

THE TOWN OF NIVERVILLE

BY-LAW NO. 796-18

Being a by-law to amend By-law No. 650-07 to augment authority to implement a Niverville Burning Ban.

WHEREAS Section 232(1) of "The Municipal Act", C.C.S. M. cap M225 provides the authority to Council to pass by-laws for preventing and fighting fires;

AND WHEREAS By-law No. 650-07 regulates by permit when a permit may be issued for permission to conduct an open fire burn and types of receptacles that are exempt from permits;

AND WHEREAS under extreme fire watch conditions Council deems it expedient to institute a total burning ban to prevent fires;

NOW THEREFORE THE COUNCIL OF THE TOWN OF NIVERVILLE IN SESSION ASSEMBLED, ENACTS AS FOLLOWS:

1. The Town may, by resolution, at Council's discretion, ban ALL burning (includes fires contained within fire pits and solid fuel burning appliances) in the Town of Niverville if conditions exist where, in the opinion of the Town, fires are of extremely high risk and as such a ban would prevent wildfires from occurring.
2. It is an offense to contravene any provision of By-law No. 650-07 and this By-law. Any conviction of an offense is subject to a penalty of not less than \$500 and not more than \$1,000.00, or to imprisonment for a term of not more than six months, or both;
3. Where a person is in contravention under By-law No. 650-07, in addition to imposing a fee, the Town is entitled to be reimbursed by the person(s) for costs incurred by the Town in fire protection and suppression operations that were undertaken as a result of the person(s) acts or omissions that resulted in the costs to be incurred.
4. This By-law shall come into force and take effect on the passing thereof.

DONE AND PASSED in Council assembled, this 8th day of May, 2018.

Mayor

Town Manager

Read a first time 8th day of May, 2018

Read a second time 8th day of May, 2018

Read a third time 8th day of May, 2018