

Town of Rockglen

BYLAW NO. 7-2022

**A BYLAW OF THE TOWN OF ROCKGLEN, SASKATCHEWAN
TO REGULATE OUTDOOR FIRES**

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

1. This bylaw may be cited as the Outdoor Fire Bylaw.
2. In this bylaw, the following definitions shall apply
 - a) "Administrator" shall mean the administrator of the municipality;
 - b) "Council" shall mean the Council of the Town of Rockglen;
 - c) "Department" shall mean the Rockglen and District Fire Protection Association;
 - d) "Fire Chief" shall mean the Chief of the Rockglen and District Fire Protection Association or his designate;
 - e) "Member" means a person appointed as a Fire Chief by Council or a member of the Fire Department approved by the Fire Chief
 - f) "Bylaw Enforcement Officer" shall mean the Officer appointed to the Town of Rockglen.
 - g) "Municipality" shall mean the Town of Rockglen.
3. Outdoor Fires
 - a) No person shall light, ignite or start to allow or cause to be lighted, ignited or started, a fire of any kind whatsoever in the open air without first having obtained a written permit to do so as shown in Schedule "A", as attached hereto and forming part of the bylaw.
 - b) The Department may issue a permit to a person to set an open-air fire as part of a block party, community event or similar special function or celebration.
 - c) The Fire Chief or a designate may suspend a burning permit if the wind or other conditions are not conducive to fire safety on the date specified for the burn. The Fire Chief may validate the permit for another date.
 - d) A person to whom a permit has been issued under Subsection 3.a) shall prevent the fire from getting beyond control or causing damage or becoming dangerous.
 - e) Notwithstanding Subsection 3.a), no permit shall be required to light, ignite or start or allow or cause to be lighted, ignited or started, a fire pit (as described in Section 5), a barbeque, electric Wood Pellet grill, electric smoker, charcoal briquette or similar device used to cook food, that is not wood fired.
 - f) Nothing contained in this section shall relieve any person from complying with the provisions of *The Clean Air Act* and the regulations passed pursuant thereto.
 - g) Burning for land clearing purposes is prohibited.
 - h) A permitted fire, outdoor burning appliance or barbeque, which is deemed hazardous, may be extinguished or removed by order of the Bylaw Enforcement Officer, Fire Chief or any member.

4) Exemptions to Burning Regulations

Notwithstanding any other provision of this bylaw, the Fire Chief or any other member designated by the Fire Chief may burn buildings, structures or other materials for the purpose of training its personnel in structural firefighting methods, for investigation procedures, for the purpose of elimination of hazards or any other municipal purposes.

5) Fire Pits

A) Outdoor cooking fires shall not be set unless the following measures are taken:

- a) be limited to a diameter of seventy-five (75) centimeters (29.5 in.) and be contained in a non-combustible receptacle constructed of cement, brick, clay (kiln dried) or sheet metal with a minimum 18 gauge thickness;
- b) the receptacle must be covered with a heavy gauge metal screen with openings not exceeding 13 millimeters (0.5 in.);
- c) the receptacle must be located on private property, a distance of at least 3.1 meters (10 feet) from any property line, building or other combustible structure and or material
- d) the receptacle must be separated from grass and any other vegetation by the distance of at least forty (40) centimeters (15.7 in.) by means of clean earth, sand, gravel or other non-combustible material.

B) Chimney including wood burning stoves, outdoor fire places & portable fire pits:

- a) shall not be used on apartment balconies;
- b) shall not be used indoors;
- c) shall not be used on wooden decks; but may be used on a non-combustible surface such as earth, concrete, stone, etc;
- d) shall be separated from grass and any vegetation by a distance of at least 40 centimeters (15.7 in.) by means of clean earth, sand, gravel or other non-combustible material;
- e) shall be located on private property a distance of at least 3.1 meters (10 feet) from any property line, building or other combustible structure, and or material.

C) General Requirements

- a) The fire shall not be allowed prior to 11:00 a.m. and shall be extinguished no later than 1:00 a.m.
- b) The fire must be reasonably supervised so as to prevent its spread.
- c) The fuel for outdoor fires shall consist only of charcoal, cut seasoned wood or manufacturer's logs.
- d) The fire shall be adequately ventilated to ensure proper combustion and to prevent an unreasonable accumulation of smoke.
- e) The fire shall not be set in windy conditions conducive to creating a running fire or a nuisance to another person.

- f) The burning of the following materials is prohibited:
- (1) rubbish;
 - (2) garden refuse;
 - (3) manure;
 - (4) livestock or animal carcasses;
 - (5) any material classified as a dangerous good
 - (6) any material when burned will generate black smoke or an offensive odor (i.e. insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, rubber materials, creosote, treated and painted wood).
- g) If smoke from a fire causes an unreasonable interference with the use and enjoyment of another person's property, the fire must be extinguished immediately. Continued offences of this nature and or violations of this bylaw could call for immediate removal and/or suspension of its use for a period of one calendar year and the revoking of the permit, at the discretion of the Bylaw Enforcement Officer or Fire Chief.
- h) The permittee is responsible for any or all damages as a result of burning.

