

BYLAW 9-2007

BEING A BYLAW OF THE TOWN OF DUNDURN TO SET MINIMUM STANDARDS FOR THE CONTROL OF FIRE PITS, CHIMINEAS, WOOD STOVES, FIREPLACES AND OTHER OUTDOOR APPROVED APPLIANCES IN RESIDENTIAL AREAS OR ZONES.

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

Part 1 – Introduction

1. Title – This bylaw shall be known and may be cited as the Residential Fire Control Bylaw.
2. Purpose – The purpose of this bylaw, subject to the provisions of Section 8 of the Municipalities Act and the Air Pollution Control Act, is to regulate and control the use of appliances and devices which burn wood and other materials in residential zones within the limits of the Town of Dundurn.

Part 2 – Definitions

1. Whenever in this bylaw, the following words or terms are used, they shall, unless the text otherwise provides, be held to have the following meanings:
 - a) ACT – shall mean the Municipalities Act and amendments thereto;
 - b) PERSON – shall mean the person or persons occupying a property in the Town of Dundurn;
 - c) TOWN – shall mean the Town of Dundurn.

Part 3 – Regulations

1. Each person wishing to build or install a fire pit or chiminea must pay a fee of \$10.00 for the initial inspection or the fire pit or chiminea and must have an additional inspection(s) if the fire pit or chiminea is relocated or moved on the property.
2. The inside diameter of the fire pits or chimineas shall not exceed 30 inches and must be constructed of metal, stone, brick or concrete.
3. All fire pits or chimineas must be covered with a heavy gauge metal screen with openings not to exceed one half (1/2") inch.
4. The inside wall of the fire pit or chiminea shall be separated from grass and any other vegetation by a distance of at least twelve (12) inches by means of clean earth, sand, gravel or other non-combustible material.
5. No material or fuel other than seasoned wood, propane, natural gas or other town approved material or fuel may be burned in the fire pit, chiminea or fireplace in a residential zone.
6. No fire pit or chiminea may be located closer than six (6) feet from any property line, building or other combustible structure and may not be closer than twenty (20) feet from any neighbouring or abutting residential dwelling.
7. If smoke from an open air fire causes an unreasonable interference with the use and enjoyment of another person's property, and a complaint is received, the Dundurn Fire Department may request that the fire be extinguished immediately.

8. The Council of the Town of Dundurn reserves the right by resolution to ban the use of fire pits or chimineas on a specific lot or parcel of land, if the Town Administrator receives written complaints about the fire pits or chimineas from abutting property owners or tenants.

Part 4 – Enforcement

1. Proceedings to enforce the Bylaw shall be in accordance with the provisions of the Summary Offences Procedure Act, 1990 and amendments thereto.
2. Any person found guilty of a breach of any provision of this Bylaw shall be liable on summary conviction to the penalties provided in the General Penalties Bylaw of the Town of Dundurn.
3. This bylaw shall come into force on the date of passage.
4. That Bylaw 9-2005 be hereby repealed.

Mayor Bill Lamb

S E A L

Administrator Michelle Roepe

Introduced and given first reading on this 16th day of April, 2007.
Given second reading on this 16th day of April, 2007.
Given final reading and hereby adopted on this 16th day of April, 2007.

Certified true copy of Bylaw 9-2007
Adopted by resolution of council on
April 16, 2007.

Administrator Michelle Roepe