

BYLAW NO. 4-2014
A BYLAW TO REGULATE THE BURING OF BONFIRES, FIREWORKS AND REFUSE

The Council of the Town of Southey in the Province of Saskatchewan, under the authority of the *Clean Air Act*, hereby enacts as follows:

1. Name of Bylaw

This Bylaw may be cited as *The Burning Bylaw*

2. Definitions

All terms and expressions used in this bylaw shall have the same respective meanings as *The Clean Air Act* and *Clean Air Regulations*

3. Prohibition Burning

No person shall:

- (a) Light an open fire, incinerator fire, and pit fire without first taking sufficient precautions to ensure that the fire can be kept under control at all times.
- (b) Light an open fire, incinerator fire, and pit fire when the weather conditions are conducive to creating a running fire.
- (c) Place a fire pit less than 3 meters from any structure including a fence or deck.
- (d) Burn in a pit fire, garbage,, leaves, straw, painted wood, treated construction materials and items made of or containing rubber, plastic, tar, material classified as a dangerous good, material which when burning will generate black smoke or create an offensive odor including electrical coring or equipment, asphalt roofing materials or any materials deemed for disposal.
- (e) Fail to take reasonable steps to control a fire for the purpose of preventing it from becoming a running fire or from spreading onto land other than his/her own.
- (f) Deposit, discard or leave any burning matter of substance where it might ignite other material and cause a fire.
- (g) Conduct any activity that involves the use of fire that might reasonably be expected to cause a fire, unless he exercises reasonable care to prevent the fire from occurring.

4. Conditions of Open Air Fires

All persons must:

- (a) Be located on private property
- (b) Have all open air fires contained in a receptacle constructed of cement, brick or metal
- (c) Have a metal screen with openings not to exceed 10 millimeters on all containers
- (d) Have an area 40cm on the ground around the container free of combustible materials
 - a. Use only charcoal briquettes or cut seasoned wood for fuel.
 - b. Use strict adult supervision

5. Conditions of Fireworks

No person shall discharge any fireworks/explosives within town limits, unless a permit has been issued by The Town of Southey.

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6. Offences and Fees

- (a) The Town of Southey Council and appointed authorized employees of the Town shall have the authority to determine when conditions are not suitable to burn bonfires, open fires or create fireworks.
- (b) All people who violate or fail to comply with any of the provisions of this Bylaw are guilty of an offense and liable on conviction to the penalties set out in *The Clean Air Act*.
- (c) The following shall be considered an infraction of the provisions of this bylaw and shall be subject to the penalties provided in the *General Penalty Bylaw* of the Town of Southey:
 - (i) Failure to extinguish any bonfires, other open fire or ceasing the creation of fireworks upon being notified to do so by any authorized personal.
 - (ii) Continuing to light bonfire or other open fires, creating fireworks in contravention of this bylaw, after having received prop notification of the provisions of this bylaw.

7. Repeal Previous Bylaws

Bylaw2-2000, Refuse Burning Bylaw is hereby repealed

8. Coming into Force

This bylaw shall come into force on September 9, 2014.

Mayor

Administrator

Seal