

CORPORATION OF THE TOWNSHIP OF NORTH DUMFRIES

By-Law No. 2316-08

Being a By-law to Amend By-law No. 285-77 being a By-law to regulate the setting of fires and to prevent the spreading of fires.

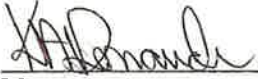
WHEREAS the Council of the Township of North Dumfries wishes to further amend the existing By-law No. 285-77;

NOW THEREFORE the Council of the Township of North Dumfries enacts as follows:

1. That the existing Schedule "A" Regulations for Open-Air Burning be amended as attached.
2. That the existing Schedule "B" Regulations for Recreational Burn Pits be amended as attached.

AND FURTHER THAT this By-law come into effect on the day of passing.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 8<sup>th</sup> DAY OF SEPTEMBER, 2008.

  
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Mayor

  
\_\_\_\_\_  
Clerk

**SCHEDULE "A"**  
**REGULATIONS**

**Open-Air Burning Permit**

1. The permit holder agrees to comply with the provisions of By-law 285-77, as Amended and the Environmental Protection Act, as Amended and agrees to assume responsibility for any damages incurred from the fire for which this permit is issued.
2. The following regulations shall apply with respect to open-air burnings;
  - a) Conducted between the hours of 8.00 AM and 8.00 PM only.
  - b) No materials other than untreated wood or wood by-products may be burned and material shall originate from the permit holder's property;
  - c) The use of flammable or combustible liquids or accelerants of any kind is prohibited;
  - d) Open-air burnings shall be confined to an area no larger than one (1) meter in size;
  - e) The dimensions of the fuel being burnt shall not be greater than one (1) cubic metre;
  - f) The maximum number of fires authorized on any given property is limited to two (2) on the day of burning;
  - g) Open air burning shall be conducted in such a manner as to preclude the escape from the fire of combustible solids such as sparks and ash;
  - h) Open air burning shall be confined to a location that provides for a minimum distance of five (5) metres in all directions from adjacent properties;
  - i) Open air burnings shall be confined to an area that is a minimum of five (5) metres from any combustible structures or objects;
  - j) An effective extinguishing agent of sufficient size and with the capability of extinguishing the fire shall be at the site of the burning and immediately available for use;
  - k) Open air burnings shall be attended, controlled and supervised at all times and shall be completely extinguished before the open air burn site is vacated; and
  - l) The owner, occupant or permit holder must take steps to ensure that adjacent properties are protected and that the by products of open air burning do not have a negative impact on persons, pets or the environment.
  - m) No open air burning is permitted within 300 metres of any LPG (Liquefied Petroleum Gas) distribution site or LPG valve site when the facility requires a facility transfer license issued by the Technical Standards & Safety Authority (TSSA);
  - n) No open air burning is permitted during drought or dry conditions when open air burning restrictions are issued by the chief fire official or his designate;
  - o) No open-air fires permitted on smog alert days.
3. Every person who contravenes or fails to comply with any provisions of the by-law is guilty of an offence under the Provincial Offences Act.

## **SCHEDULE "B"**

### **REGULATIONS Recreational Burn Pit**

1. The following regulations shall apply with respect to open-air burnings for recreational purposes:
  - a) No materials other than commercially produced charcoal, briquettes or clean, dry seasoned wood may be burned;
  - b) Recreational fire pits shall be no larger than (1) one metre in size at the widest point and the height of flames cannot exceed one metre;
  - c) When a commercial, non-combustible appliance is authorized and used for a recreational fire, a non-combustible base must be placed under the appliance to prevent any heat/fire transfer to the base material. Commercially non combustible appliances and/or fabricated appliances may reduce clearances with utilization of non-combustible materials;
  - d) The dimension of the fuel being burnt shall not be greater than the size of the container or fire pit and shall be totally confined within the container or pit at all times;
  - e) A recreational fire pit shall be confined to a location that provides for a minimum distance of five (5) metres from adjacent properties;
  - f) Recreational fires shall be confined to an area that is a minimum of five (5) metres from combustible structures, vegetation in all directions, including overhead wires;
  - g) Equipment and resources must be available, an effective extinguishing agent of sufficient size and with the capability of extinguishing the fire shall be at the site of the burning and be immediately available for use;
  - h) Recreational fires shall be attended, controlled and supervised at all times and shall be completely extinguished before the fire is vacated;
  - i) Recreational fire pits shall be extinguished no later than 11:59 p.m. in residential areas. No burning between 11:59 p.m. and 8:00 a.m.
  - j) Open air burning / Recreational fires are not permitted under the following weather conditions: during rain or fog, smog alert days, when wind speeds are high or wind directions change frequently.
  - k) No burning permitted during dry seasons when the local fire department has issued a ban on all open-air fires.
  - l) The owner, occupant must take steps to ensure that adjacent properties are protected and that the by products of open air burning do not have a negative impact on persons, pets or the environment.
2. Every person who contravenes or fails to comply with any provision of the by-law is guilty of an offence under Provincial Offences Act.