

RURAL MUNICIPALITY OF ST. ANDREWS NO. 287

BYLAW NO. 113-2018

A BYLAW TO ESTABLISH A PROCESS FOR BANNING FIRES IN THE RURAL MUNICIPALITY OF ST. ANDREWS NO. 287

The Council of the Rural Municipality of St. Andrews No. 287 in the Province of Saskatchewan, enacts as follows:

WHEREAS Section 8(1) (a) of *The Municipalities Act*, provides that Council may pass bylaws for the safety, health and welfare of people and the protection of people and property;

AND WHEREAS the Council of the Rural Municipality of St. Andrews No. 287 pursuant to the powers granted to it under *The Municipalities Act* wishes to provide for the banning of fires within the Rural Municipality of St. Andrews No. 287 for the health, safety and welfare of the people and protection of the people and property from damage or destruction by fire on the terms hereinafter provided:

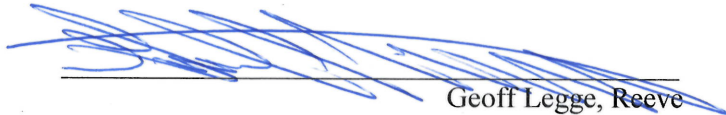
NOW THEREFORE, the Council of the Rural Municipality of St. Andrews No. 287, duly assembled, enacts as follows:

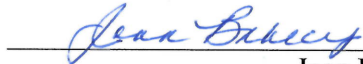
This bylaw shall be known as the "Fire Ban Bylaw"

1. In this bylaw:
 - a) "Administrator" shall mean the administrator of the municipality;
 - b) "Council" shall mean the council of the municipality; and
 - c) "Municipality" shall mean the Rural Municipality of St. Andrews No. 287
 - d) "Deputy Reeve" shall mean the Deputy Reeve of the R.M. of St. Andrews No. 287
2. The preamble forms a part of this Bylaw.
3. Notwithstanding the provision in any other Bylaw the Ministry of Environment may, upon receiving input from any of the Fire Chiefs of the Fire Department serving the Municipality, declare a Fire Ban on burning of any kind within the Rural Municipality. In the absence of the Ministry of Environment, the Administrator, acting on the recommendation of the Fire Chief, or Council (collectively) may also declare a Fire Ban within the Rural Municipality. A Fire Ban will not be effective until signed by the Reeve or Deputy Reeve, or in their absence, by two members of Council.
 - 3.1 Two types of Fire Bans may be implemented:
 - a. A Complete Ban – No Fires.
 - b. A Partial Ban – No fires except for approved cooking appliances; or burning barrels not larger than 275 liters (60 gallons) with screening over the fire with openings no larger than 1.3 centimeters (0.5 inches).
 - 3.2 When determining whether to declare a Fire Ban within the Rural Municipality; consideration shall be given to any or all of the following factors:
 - a. Levels of recent precipitation;
 - b. Future weather forecasts;
 - c. Water shortages or restrictions
 - d. Availability of fire crews, equipment and apparatus;
 - e. The overall fire danger including fire load and level of ground fuels;
 - f. The amount of or increase in recent outside fires; and
 - g. Recommendation of Fire Chiefs within the Rural Municipality.

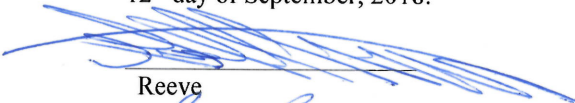
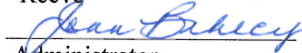
- 3.3 The Rural Municipality authorizes the Ministry of Environment or the Administrator (in the absences of the Ministry of Environment) the authority to remove any Fire Ban when conditions warrant.
- 3.4 When a Fire Ban is in effect, any person who contravenes the Fire Ban may be subjected to the fines established within this bylaw.
4. Any person who fails to comply with any Fire Ban is guilty of an offense and is liable to a fine of \$250.00 on summary conviction for the first offense; to a fine of \$500.00 on summary conviction for a second offense occurring within 12 months of the first offense; to a fine of \$1,000.00 on summary conviction for a third offense occurring within 12 months of the second offense.
5. Any fire in the R.M. of St. Andrews No. 287 that is reported by a designated officer or anyone else to the Fire department during a fire ban that requires the fire department to be dispatched to the scene will have the costs of the fire call charged to the landowner of the land where the fire is located.
6. Should any section or part of this Bylaw be found to have been improperly enacted, for any reason, then such section or part shall be regarded as severable from the rest of this Bylaw and the Bylaw remaining after such severance shall be effective and enforceable as if the section or part found to be improperly enacted had not been enacted as part of this Bylaw.
7. This bylaw shall come into force on the 12th day of September, 2018.




Geoff Legge, Reeve


Joan Babecy, Administrator

Certified true copy of Bylaw No. 113-2018
adopted by resolution of Council on the
12th day of September, 2018.


Reeve

Administrator

