

CORPORATION OF THE MUNICIPALITY OF TWEED

BY-LAW NO. 2011-29

Being a By-Law to amend By-Law No. 2011-17, being a By-Law to regulate fire matters in the Municipality of Tweed.

WHEREAS Section 475 (3) of the Municipal Act, 2001 amends the Fire Protection and Prevention Act, 1997 by providing that a council of a municipality may pass by-laws for regulating the setting of open air fires, including establishing the times during which open air fires may be set;

AND WHEREAS Section 391 (1) (a) of the Municipal Act, 2001 authorizes a municipality to impose fees or charges on persons for services or activities provided or done by or on behalf of it;


AND WHEREAS the Council of the Corporation of the Municipality of Tweed deems it necessary to set regulations for open air fires and to set fees for fire equipment and services in certain situations;

NOW THEREFORE the Council of the Corporation of the Municipality of Tweed enacts as follows:

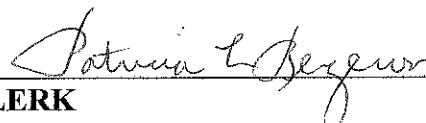
1. That Section 11 of the General Provisions of By-Law No. 2011-17 be amended as follows.
 11. No person who sets a fire out of doors in the Municipality in accordance with the provisions of Sections 2, 3 and 4 of this by-law, with the exception of Section 9, shall permit more than one (1) cubic metre of material or more than one tenth (1/10) hectare to be burned at any one time.
2. That the following section be added to the General Provisions of By-Law No. 2011-17.
 14. No person shall set or maintain a fire at any time during a period when out of doors burning is prohibited by the Fire Chief or his/her designate, including during a fire ban.
3. That Schedule 'A' attached to this by-law shall be the schedule of set fines for any contravention of the provisions of By-Law No. 2011-17 and this by-law.
4. That this by-law shall come into force and take effect immediately upon the passing thereof by the Council of the Corporation of the Municipality of Tweed.

Read a first and second time this 28th day of June, 2011.

Read a third and final time, passed, signed and sealed in open Council this 28th day of June, 2011.



REEVE



CLERK

CORPORATION OF THE MUNICIPALITY OF TWEED

BY-LAW NO. 2011-29

SCHEDULE 'A'

Open Air Burning - By-Law No. 2011-17 and By-Law No. 2011-29

Part I Provincial Offences Act

Item	Column 1 Short form wording	Column 2 Provision creating or defining offence	Column 3 Set fine
1	Set fire during prohibited time	s.2	\$ 200.00
2	Set fire in Village when prohibited	s.3	\$ 200.00
3	Set fire in Village other than for leaves	s.4	\$ 200.00
4	Leave fire without fully extinguishing it	s.6	\$ 200.00
5	Set fire without adequate equipment/water available to contain the fire	s.7	\$ 200.00
6	Fail to prevent fire from spreading or endangering other property	s.8	\$ 200.00
7	Burn more than prescribed size or area	s.11	\$ 200.00
8	Burn prohibited materials as described	s.12	\$ 200.00
9	Cause adverse effect as described by burning	s.13	\$ 200.00
10	Burn when all out of doors burning is prohibited by Fire Official	s.14	\$ 200.00

CORPORATION OF THE MUNICIPALITY OF TWEED

BY-LAW NO. 2011-29

SCHEDULE 'A'

By-Law No. 2011-17 as amended: Open Air Burning

Part I Provincial Offences Act

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Note: the general penalty provision for the offences listed above is Section 16 of By-Law No. 2011-17, as amended, a certified copy of which has been filed.