

THE CORPORATION OF THE TOWNSHIP OF
CENTRAL MANITOULIN

BY-LAW NO. 2002-25

BEING A BY-LAW TO REGULATE THE SETTING OUT OF FIRES AND
THE PRECAUTIONS TO BE TAKEN WHILE BURNING

WHEREAS section 210, paragraph 49 of the Municipal Act, R.S.O. 1990, c.M.45, as amended, provides that a municipal council may enact by-laws for prescribing for the whole or any part of the municipality the times during which fires may be set in the open air, the precautions to be observed by persons setting out fires and preventing the spread of fires;

NOW THEREFORE the Council of the Corporation of the Township of Central Manitoulin enacts as follows:

1. No burning permit shall be issued and no burning allowed in Hamlet of Mindemoya, the Hamlet of Providence, the Hamlet of Spring Bay, The Hodgins Subdivision and the Nelder Subdivision, as indicated on Schedule "A" attached to this by-law.
2. Fires enclosed in a campfire pit shall be fire permit exempt and shall be permitted in all areas.
3. A burning permit is required in all other areas of the Township from the 1st of April to the 1st October of each year, other than in areas referred to in paragraph 1 above that do not allow burning. The following provisions shall apply.
 - a. No person shall set a fire in the open air, except fires contained in a burning barrel, without a burning permit.
 - b. No person shall set a fire in the open air to burn other than dry material and notwithstanding the generality of the foregoing, shall not burn any materials made of, or containing, plastic, tar, rubber or petroleum based products.
 - c. No person shall set any fire in the open air, except in the presence of an adult person and this person shall:
 - i. Be in constant attendance of any burning operation as to prevent same from spreading to or endangering other property and
 - ii. Be in possession of adequate tools or water to control the fire.
 - d. No person shall set any fire in the open air which causes inconvenience or irritation to others.
 - e. No person shall leave the site of a fire set in the open air, without fully extinguishing the said fire, or implementing measures to prevent its spread.
4. Persons wishing to set out a fire, other than under the terms of paragraph 3 of this by-law, shall complete an application for a burning permit in the form outlined in Schedule "B" attached to and forming part of this by-law. A burning permit may be issued at the discretion of the Clerk or his/her designate and upon payment of applicable fee (\$ 5.00) and such shall be effective for a period not to exceed 14 days from date of issue.
5. Any person who contravenes any provision of this by-law is guilty of an offence and subject to a fine of \$ 250.00 for the first offence, \$ 500.00 for the second offence and \$ 1,000.00 for each subsequent offence recoverable under the Provincial Offences Act.
6. This by-law shall come into effect on the day of its being passed.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 21ST DAY OF
OCTOBER, 2002.

Mary Nelder – Reeve

Ruth Frawley – Clerk

I, Ruth Frawley, Clerk of the Township of Central Manitoulin, hereby certify that the foregoing is a true copy of By-Law No. 2002-25 passed by the Council of the Township of Central Manitoulin on the 21st day of October, 2002.

Ruth Frawley, Clerk