

2015-007

TOWN OF CHURCHBRIDGE

OPEN FIRE BYLAW

A BYLAW of the Town of Churchbridge in the Province of Saskatchewan, to regulate open fires within Town Limits of Churchbridge.

THE COUNCIL, FOR THE TOWN OF CHURCHBRIDGE IN THE PROVINCE OF SASKATCHEWAN, ENACTS AS FOLLOWS:

1. DEFINITIONS

1.1 CHIEF

Means the Chief of the Volunteer Fire Department or such person who may be appointed by council to carry out the provisions of this bylaw.

1.2 MUNICIPALITY

Means Town of Churchbridge.

1.3 OPEN AIR FIRE

Means any fire intentionally lit on private property for the enjoyment of the property residents.

1.4 OUTDOOR FIRE APPLIANCE

Means a device designed specifically for the purpose of burning charcoal or seasoned wood.

2. SCOPE

1. Open air fires shall not be set unless the following measures are taken to limit their spread:
 - a) Fires must be contained in non-combustible outdoor fire appliance constructed of cement, brick, or sheet metal with an 18 gauge thickness.
 - b) The outdoor fire appliance must have a bottom and four sides or be 360° round.
 - c) The outdoor fire appliance's maximum inside measurements shall be 1m (39.4") x 1m (39.4") x 1m (39.4") in diameter. Maximum height/depth is 0.65m (25.6").
 - d) The top of the outdoor fire appliance must be completely covered with a 10mm (.4") wire mesh.
 - e) A fireguard of non-combustible material 0.60m (23.6") wide must surround the outdoor fire appliance.
 - f) The outdoor fire appliance must be a minimum of 4m (13.1') from any building and 4m (13.1') from property line.
 - g) Fire Pits or Outdoor Fireplaces shall be clear of overhangs such as tree branches, utility lines and structures.
 - h) The outdoor fire appliance must be attended at all times with a water source available.
2. Open fire shall not be permitted in any front yard.

3. Open air fires must not be set in windy conditions conducive to creating a running fire or nuisance to another person.
4. If smoke from an open air fire causes an unreasonable interference with the use and enjoyment of another person's property, the fire must be extinguished immediately.
5. The landowner of the open fire site will be responsible for any or all damages as a result of burning.
6. The Chief may, when warranted, post a ban on all open fires, including cooking fires with the exception of those cooking fires made with charcoal and enclosed in a sturdy metal containers designed specifically for such a purpose, or those cooking fires made with an approved propane or natural gas burning appliances.
7. Fuel for outdoor fire appliances shall consist of only charcoal, or cut, seasoned wood. The burning of the following material is prohibited:
 - a) Rubbish
 - b) Garden refuse
 - c) Manure
 - d) Livestock or animal carcasses
 - e) Any material classified as a dangerous good; and
 - f) Any material which when burned will generate black smoke or an offensive odor including insulation from electrical coring or equipment, asphalt roofing, hydrocarbons, plastics, rubber materials, creosoted wood or any similar materials.

3. EXEMPTIONS

Notwithstanding any other provision of the bylaw, the Fire Chief or any other member designated by the Fire Chief may burn buildings, structures , or other materials for the purpose of training its personnel in structural firefighting methods, fire investigation procedures, for the purpose of elimination of hazards or any other municipal purposes.

4. ENFORCEMENT

The provisions of this Bylaw shall be administered and enforced by the Chief.

The Chief shall, at all times, have access and authority to inspect outdoor fire appliances and determine the compliance with the bylaw in the matter of care and control of an open air fire.

Nothing contained in this Bylaw shall relieve any person from complying with all relevant laws, regulations or bylaws, and in particular with the provisions of *The Clean Air Act 1989* as amended and revised from time to time, and *The Fire Prevention Act 1992* as amended and revised from time to time, and the regulations passed pursuant thereto.

5. PENALTY

Any person found guilty of an infraction of any of the provisions of this Bylaw shall be liable to a warning or a fine not exceeding \$500.00.

6. EFFECTIVE DATE

This Bylaw shall come into effect on the date of the final passing and will repeal Bylaw 2014-002.

Mayor

Administrator

Date