

BYLAW NO. 09/2017-02
Fire Prevention Bylaw

A BYLAW OF THE *Town of Lemberg* RESPECTING FIRE PREVENTION.

COUNCIL of the *Town of Lemberg*, in the Province of Saskatchewan,
enacts as follows:

TITLE

1. This Bylaw may be referred to as "Fire Prevention Bylaw."

INTERPRETATION

2. Wherever in this Bylaw the following words are terms are used, they shall, unless the context provides otherwise, be held to have the following meaning:
 - a. "**Council**" shall mean the Municipal Council of the Town of Lemberg.
 - b. "**Officer**" shall mean any person appointed by the Town of Lemberg or the Lemberg Fire Chief to exercise the powers vested under this Bylaw or the Fire Services Act. An officer includes members of the Fire Department appointed from time to time to the positions of Deputy Fire Chief or Captain or the Town Foreman.
 - c. "**Municipality**" shall mean the Town of Lemberg.
 - d. "**Fire Chief**" shall mean the Fire Chief of the Lemberg Fire Brigade.

APPLICATION

3. The Fire Chief and appointed Officers of the Lemberg Fire Department, as well as the Town Foreman or any person appointed by Council are empowered to exercise the powers conferred by this Bylaw. Further, the Fire Chief and any appointed Officers of the Fire Department are empowered to exercise the regulations conferred by the Saskatchewan Fire Code Regulations.
4. Open fires for the purpose of burning rubbish or other flammable, combustible waste material within the Town of Lemberg is strictly prohibited.
5. Should any smoke from an open-air fire cause unreasonable interference with the use and enjoyment of another person's property, the fire must be extinguished immediately.
6. Open fires for recreational purposes shall be allowed on private property in the Municipality subject to the following:
 - a. Any open fire must be controlled and contained in a non-combustible container, receptacle, or fire barricade erected in such a manner so as not to allow the fire to spread to the ground.
 - b. The container must be covered with a heavy gauge metal screen to prevent the spreading of ash or burning embers.
 - c. Any open fires shall be fully extinguished at the end of any activity.
 - d. At all times while it is burning or smouldering, an open fire must be supervised by a competent person who shall be equipped with the appropriate means to prevent the fire from burning out of control, causing damage, or becoming dangerous.
 - e. Any property owner who has a recreational fire, provided that conditions 5a) - 5d) have been met, do so at their discretion and shall be liable for any and all damages to private or neighbouring properties resulting from smoke, ashes, burning embers or spread of fire from one property to another.
7. The Fire Chief, Officer, or Council shall have the authority to prohibit any and all open fires when atmospheric conditions or local circumstances make such fires hazardous.

8. Lanes, driveways, or roadways leading off the public highway/roadway which are considered to be primary access to properties where emergency services including Fire, Police, Ambulance, First Responders etc. may be required to respond shall be maintained in an accessible condition for vehicles to drive. Further, they must be free of obstructions, overhangs, blockages, or any other conditions that may be deemed as unreasonable or avoidable that impede an emergency vehicle and/or access to the property.
9. Hazardous materials shall not be stored or located adjacent to any lane, driveway, or roadway leading off the public highway or roadway that is considered to be primary access to properties where emergency vehicles may be required to respond.
10. No person shall in any way impede or hinder any member of the Fire Department or other Emergency Response team or obstruct, hinder, or delay their equipment and every person traveling, riding, or driving on any street or roadway shall yield right of way to any and all emergency vehicles.
11. All construction or installation of incinerators or any other similar device must have prior approval by Council.
12. Burning barrels or any other similar device used for the burning of any household or yard refuse are prohibited.

CONTRAVENTION

13. Any person who contravenes the provisions of this Bylaw or who permits any act or thing to be done in contravention or in violation of any provisions of this Bylaw, or who neglects to do or refrain from doing anything required to be done by any of the provisions of this Bylaw, shall be guilty of an offence and upon discovery of the offense, shall be liable to a fine of not more than \$1,000.00, the penalties being enforced and the fines and costs being recoverable upon summary of conviction.

REPEAL

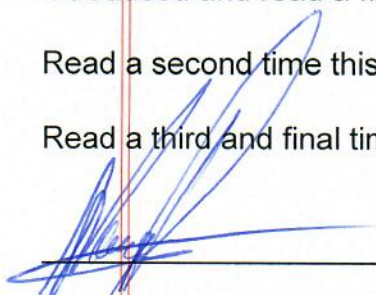
14. Bylaw 9/86 is hereby repealed.

THE penalties contained in this bylaw shall come into force and take effect on the day of approval being issued by The Council of the Town of Lemberg.

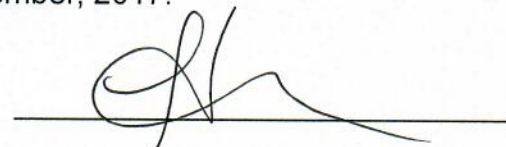
Introduced and read a first time on the 3rd day of October, 2017.

Read a second time this 3rd day of October, 2017.

Read a third and final time on this 7th day of November, 2017.



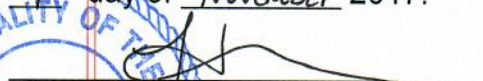
 Mayor



 Administrator

Certified a true copy of the original bylaw passed by resolution of Council at their regular meeting held on the:



7th day of November 2017.


 Administrator
 (SEAL)

