

**THE CORPORATION OF THE
TOWNSHIP OF MATTICE - VAL CÔTÉ**

BY-LAW NO. 863

Being a by-law to control open air
burning within the Municipal boundaries

WHEREAS the Fire Protection and Prevention Act, 1997, S.O.1997, s.2(1) provides that every municipality shall:

- a) establish a program in the municipality which must include public education with respect to fire safety and certain components of fire prevention and
- b) provide such other fire protection services as it determines may be necessary.

WHEREAS the Municipality is responsible to extinguish grass, brush and forest fires within its limits pursuant to Section 21 of the Forest Fires Protection Act, R.S.O. 1990, c. F-24,

AND WHEREAS the Municipality has entered into a fire management agreement pursuant to section 19 of the Forest Fires Prevention Act, R.S.O. 1990, c. F-24, with respect to the prevention and control of grass, brush and forest fires.

NOW THEREFORE the Council of the Corporation of the Township of Mattice - Val Côté enacts as follows:

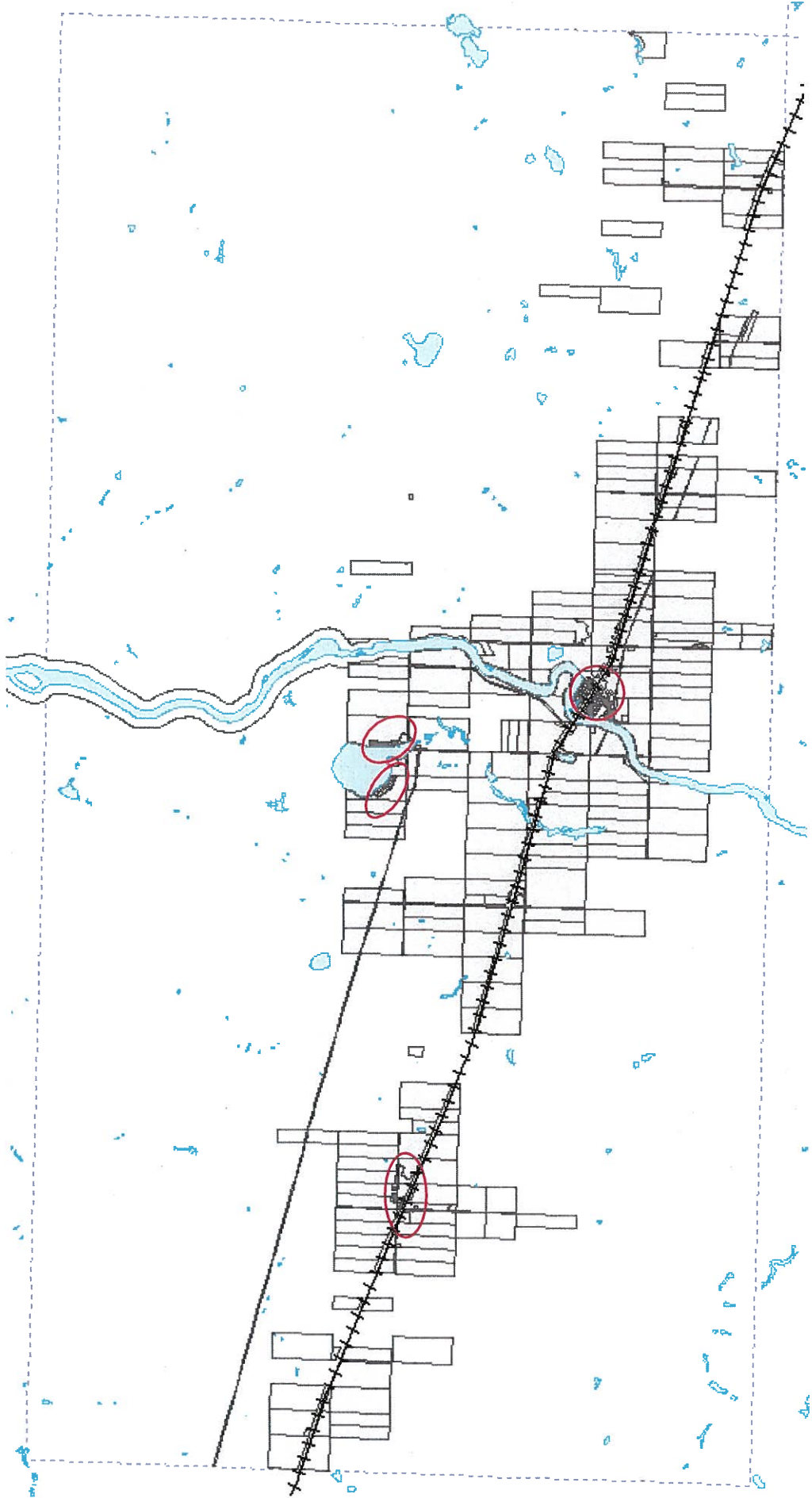
1. Open air burning shall be strictly prohibited within the built-up areas as identified in Appendix "A".
2. Notwithstanding Section 1, the use of an enclosed device or charcoal installation shall be permitted, for the purpose of cooking, obtaining warmth or controlling insects, within the built-up areas as defined in Appendix "A" and within municipal boundaries without a permit.
3. Notwithstanding Section 1, small residential camp fires shall be permitted for recreational purposes within the built-up areas defined in Appendix "A" and within municipal boundaries, without a permit, provided that: i) only clean dry wood or charcoal is burnt; ii) there is a bucket of water of a garden hose at the site and iii) someone is attending the fire at all times.

4. A Municipal Burning Permit approved by the Fire Chief or his appointee shall be required for any open air burning in rural areas outside the restricted areas as defined in Appendix "A", from April 1st to October 31st of every year.
5. An open air burning conducted under the authority of a municipal permit shall be subject to any provincial restrictions, as enforced by the Ministry of Natural Resources and Forestry (MNR) under the Forest Fires Protection Act, the Ministry of Community Safety and Correctional Services (MCSCS) under the Fire Protection and Prevention Act, or the Ministry of the Environment and Climate Change (MOECC).
6. When proceeding with controlled open air burning under the authority of a Municipal Burning Permit, the permit holder shall abide by all municipal and provincial regulations; furthermore, in the event that the permit holder or persons assisting in the controlled burning lose control of their fire and the Municipal Fire Department and/or the MNR have to intervene, the permit holder and/or owner of the property from which the fire initiated shall be fully responsible for the full reimbursement of all costs associated with such intervention(s), as per current rates as may be adjusted from time to time. Current rates shall be based on and reflect the rates negotiated and agreed to from time to time between the Crown (as represented by the MNR) and the Municipality under the Municipal Forest Fire Management Agreement (present rates attached for reference only).
7. A permit fee of \$15.00 shall be collected by the Municipality in order to recover any costs associated with inspection, administration and prevention in accordance with the requirements of provincial regulations; such fee may be adjusted from time to time by Council resolution.
8. A fine of \$50.00 shall be imposed by the Municipality for any open air burning that has taken place in rural areas without the property owner having previously acquired a Municipal Burning Permit.
9. This By-law shall take effect on the day following its adoption.
10. This By-law repeals by-law no. 794.

ADOPTED IN OPEN COUNCIL
This 14th day of September 2020

Appendix « A »
to By-law no. 863

Mattice - Val Côté



Municipal built-up areas :

- Village of Mattice
- Village of Val Côté
- Shallow Lake Hamlet

