

Village of MacGregor

By-Law No. 714/03

A By-law of the Village of MacGregor to regulate burning within the limits of the Village of MacGregor.

WHEREAS Section 232 (1)(a) and (i) of the Municipal Act, L.M. 1996, c.58 Chap. M225 provide as follows:

- 232 (1) A Council may pass by-laws for municipal purposes respecting the following;
- a) the safety, health, protection and well being of people, and the safety and protection of property;
 - (i) preventing and fighting fires;

WHEREAS the Council of the Village of MacGregor deems it desirable to regulate the setting of fires and burning within the limits of the Village of MacGregor;

NOW THEREFORE the Council of the Village of MacGregor, in meeting assembled, enact the following;

1. No person shall set or start an outdoor fire within the Village of MacGregor, unless it is done so in a fire-pit, constructed and used in accordance with this By-law.
2. Outdoor fire pits may be constructed and used, for recreational purposes only, providing that:
 - a) the fire pit must be fully contained within heavy gauge steel, concrete or cinder blocks,
 - b) the walls of the fire pit must extend above grade level by a minimum of eight (8) inches;
 - c) the fire pit must be located a minimum of twenty-five (25) feet from any buildings and a minimum of fifteen (15) feet from any property line; and
 - d) when in use, the fire pit must be attended by a responsible adult person until the fire has been fully extinguished.
3. No person shall burn anything in a fire pit other than solid fuel products. Without limiting the generality of that prohibition, no person may burn garbage, recyclables, household waste, lawn clippings, leaves, or any other compostable material in a fire pit.
4. Nothing in this By-law permits or authorizes a person to use a fire pit in a manner that creates a nuisance to any other person.
5. Any person who contravenes a provision of this by-law is committing an offence and liable on conviction to payment of a fine of not less than
 - a) one hundred dollars (\$100.00) for the first offence;
 - b) two hundred dollars (\$200.00) for the second offence;
 - c) three hundred dollars (\$300.00) for the third offence; and
 - d) five hundred dollars (\$500.00) for each subsequent offence.

6. All fines and cost imposed on a prosecution under this By-law, are a debt owed by the person who set a fire and the owner of the property on which the fire was located, to the Village and may be recovered by the Village in a court of competent jurisdiction or may be collected by the Village in the same manner as a tax may be collected or enforced under The Municipal Act.

DONE AND PASSED as a by-law of the Village of MacGregor, at MacGregor, in the province of Manitoba, this 1st day of October , 2003. A.D.

Mayor
Darwin Crabbe

Chief Administrative Officer
Daryl Hrehirchuk, CMMA

Read a first time this 3rd day of September, 2003
Read a second time this 1st day of October, 2003
Read a third time this 1st day of October, 2003