

Fire Restriction Bylaw

VILLAGE OF BULYEA

BYLAW NO. 28/17

A BYLAW OF THE VILLAGE OF BULYEA RESPECTING FIRE RESTRICTION

The Council of the VILLAGE of BULYEA in the Province of Saskatchewan enacts as follows:

1. Title

This Bylaw shall be known as the “Fire Restriction Bylaw”.

2. Purpose:

- provide for public safety in times of extreme fire hazard;
- restrict or eliminate the use of fire within the village in areas of fire danger;
- minimize the risk of accidental fire; and
- regulate open fires, fireworks and burning of any kind.

3. Definitions

In this bylaw:

- a) “Administrator” shall mean the administrator of the municipality or in their absence their designate;
- b) “Council” shall mean the council of the village of Bulyea;
- c) “Designated officer” shall mean the Administrator or any person appointed to enforce this bylaw;
- d) “Discharge” includes to ignite, fire or set off and the words “discharging” and “discharged” have a similar meaning;
- e) “Fireworks” means any article defined as a firework pursuant to The Canada Explosives Act or any Regulations and shall include any recreational fireworks.
- f) “Village” shall mean the Village of Bulyea;
- g) “Mayor” shall mean the person elected as Mayor of the village or in their absence the deputy mayor.

4. Fire Ban

- a) A fire ban prohibiting open fires of any kind may be issued by a resolution of Council or jointly by any two officials of the village as identified in Subsection 4(b). A fire ban shall be issued in writing and shall identify:
 - i. The time and date that the fire ban commences;
 - ii. the time and date that the fire ban will be lifted or reviewed;
 - iii. person or persons authorizing the fire ban;

- iv. other information that may be of public interest.
- b) Pursuant to subsection 4(a) the municipal officials so authorized, in any tandem, to issue a fire ban are the administrator, mayor and deputy mayor.
- c) No person shall light, start or allow a fire of any kind in the open air during a fire ban including fire pits, yard waste or recreational fires.
- d) No person shall discharge, start, allow or cause to be discharged or ignited any fireworks of any kind whatsoever during a fire ban.
- e) A Designated Officer may order any fire to be extinguished immediately during any period for which a fire ban is in effect in the village.
- f) No person shall fail to immediately comply with an order to extinguish a fire by a Designated Officer.
- g) A Designated Officer may cause a fire to be extinguished immediately during any period for which a fire ban is in effect within the village.
- h) The cost of fire prevention, suppression or emergency response services shall be charged directly on the persons who receive the service in accordance with Schedule A which is attached and forms part of this bylaw.
- i) The administrator shall as per section 369 of The Municipalities Act add to the taxes of any property owned, occupied or inhabited by the person referred to in subsection 4(h) of this bylaw any amount which remains unpaid at the end of the calendar year or 21 days after the person has been invoiced for said services, whichever is earlier.
- j) A new offence is deemed to have been committed not less than two (2) hours from any previous offence.
- k) A Designated Officer may issue a notice of violation to any person committing an offence under this bylaw.
- l) A notice of violation shall require the person to pay to the Village:
 - i. A fine of \$300.00 for the first offence and
 - ii. \$450.00 for the second offence.
 - iii. Third and subsequent offences shall be \$750 each.
- m) The number of violations shall be based on a calendar year.
- n) The amount specified in clause 4(l)(i,ii,iii) may be paid:
 - i. in person, during regular office hours, to the Village of Bulyea at the village office OR
 - ii. by mail addressed to the Village of Bulyea, Box 37 , Bulyea, SK, S0G 0L0
- o) If payment of the fine as provided in clause 4(l)(i,ii,iii) is made within 15 days from the date they received the notice of violation, the person shall not be liable to prosecution for the offence.
 - i. The imposition of any penalty for violation of this bylaw shall not relieve the person from complying with this bylaw.

5. Effective Date of Bylaw

This bylaw shall come into force and take effect on September 20, 2017.

[SEAL]

Mayor

Administrator

Read a third time and adopted
this ____ day of _____

Administrator

Certified a true copy of bylaw number _____

Adopted by resolution on the _____

Day of _____, 20_____ .

Schedule "A"

Fees and Charges for Enforcement and Protective Services:

Fire Prevention	\$80 per person hour
	- a minimum charge of one hour
Fire Suppression	\$80 per person hour
	- a minimum charge of one hour
	- plus costs
Emergency Response	\$120 per person hour
	- a minimum charge of one hour
	- plus costs

Other fees and charges:

Fire Department or other fire suppression services or other fees and charges respecting fire:

- Actual invoiced amount from the provider of firefighting or fire suppression service
- Plus all reasonable costs