

**THE CORPORATION OF THE  
TOWNSHIP OF DRUMMOND/NORTH ELMSLEY**

**BY-LAW NO. 2006-29**

**FIRE PERMIT BY-LAW**

**BEING A BY-LAW to rescind By-Law 2000-15 and being a by-law to regulate and control the setting out of fires and the issuing of fire permits in the Township of Drummond/North Elmsley**

**WHEREAS** the Municipal Act, as amended, and the Fire Protection and Prevention Act, 1997, Part II section 5 (1.0), as amended, permits the Council to establish and regulate a fire department; and

**WHEREAS** the Township of Drummond/North Elmsley passed By-law No. 2005-62 to establish and regulate a Fire Department known as the Drummond/North Elmsley Tay Valley Fire Rescue;

**WHEREAS** the Municipal Act, as amended, permits a Council of local municipalities to pass a by-law prescribing times for setting fires and precautions.

**AND WHEREAS** the Council of the Township of Drummond/North Elmsley deems it expedient to prohibit against setting out of fires except under authority of a fire permit.

**NOW THEREFORE**, the Council of the Corporation of the Township of Drummond/North Elmsley enacts as follows:

1. In accordance with this duly authorized by-law, open air burning shall not be permitted unless such burning consists of a small, confined fire, supervised at all times, and used to cook food on a grill or a barbecue within the Townships of Drummond/North Elmsley and Tay Valley without first having obtained a permit from the Fire Department and under all these conditions.
  - Hours of burning will be at Sunrise to Sunset.
  - Materials to be burned shall only be wood products. Petroleum products, plastics, rubber, painted lumber and all recyclable items or products that will cause excessive fumes or smoke shall not be burned in contravention of the Environmental Protection Act.
  - Permits cannot be obtained for buildings, grass, hay, straw or leaves.
  - All burning to be done on calm days and not during dry weather conditions.
  - All remaining embers or ashes shall be removed or wet down thoroughly before leaving fire area.
  - Sufficient human resources and equipment and water to be available to control fire.
  - No person shall set any fire out of doors except in the presence of a competent person and this person shall be in constant attendance of any burning operation so as to prevent the fire from spreading to or endangering other property.
  - No fires to be set within 15 metres/50 feet of any hydro, telephone or cable lines, building, fence, trees, dry grass or hay or any substance liable to create a danger.
  - No burning to be done on pavement or road allowance that would interfere with traffic.
  - No person shall operate an incinerator (burn barrel) without a burn permit. The barrel must be an enclosed device, constructed in whole of metal in good condition, and the outlet must be covered with a heavy screen having a mesh size of not greater than seven millimetres. The incinerator (burn barrel) must be situated no less than 15 metres/50 feet from a forest, woodland, dry grasses or hay or a building and set on bare rock or base mineral soil at least two metres/six feet in diameter.
  - Permits are required year round, the property owner or person who has signed the permit will ensure that, prior to burning they contact the Administration Office of the Fire Department on the date intended to burn, providing their name, permit number, address and phone number.
  - Permits may be cancelled or suspended at any time by the Fire Department, and immediately upon receiving notice of such cancellation or suspension the permit holder shall extinguish any fire set out under permit.
  - In the event of any negligence or carelessness regarding any fire, the person or persons responsible will be held liable for all costs incurred by the Department in extinguishing said fire,

- including the time required for all equipment to be made operational again.
- If a complaint is received by the Fire Department where person(s) are burning and such burning is causing a discomfort to the complainant, there may be a fee charged for Fire Department personnel to respond and investigate the situation.
  - Any person(s) who deliberately sets out a fire without a permit, or refuses to assist in controlling or extinguishing said fire may be prosecuted and obligated to pay any costs incurred by the municipality. (Ministry of Transportation rates).
2. A Permit is valid for three (3) days from the date of issue. An extension of a further three (3) days to be obtained by call the Administration Office.
  3. That the Fire Permit shown in Schedule “A” attached hereto shall form part of this by-law.
  4. The provisions of this by-law shall come into force and take effect upon the passing thereof.

Read a first, second and third time this 23<sup>rd</sup> day of May, 2006.

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Aubrey Churchill, Reeve

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Paul Snider, Clerk-Treasurer

**FIRE PERMIT**

Bylaw 2006-  
Tay Valley Township

Bylaw 2006 – 29  
Drummond North Elmsley Township

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7. No person shall set any fire out of doors except in the presence of a competent person and this person shall be in constant attendance of any burning operation so as to prevent the fire from spreading to or endangering other property.
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12. Permits may be cancelled or suspended at any time by the Fire Department, and immediately upon receiving notice of such cancellation or suspension the permit holder shall extinguish any fire set out under permit.
13. In the event of any negligence or carelessness regarding any fire, the person or persons responsible will be held liable for all costs incurred by the Department in extinguishing said fire, including the time required for all equipment to be made operational again.
14. If a complaint is received by the Fire Department where person(s) are burning and such burning is causing a discomfort to the complainant, there may be a fee charged for Fire Department personnel to respond and investigate the situation.
15. Any person(s) who deliberately sets out a fire without a permit, or refuses to assist in controlling or extinguishing said fire may be prosecuted and obligated to pay any costs incurred by the municipality. (Ministry of Transportation rates).

This Permit is valid for three (3) days from the date of issue. An extension of a further three (3) days to be obtained by call the Administration Office at 267 2596

Permission is hereby given to : \_\_\_\_\_ Tel No. \_\_\_\_\_

Lot \_\_\_\_\_ Conc \_\_\_\_\_ Ward \_\_\_\_\_ PIN No. \_\_\_\_\_ Road Name \_\_\_\_\_

Signature of Applicant \_\_\_\_\_ Permit No. \_\_\_\_\_

Permission given by \_\_\_\_\_ Date \_\_\_\_\_

Any person who deliberately sets out a fire without a permit, fails to meet requirements of the permit, or refuses to assist in controlling or extinguishing a fire, may be held liable for all costs.