

**THE MUNICIPALITY OF CENTRAL MANITOULIN**

**BY-LAW 2023-20**

**BEING A BY-LAW TO PROVIDE FOR THE REGULATION OF OPEN-AIR BURNING AND PRECAUTIONS TO BE TAKEN WHILE BURNING**

BEING A BY-LAW TO AMEND BY-LAW 2020-14 TO PROVIDE FOR THE REGULATION OF OPEN-AIR BURNING AND PRECAUTIONS TO BE TAKEN WHILE BURNING

Whereas Section 7.1 of the *Fire prevention and Protection Act, S.O. 1997* as amended provides that the Council may pass By-Laws regulating the setting of open-air fires, including establishing the times which open-air fires may be set; and

Whereas the *Fire Prevention and Protection Act, S.O. 1997* provides that the Chief Fire Official or Designate is required to approve open-air burning and appropriate fire safety provisions; and

Whereas Section 130 of the *Municipal Act, S.O. 2001* provides that the Council may regulate matters related to the health, safety and well being of the inhabitants of the municipality; and

Whereas Section 129 of the *Municipal Act S.O. 2001* provides that the Council can prohibit and regulate matters that it deems to be a public nuisance; and

Whereas Section 391 of the *Municipal Act S.O. 2001* provides that municipalities may pass By-Laws imposing fee or charges on any class of persons for services or activities provided or done by or on behalf of it; and

Whereas Section 427 of the *Municipal Act, S.O. 2001* provides that where the Council has the authority to direct or require by By-Law or otherwise that any matter or thing be done, the council may by By-Law direct that, in default of its being done by the person directed or required to do it, such matter or thing shall be done at the person's expense and the Municipality may recover expenses incurred in doing it by adding the costs to the tax roll and collecting them in the same manner as taxes.

NOW THEREFORE THE COUNCIL OF THE MUNICIPLAITY OF CENTRAL MANITOULIN HEREBY ENACTS AS FOLLOWS:

1. That Section 3.8 be amended to read the following:

The fire is started not earlier then two hours before sunset, and is extinguished not later then two hours after sunrise the following day, or earlier during the fire season April 1 to October 31.

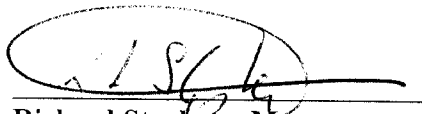
2. That the following section be added to read the following:

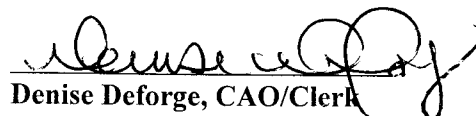
3.10 The fire is started not earlier then two hours before sunset and is extinguished not later than two hours after sunrise the following day or earlier during November 1 to March 31, as per Ontario Outdoor Fires Regulation 207/96 s. 2.4. And furthermore, to include notification to the Municipality of burning activity by filing a burning permit application which must be approved by the Fire Chief.

3. All other provisions of By-law 2020-14 shall remain in effect.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED**

**THIS 23rd DAY OF November, 2023.**

  
Richard Stephens, Mayor

  
Denise Deforge, CAO/Clerk

I, \_\_\_\_\_, Clerk of the Municipality of Central Manitoulin, hereby certify that the foregoing is a true copy of By-law 2023- passed by the Council of the Municipality of Central Manitoulin on the 23rd day of November, 2023.

\_\_\_\_\_  
Clerk