

CORPORATION OF THE TOWNSHIP OF MCKELLAR

BY-LAW NO. 2023-53

Being a By-law to Amend By-law 2019-24 Being a By-law to Prescribe Times for Setting Fires and Precautions / Restrictions for Burning

WHEREAS Section 7.1 of the Fire Protection and Prevention Act, 1997, S.O. 1997, c.4, as amended, provides that the Council may pass by-laws regulating fire prevention, including the prevention of the spreading of fires and regulating the setting of open air fires, including establishing the times during which open air fires may be set; and

WHEREAS Section 391 of the Municipal Act, 2001, S.O. 2001, c. 25, authorizes Council to pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of it, and for costs payable by it for services or activities provided or done by or on behalf of any other municipality, or local board and;

WHEREAS Council deems it necessary to amend By-law 2019-24 from the recommendation of the Fire Chief;

NOW THEREFORE the Council of the Corporation of the Township of McKellar hereby enacts as follows:

1. Add under Section 1.0 Definitions;

"Restricted Fire Zone" (RFZ) is an order made by the Minister of Natural Resources and Forestry, under the Forest Fires Prevention Act restricting the use of open fires in a specific area of the province.

2. Add under Section 8.0 Declarations of a Fire Ban and Fire Danger Ratings;

8.3 Any persons found to be burning or setting off fireworks during a declared and established **Fire Ban** shall be subject to a municipal fine in the amount equivalent to the current MTO rates per apparatus response automatically for 2nd occurrence and at the discretion of the fire officer in the 1st offence.

8.4 Any persons found to be burning or setting off fireworks in a **Restricted Fire Zone** (RFZ) shall be subject to fines as levied by the Ministry of Natural Resources as referenced at www.ontario.ca

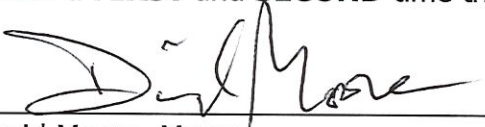
3. Add to Schedule 'B' to By-law 2019-24 Part 1 Cost of Investigation / Enforcement's per Section 15.1 Table;

<u>Item</u>	<u>Authority Section</u>	<u>Related Costs May Include</u>	<u>Calculated & Documented By</u>
Equipment / Apparatus Cost	Section 15.1	Current MTO Rate plus personnel plus any additional costs per incident. Total replacement cost for every or any damaged unit of equipment or material used in the response	Current rate set by MTO on the day(s) of the occurrence, personnel time sheets, replacement cost at the time of the occurrence

4. Remove the first paragraph of Schedule 'B' to By-law 2019-24 Part 2 – Cost of Fire Containment and/or Suppression Services and Fees and replace with;

The cost(s) for all Fire Control equipment or devises, or suppression ~~personal~~ ^{personnel} are based on the current MTO rates. XB

READ a **FIRST** and **SECOND** time this 18th day of July, 2023.



David Moore, Mayor



Karlee Britton, Deputy Clerk

READ a **THIRD** time and **PASSED** in **OPEN COUNCIL** this 18th day of July, 2023.



David Moore, Mayor



Karlee Britton, Deputy Clerk