

THE CORPORATION OF THE TOWNSHIP OF WESTMEATH

BY-LAW NO. 97-06

A by-law for prescribing the time for setting fires in the Township of Westmeath and the precautions to be observed.

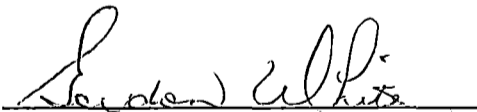
WHEREAS Section 210 paragraph 35 of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, provides that councils of municipalities may pass by-laws for prescribing the times that fires may be set and the precautions to be observed by persons setting out fires.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WESTMEATH HEREBY ENACTS AS FOLLOWS.

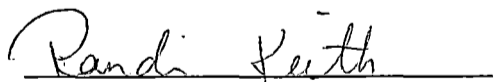
1. All persons setting an open air fire in the Township of Westmeath shall first obtain a fire permit from a municipal fire warden pursuant to this section. Permits shall be required from the 1st day of April until and including the 31st day of October. The material to be burned shall be limited to wood or by-products of wood. A person who has obtained a fire permit pursuant to this section shall:
 - (a) not permit more than (1) cubic metre of material to be burned at any one time;
 - (b) in the case of burning grass, the area to be burned should be less than (1) hectare and the length of the flaming edge should be less than 30 metres;
 - (c) ensure that the means of extinguishing the fire designated on the permit form is available at the site at all times during the fire;
 - (d) the said permit shall be in accordance with Schedule "A" attached hereto.
2. A fire permit may be cancelled or suspended at any time by the Chief Fire Official or his designate and immediately upon receiving notice of such cancellation or suspension, the permittee shall extinguish any fire started under the permit.
3. Notwithstanding the provisions of section 1 hereof, the chief fire official may, upon application, approve the setting of any fire subject to the fire being supervised by the Fire Chief of the Township of Westmeath or his designate.
4. Notwithstanding the provisions of section 1 hereof, open air fires may be set when such burning consists of a small confined fire, supervised at all times and is used to cook food on a grill or a barbecue, or is for personal warmth.
5.
 - (a) No person shall set an uncontained fire, including but not limited to grass fire; unless a permit is obtained.
 - (b) No person shall set an open fire in a Residential Area of the Township of Westmeath designated in the Township of Westmeath's Official Plan as Hamlet.
6. All persons setting an open fire in the Township of Westmeath shall:
 - (a) be responsible for any damage to property or injury to persons occasioned by the said fire;
 - (b) be liable for costs incurred by the fire department, including personnel, equipment and apparatus necessary and called in to extinguish the said fire or exposures (fire started from initial fire).

7. No open air fire shall be permitted when the wind is in such direction or intensity so as to cause any or all of the following:
 - (a) a decrease in visibility on any highway or roadway;
 - (b) a rapid spread of fire through grass or a brush area.
8. A farmer who intends to set or maintain a fire in the open air on a specified day for disposal of vegetable matter or vegetation on farm lands which is normal and incidental for farming purposes shall be issued a permit to cover the period of the proposed fire, and will be required to notify the fire department for each day of the proposed fire.
9. Every person who contravenes any provision of this by-law is guilty of an offence and is liable to a fine of not more than \$2,000.00 exclusive of costs under the Provincial Offenses Act.
10. This by-law may be cited as "Township of Westmeath Open Air Burning By-law".
11. This by-law shall come into full force an effect upon the final passing thereof.

PASSED and ENACTED this 5th day of February, 1997.



Reeve



Clerk

SCHEDULE "A"

BY-LAW # 97-06

THE CORPORATION OF THE TOWNSHIP OF WESTMEATH

TOWNSHIP OF WESTMEATH Fire Department

Administration - (613)587-4464

Emergency Numbers - (613)735-1334 For Beachburg & Westmeath Area Calls

(613)646-2232 For Cobden Area Calls

PERMIT FOR AN OPEN FIRE

Permission is hereby granted to:

Name: _____

Address: _____

Postal Code: _____ Telephone Number _____

For the Purpose of having an Open Fire:

From: _____ To: _____

Time: Fire is ignited 2 hours before sunset, or later, and is extinguished 2 hours after sunrise, or earlier.

Concession: _____ Lot: _____

Means of Extinguishment Available: _____

THE APPLICANT AGREES TO COMPLY WITH THE PROVISIONS OF BY-LAW # _____ AS AMENDED, AND AGREES TO ASSUME ALL RESPONSIBILITY FOR ANY DAMAGES OCCURRING FROM THE FIRE FOR WHICH THIS PERMIT IS ISSUED.

Date

Signature of Applicant

Date

Fire Warden

All persons setting an open fire in the Township of Westmeath shall first obtain a fire permit from a municipal fire warden pursuant to By-Law 97-06. The material to be burned shall be limited to wood or by-products of wood. A person who has obtained a fire permit pursuant to By-Law 97-06 shall:

- (a) not permit more than one (1) cubic metre of material to be burned at any one time;
- (b) in the case of burning grass, the area to be burned should be less than (1) hectare and the length of the flaming edge should be less than 30 metres;
- (c) ensure that the means of extinguishing the fire designated in the permit form is available at the site at all times during the fire;
- (d) keep the permit at the site of the burning operation conducted under the permit.