second or subsequent offence within one (1) year \$500.00
9. The imposition of any penalty for violation of this Bylaw shall not relieve the person from complying with this Bylaw.
10. Any penalty and subsequent Fire Protection charges not paid within 30 days may be added to the tax roll of any property owned within the municipality as per section 369 of *The Municipalities Act*.

PART V – EFFECTIVE DATE


11. This bylaw shall come into force and effect upon third and final reading.




Reeve



Administrator

Read a third time and adopted
this 8th day of June 2021.


Administrator



Certified a true copy of Bylaw 2021-5
Adopted by resolution of Council
June 8, 2021


Administrator – Denis Ferguson