

# TOWN OF EATONIA

## BYLAW NO. 3/09

### A BYLAW TO REGULATE FIRE PITS

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

1. This bylaw shall be referred to as the "Fire Pit Bylaw".
2. The purpose of this bylaw is to regulate and control the use of appliances and devices which burn wood and other approved material in residential zones within the limits of the Town of Eatonia.
3. In this bylaw:
  - 1) "Administrator" shall mean the administrator of the town;
  - 2) "Council" shall mean the council of the Town of Eatonia;
  - 3) "Person" shall mean the person or persons occupying a property in the town.
  - 4) "Town" shall mean the Town of Eatonia
4. Regulations:
  - 1) Fire pits:
    - 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;
    - d. the receptacle must be separated from grass and any other vegetation by a distance of at least forty (40) centimeters (15.7 in.) by means of clean earth, sand, gravel or other non-combustible materials.
  - 2) 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 noncombustible surface such as earth, concrete, stone, etc.;
    - d. shall be separated from grass and any vegetation by a distance of at least 3.1 meters (10 feet) from any property line, building or other combustible structure.
  - 3) General requirements
    - a. The fire must be reasonably supervised so as to prevent its spread.
    - b. The fuel for fires shall consist only of charcoal, cut seasoned wood, or manufacturer's logs.
    - c. The fire shall be adequately ventilated to ensure proper combustion and to prevent an unreasonable accumulation of smoke.
    - d. The fire shall not be set in windy conditions conducive to creating a running fire or a nuisance to another person.

- e. The burning of the following materials is prohibited:
  - i. rubbish;
  - ii. garden refuse;
  - iii. manure;
  - iv. livestock or animal carcasses;
  - v. any material classified as a dangerous good;
  - vi. any material when burned will generate black smoke or an offensive odour (i.e. insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, rubber materials, creosote wood)
- f. 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.
- g. The Council of the Town of Eatonia reserves the right by resolution to ban the use of fire pits on a specified lot or parcel of land, if the Town Administrator receives written complaints about the fire pit from abutting property owners or tenants.
- h. The Mayor of the municipality or other duly-authorized official shall have the authority to impose a fire ban within the municipality if a fire hazard is extreme and the fire ban will only be lifted by the mayor or other duly-authorized when the conditions improve.

5. Contravention of the Bylaw

Every person who contravenes any provision of this 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 as specified in the "General Penalty Bylaw".

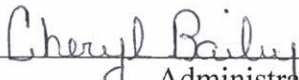
6. Bylaw No. 8/95 is hereby repealed.

7. Coming into Force

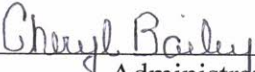
This bylaw shall come into force and take effect on June 9, 2009.



  
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Mayor

  
\_\_\_\_\_  
Administrator

Read a third time and adopted  
this 9<sup>th</sup> day of June 2009.

  
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Administrator