

TOWN OF PENSE

BYLAW NO 1/2021

A BYLAW OF THE TOWN OF PENSE TO PROVIDE OUTDOOR FIREPIT REGULATIONS.

The Council of the Town of Pense in the Province of Saskatchewan enacts as follows:

Purpose:

- To restrict or eliminate the use of fire within the Municipality in area of fire danger.
- To attempt to minimize the risk of accidental fire.
- To regulate open fires or burning of any kind.


In this bylaw:

- a. "Administrator" shall mean the administrator of the municipality.
 - b. "Council" shall mean the council of the municipality.
 - c. "Clean Wood Waste" shall mean tree trunks, tree branches, brush or wood products that do not contain painted or treated wood material.
 - d. "Head of council" shall mean the mayor of the municipality, as the case may be.
 - e. "Municipality" shall mean the Town of Pense.
1. Any person who lights, ignites, or starts or allows or cause to be lighted, ignited or started a fire of any kind whatsoever in the open air, shall place and at all times keep a competent person in charge of the fire while it is burning or smoldering and shall provide that person with efficient equipment in order to prevent the fire from getting beyond control or causing damage or becoming dangerous. The equipment to be used may consist of a garden hose connected to the water supply or portable fire extinguishers.
 2. The Fire Chief shall have the authority to prohibit any or all open fires when atmospheric conditions or local circumstances, in his opinion, make such fires hazardous.
 3. Open-air fires must be contained in a non-combustible receptacle constructed of cement, brick, or sheet metal and designed for the use as a fire pit. Permitted fire pits shall not consist only of a pit or hole dug in the ground.
 - The receptacle must be located on private property.
 - It is recommended a distance of at least 3 meters from any property line, building or combustible structures or from trees or combustible vegetation that might be situated on the property.
 - The receptacle must be covered with a heavy gauge metal screen with openings not exceeding 10 millimeters.
 - The area 16 inches or 40 cm on the ground the circumference of the receptacle shall be free of combustible materials or vegetation.
 - The fuel for open-air fires shall consist only of charcoal briquettes or clean wood waste.
 - Firepits shall be clear of overhangs, such as tree branches, utility lines and structures.
 4. Open-air fires shall not be permitted in any front yard, as defined in the Zoning Bylaw as amended from time to time.
 5. Open-air fires must be supervised so as to prevent their spread.


6. Open-air fires from any fire pit are not to be set in windy conditions conducive to creating a running fire, and if smoke from an open fire caused unreasonable interference with the use and enjoyment of another persons' property the fire must be extinguished immediately.
7. If due to excessive flames and / or smoke of any residential open-air fire pit, a call is placed to the local fire department and fireman are dispersed, the owner of the fire pit shall be assessed a fine of a \$100 plus all expenses incurred as per the Bylaw to provide fire protective services.
8. Nothing in this section shall relieve any person from complying with the provisions of *The Environmental Management and Protection Act, 2010* and *the Fire Safety Act* of the Province of Saskatchewan and the regulations passed pursuant thereto.

This Bylaw shall come into force on the date of final approval by Council.





Mayor



Administrator