

THE MUNICIPALITY OF SOUTH BRUCE

BY-LAW #2002-42

BEING A BY-LAW to establish policy concerning burning in barrels in the rural, non residential areas, and residential areas of the Municipality of South Bruce, and the precautions to be taken.

WHEREAS Section 210, paragraph 35 of the Municipal Act R.S.O. 1990, Chapter M45, 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;

AND WHEREAS the Council of a local municipality may, pursuant to the Municipal Act R.S.O. 1990 Chapter M45, Section 210, paragraph 49, pass by-laws providing for making regulations for preventing fires and the spread of fires as the council considers necessary;

AND WHEREAS the burning of plastic, rubber or other man-made materials creates dioxin and other dangerous toxics in the air, soil and groundwater, thus endangering the health of people, pets, birds and fish;

NOW THEREFORE the Council of the Municipality of South Bruce enacts as follows:

A. No person shall:

- i) set a fire or permit a fire to burn in any container used to burn garbage, located closer than one hundred feet (100 feet) from any neighbouring line fence, building or structure;
- ii) create, by setting or burning of a fire, any odour or smoke which causes discomfort to any person residing in the area; or which may cause a hazard to traffic moving along any road or highway;
- iii) leave a fire burning unattended, or fail to fully extinguish the fire;
- iv) burn materials that are prohibited from being burned under the Environmental Protection Act; or materials that have not been generated on the property on which the burning is taking place;
- v) Use a container that cannot be covered with a screen to prevent pieces of embers from escaping.
- vi) Burn garbage in any containers in residential areas of the Municipality of South Bruce.

B. Enforcement and Penalties

- i) If the By-law Enforcement Officer is required to visit a property because the provisions of this by-law have been ignored, an administration fee of fifty (\$50.00) dollars will be levied against that party.
- ii) In the event that a fire, whether deliberately set or otherwise burns out of control, requires the assistance of fire fighting or fire protection services, then all costs in connection with the providing of said fire assistance shall be borne by the assessed owner on whose property the fire was either deliberately set or otherwise ignited.

C. NOTWITHSTANDING THE ABOVE

ALL RATEPAYERS AND RESIDENTS ARE REMINDED TO:

DISPOSE OF MAN-MADE MATERIALS AT THE LANDFILL SITES

and

REDUCE: buy in bulk or larger quantities;

REUSE: find someone else who can use it; have a yard sale or donate to a resale organization;

RECYCLE: paper, cardboard, metal, cans and other acceptable plastics

COMPOST: in a composter

D. This by-law comes into force and effect upon passing and is in addition to By-law 2002-05, the open air burning by-law.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED,

SIGNED and SEALED this _____ day of _____ 2002.

MAYOR

CLERK