

# BYLAW NO 2015-01

## A BYLAW RESPECTING FIRE RESTRICTION

The Council of Village of Marengo, in the Province of Saskatchewan enacts as follows:

### TITLE

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

### PURPOSE

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

### PART I — DEFINITIONS

1. "Administrator" shall mean the administrator of the municipality, or in their absence their designate;
2. "Council" shall mean the elected Council of the Municipality;
3. "Designated Officer" shall mean the Administrator, a Peace Officer, Bylaw Officer Fire Chief and any person appointed to enforce this bylaw;
4. "Discharge" includes to ignite, fire, or set off and the words "discharging" and "discharged" have a similar meaning;
5. "Enforcement and Protective Services" means the municipal department responsible for delivery of services law enforcement within its jurisdictional area.
6. "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, 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.

7. "Municipality" shall mean the Village of Marengo.
8. "Peace Officer" means a peace officer as defined in *The Summary Offence Procedures Act, 1990*;
9. "Mayor" shall mean the person elected as Mayor of the municipality, or in their absence the Deputy Mayor.
10. "Bylaw Officer" means a person appointed by the Municipality to oversee the Enforcement and Protective Services, or their designate;

## PART II - FIRE BAN

11. 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 12. 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.
12. Pursuant to section 11 the municipal officials so authorized, in any tandem, to issue a fire ban are the Administrator, Mayor, or Deputy Mayor.
13. No person shall light, or start or allow or cause to be lighted, ignited or started a fire of any kind whatsoever in the open air during a fire ban. Barbeques and camp stoves are permitted.
14. 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.
15. A Designated Officer may order any fire be extinguished forthwith during any period for which a fire ban is in effect within the Municipality.
16. No person shall fail to immediately comply with an order to extinguish a fire by a Designated Officer.
17. 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.

PART III - CONTRAVENTION OF BYLAW

1 Every person who contravenes any provision of this any bylaw is guilty of an offence and liable on summary conviction to:

- a. in the case of a first offence, to a fine not less than \$250.00 and not more than \$10,000;
- b. in the case of a second offence to a fine not less than \$500.00 and not more than \$10,000;
- c. in the case of a third or subsequent offence to a fine of not less than \$750.00 and not more than \$10,000

This bylaw shall come into effect June 10<sup>th</sup>, 2015



*Andreas Couros*  
\_\_\_\_\_  
Mayor (Deputy)

*Robin Busby*  
\_\_\_\_\_  
Administrator

This photocopy is a true copy of the original document which has not been altered in any way.

*Robin Busby* \_\_\_\_\_ Name

*Robin Busby* \_\_\_\_\_ Signature

*Administrator* \_\_\_\_\_ Title

Signed at Marengo, SK on

*June 11, 2015* \_\_\_\_\_ Date

My appointment expires:

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