

# **RURAL MUNICIPALITY OF GOOD LAKE NO.274**

## **BYLAW NO. 03-2023**

### **A BYLAW RESPECTING FIRE RESTRICTION AND FIRE BAN**

The Council of the Rural Municipality of Good Lake No. 274 in the Province of Saskatchewan enacts as follows:

#### **TITLE**

This bylaw shall be referred to as the Fire Restriction and Fire Ban Bylaw

#### **PART I PURPOSE AND DEFINITIONS**

##### **Purpose**

1. To provide for public safety in times of extreme fire hazard conditions;
2. To restrict or eliminate the use of fire within the municipality in areas of fire danger;
3. To attempt to minimize the risk of accidental fire;
4. To regulate open fires, fireworks and burning of any kind.

##### **Definitions**

5. In this bylaw:
  - 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. “Designated Officer” shall mean the Administrator, a Peace Officer, Bylaw Officer, Fire Chief or any person appointed to enforce this bylaw;
  - d. “Discharge” includes to ignite, fire or set off and the words “discharging” and “discharged” have a similar meaning;
  - e. “Enforcement and Protective Services” means the RCMP within its jurisdictional area;
  - f. “Fireworks” means any article defined as a fire work pursuant to the Canada Explosive 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 fireworks showers, fountains, golden rain, lawn lights, pin wheels, Roman candles, volcanoes and sparklers and rockets, serpents, shells, bombshells, tourbillions, maroons, large wheels, bouquets, barrages, bombardos, 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;
  - g. “Municipality” shall mean the RM of Good Lake No. 274;
  - h. “Reeve” shall mean the person elected as Reeve of the municipality, or in their absence the Deputy Reeve;
  - i. “Bylaw Officer” means a person appointed by the municipality to oversee the enforcement and protective services, or their designate.

## **PART II GENERAL REQUIREMENTS**

6. No person under 18 years of age shall discharge any fireworks within the Municipality except under the direct supervision of a parent, guardian or other responsible adult.

## **PART III FIRE BAN**

7. A fire ban prohibiting open fire may be issued by a resolution of Council or jointly by any two officials of the Municipality in item 8 (below). A fire ban shall be issued in writing and shall identify:
  - a. The time and date that the fire ban commences;
  - b. The land location(s) the fire ban covers;
  - c. The time and date the fire ban is lifted, or will be reviewed;
  - d. Person or persons authorizing the fire ban;
  - e. Authority allowing the fire ban;
  - f. Other information that may be in the public interest.
8. Pursuant to Section 7, the municipal officials so authorized in any tandem, to issue a fire ban are the Administrator, Reeve, Bylaw Officer, Deputy Reeve or Fire Chief.
9. Notice of the Fire Ban shall be provided to the public. Notice may be in the form of public service messages on local radio stations, the Municipal website, or by any other means which the Administrator determines is appropriate for the purpose of information to the public of the Fire Ban.
10. Any person(s) who starts an open fire outside a fire ban should call the burn control centre to report the controlled burn.
11. No agricultural or commercial burning open burning, fireworks, burning barrels or firepits/campfires are permitted. Use of CSA and UL approved appliances are permitted (Incinerators, Liquid Fuel Barbecues, Camp Stoves and Propane Fire Bowls).
12. 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.
13. A Designated Officer may order any fire to be extinguished forthwith during any period for which a fire ban is in effect within the Municipality.
14. No person shall fail to immediately comply with an order to extinguish a fire by a Designated Officer.
15. A Designated Officer may cause a fire to be extinguished forthwith during any period for which a fire ban is in effect within the Municipality.
16. The cost of fire prevention, suppression and emergency response services shall be charged directly on the person(s) who receive the service.
17. A new offence is deemed to have been committed not less than two (2) hours from any previous offence.
18. Notwithstanding Section 17, a Designated Officer may issue a notice of violation to any person committing a first or second offence under this bylaw.
19. The notice of violation shall require the person and/or corporation to pay a voluntary payment to the Municipality.

20. The imposition of any penalty for violation of this bylaw shall not relieve the person from complying with this bylaw.

## PART V PENALTIES

21. 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 offense within one (1) year | \$500.00 |

22. The imposition of any penalty for violation of this Bylaw shall not relieve the person from complying with this Bylaw.

23. 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 VI EFFECTIVE DATE

24. This Bylaw shall come into force and effect upon third and final reading.

## PART VII REPEAL

25. On enactment of this Bylaw, Bylaw No. 05-2018 is hereby repealed.

Reeve, David Popowich

[SEAL]

Administrator, Diane Jamieson

Passed by resolution of the Council of the Rural Municipality of Good Lake No. 274 on July 10<sup>th</sup>, 2023.