6)

Barbecuing

- a) Every person who used any barbecue or similar device shall:
- i) Use the barbecue in a reasonable and safe manner;
 - ii) Keep the barbecue, when lit, a sufficient distance from all combustible materials ("combustible materials" is not to be interpreted as the railing on a balcony or deck);
 - iii) Ensure that a portable grill or barbecue is located on a firm base and firmly anchored;
 - iv) Refrain from leaving the barbecue unattended;
 - v) Keep the barbecue in a reasonable state of repair;
 - vi) Comply with all federal and provincial regulations regarding the use and storage of propane cylinders;
 - vii) Ensure propane cylinders be connected and secured to the barbecue;
 - viii) Ensure propane cylinders be shut off at the tank valve when not in use;
 - ix) Ensure propane cylinders be kept in an upright position at all times, including when the cylinders are in transit, service or storage.
- b) When solid fuel appliances are used, provisions for the storage of ashes or hot coals is limited to approved receptacles.

7) Contravention of the Bylaw

Every person who contravenes any provision of the Bylaw for which no other penalty is specifically provided for in this Bylaw is guilty of an offence and liable on summary conviction to a fine:

- a) for the first offence, of \$100.00;
- b) for the second offence, of \$200.00;
- c) for a third or subsequent offence; of not less than \$200.00 and not more than \$500.00.
- d) If Fire department is called to address a contravention of this bylaw, the fire will be put out and the home owner will receive an invoice for minimum of one hour at the current rate.

8) Bylaw No. 5-14 is hereby repealed.

9) This bylaw shall come into full force and take effect on the date of final reading thereof.




MAYOR

ADMINISTRATOR

Certified a true copy of
Bylaw# _____ adopted by
Resolution of Council on 10 Day
of April, 2022
Administrator Sharon Elliott

**TOWN OF ROCKGLEN
OUTDOOR FIRE PERMIT TO BURN**

ADDRESS OF OUTDOOR FIRE APPLIANCE:

Civic Address: _____

Lot _____ Block _____ Plan _____

APPLICANTS NAME: (PLEASE PRINT) _____

MAILING ADDRESS: _____

PHONE NUMBER: _____

**ATTACH A SKETCH OF AREA WHERE BURNING IS TO OCCUR (INCLUDE
BUILDINGS, TREES, OTHER STRUCTURES, ETC.)**

The Town of Rockglen assumes no responsibility for any burning or consequence of any burning. The owner is responsible for any or all damages as a result of burning. The owner may be required to extinguish the fire at any time if it causes unreasonable interference with the use and enjoyment of another person's property.

It is an express condition of this permit that the applicant, whose signature appears hereunder, shall be responsible for any injury or damage to person or property arising from the use of this permit.

Applicant's Signature Date

A permit to burn approved materials is hereby granted to the applicant noted above.

This permit is effective from date of issue until _____

Bylaw Enforcement Officer/Fire Chief Date

Other Comments:

Town of Rockglen
Outdoor Fire Permit - Fire Appliance

No person shall light, ignite or start a fire of any kind whatsoever in an outdoor fire appliance without first having obtained a written permit to do so.

Fire Pits

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2. the receptacle must be covered with a heavy gauge metal screen with openings not exceeding 13 millimeters (0.5 in.);
3. the receptacle must be located on private property, a distance of at least 3.1 meters (10 feet) from any property line, building or other combustible structure and or material;
4. the receptacle must be separated from grass and any other vegetation by the distance of at least forty (40) centimeters (15.7 in.) by means of clean earth, sand, gravel or other non-combustible material.

Chimney including wood burning stoves, fire places and portable fire pits:

1. shall not be used on apartment balconies;
 2. shall not be used indoors;
 3. shall not be used on wooden decks; but may be used on a non-combustible surface such as earth, concrete, stone, etc;
 4. shall be separated from grass and any vegetation by a distance of at least 40 centimeters (15.7 in.) by means of clean earth, sand, gravel or other non-combustible material;
 5. shall be located on private property a distance of at least 3.1 meters (10 feet) from any property line, building or other combustible structure and or material.
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General Requirements

- 1. The fire shall not be allowed prior to 11:00 a.m. and shall be extinguished no later than 1:00 a.m.
- 2. The fire must be reasonably supervised so as to prevent its spread.
- 3. The fuel for open-air fires shall consist only of charcoal, cut seasoned wood or manufacturer's logs.
- 4. The fire shall be adequately ventilated to ensure proper combustion and to prevent an unreasonable accumulation of smoke.
- 5. the fire shall not be set in windy conditions conducive to creating a running fire or a nuisance to another person.

The burning of the following materials is prohibited:

- 1. rubbish;
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- 3. manure;
- 4. livestock or animal carcasses;
- 5. any material classified as a dangerous good
- 6. any material when burned will generate black smoke or an offensive odor (i.e. insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, rubber materials, creosote, treated and painted wood).

If smoke from a fire causes an unreasonable interference with the use and enjoyment of another person's property, the fire must be extinguished immediately. Continued offences of this nature and or violations of this bylaw could call for immediate removal and/or suspension of its use for a period of one calendar year and the revoking of the permit, at the discretion of the Bylaw Enforcement Officer or Fire Chief.

The permittee is responsible for any or all damages as a result of burning.

The Town of Rockglen assumes no responsibility for any burning or consequence of any burning.

The Fire Chief, as a local authority representing the Fire Commissioner of Saskatchewan, has final authority in all matters pertaining to outdoor fire pits.