

**MUNICIPALITY OF SHAWVILLE**  
**BY-LAW NUMBER 432-2017-002**  
**TO AMEND BY-LAW 432,431,393 AND 299**  
**BY-LAW CONCERNING FIRES**

**WHEREAS** the Council of the Village of Shawville deems it advisable to adopt a by-law to set the conditions concerning fire in the municipality.

**WHEREAS** notice of motion was given by Councillor Bill McCleary at a meeting of the Council held May 23, 2017.

**BURNING PERMITS - OPEN FIRES**

**WHEREAS** no burning permits will be issued from May 1 to September 30, unless prior approval has been granted by the Fire Department;

**WHEREAS** a burning permit is good for 7 consecutive days;

**WHEREAS** a burning permit may be refused if climate conditions or site of fire may not be suitable for burning;

**WHEREAS** this permit does not allow you to burn anything but unprocessed wood. Not allowed i.e. furniture, appliances, carpet, shingles, tires, mattresses, etc;

**WHEREAS** all burning permits are numbered sequentially;

**WHEREAS** it is prohibited to start an open fire in the Municipality of Shawville without a burning permit that has been obtained from the Municipality and the permit holder must agree to notify the Shawville /Clarendon Fire Department before he or she lights the fire;

**WHEREAS** the fire must be a minimum of 4 meters (12 feet) from any combustible material - i.e. buildings, fences, trees, hedges and also from property lines and roads;

**WHEREAS** "Nuisance" (S.Q. 2011-02)  
Excessive smoke or smell from the fires is not allowed;

**WHEREAS** Fires burning out of control will be the responsibility of the permit holder and total extinguishing costs will be charged;

**WHEREAS** The owner or occupant of any land on which a fire is ignited or originates shall be deemed to be the person responsible for setting such fire and shall incur the penalties provided for such offence, unless said person is able to prove, to the satisfaction of the court, that such fire was not ignited by him or herself nor anyone employed or under his control;

**WHEREAS** "Out of Control Fires" (S.Q. 2011-02)  
Out of control fires are subject to a fine of \$100.00 and the total costs of extinguishing the fire i.e. - a truck cost of \$150.00 per hour and manpower charges per hour for as many as 20-30 firefighters @ 2hr. minimum call in. Minimum fire calls usually exceed \$1,000.00 (One thousand dollars);

**WHEREAS** No Permits will be issued when:

- a) The fire danger is rated high due to weather conditions;
- b) There is a danger to neighbouring properties;
- c) The Municipality and/or Fire Department feels that the fire danger is too high for any other reason;

**WHEREAS** Permits may be revoked at any time.

**CONTAINED FIRE PITS WITH A PROTECTIVE SCREENED-IN APPLIANCE**

**WHEREAS** screened appliance must be made of non-combustible materials;

**WHEREAS** fires must be contained in the appliance;

**WHEREAS** volume of material burning shall not exceed 24x24x24 inches (60x60x60cm);

**WHEREAS** appliance must be attended at all times;

**WHEREAS** appliance must be located on a non-combustible surface extended beyond the appliance to the dimension equal to the height of the appliance;

**WHEREAS** appliance must be a minimum of 3 meters (9 feet, 9 inches) from any combustible material - i.e. buildings, fences trees, and also from property lines and roads;

**WHEREAS** if the top of the appliance is made of screen, the screen has to be small enough to act as a spark arrest;

**WHEREAS** you are only allowed to burn unprocessed wood;

**WHEREAS** **"Nuisance" (S.Q. 2011-02)**  
Excessive smoke or smell from the fires is not allowed;

**WHEREAS** fires burning out of control will be the responsibility of the permit holder and total extinguishing cost will be charged to him;

**WHEREAS** The owner or occupant of any land on which a fire is ignited or originates shall be deemed to be the person responsible for setting such fire and shall incur the penalties provided for such offence, unless said person is able to prove, to the satisfaction of the court, that such fire was not ignited by him or herself nor anyone employed or under his control;

**WHEREAS** **"Out of Control Fires" (S.Q. 2011-02)**  
Out of control fires are subject to a fine of \$100.00 and the total costs of extinguishing the fire i.e. - truck cost of \$150.00 per hour and manpower per hour to as many as 20-30 fire fighters @ 2hr. minimum call in. Minimum fire calls usually exceed \$1,000.00 (One thousand dollars).

**THEREFORE Article 3 COMING INTO FORCE**

This By-Law shall come into force according to Law.

By-Law number 432-2017-002 was read and adopted on a motion by Bill Hobbs, seconded by Bill McCleary, this 13<sup>th</sup> day of June, 2017.

By-Law number 432-2017-002 was adopted as read at a regular meeting of Council held June 13, 2017 and will come into force according to law.

  
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Mayor

  
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Assistant Secretary-Treasurer

**CERTIFICATE OF PUBLICATION**

I, the undersigned, residing at 386 Birch Street, Shawville, Quebec, do hereby certify under my oath of office, that I have published the public notice concerning By-Law No. 432-2017-002 by posting two copies thereof, at the places designated by the Council between the hours of two and four o'clock in the afternoon, on the 15th day of June 2017.

In testimony whereof, I give this certificate of publication on this 15th day of June two thousand and seventeen.

  
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Assistant Secretary-Treasurer