

BYLAW NO. 2022-01

Fire Restrictions Bylaw

LAC PELLETIER REGIONAL PARK

TABLE OF CONTENTS

| | | |
|-----------------|------------------------------------|-----|
| PART I | INTRODUCTION | 1 |
| PART II | DEFINITIONS | 2 |
| PART III | BYLAWS | |
| | A. GENERAL | 3,4 |
| | B. PENALTY CLAUSES | 5 |
| PART IV | REPEAL AND EFFECTIVE DATE OF BYLAW | 6 |

BYLAW NO. 2022-01

FIRE RESTRICTION BYLAW

LAC PELLETIER REGIONAL PARK

PART I: INTRODUCTION

1. Authority

- (a) Pursuant to section 13 of The Regional Parks Act, 2013, the Lac Pelletier Regional Park Authority, hereby enacts as follows:

Title

This Bylaw shall be known as the "Fire Restriction Bylaw" of the Lac Pelletier Regional Park.

2. Scope

- (a) This Fire Restriction Bylaw shall apply to the whole of the Lac Pelletier Regional Park.

3. Purpose

- (a) The purpose of the Fire Restriction Bylaw shall be:

- (i) To provide for public safety in times of extreme fire hazard conditions;
- (ii) To restrict or eliminate the use of fire with the Regional Park;
- (iii) To attempt to minimize the risk of accidental fire;
- (iv) To regulate open fires, fireworks and burning of any kind.

PART II: DEFINITIONS

In this Bylaw, the following words and terms shall have the indicated meaning, unless otherwise indicated elsewhere in the Bylaw:

Assembly: a group of people gathered together in one place.

AUTHORITY shall mean Lac Pelletier Regional Park Authority

BOARD means the members of the Regional Park Authority.

BUSINESS means a person or organization of persons involved in the trade of goods, services, or both to consumers.

BYLAW means the Lac Pelletier Regional Park Bylaws.

CLASS I FLAMMABLE LIQUIDS refers to any flammable liquid having a flash point less than 100°F (38 C) which include gasoline, kerosine and other lower flashpoint flammable liquids. Maximum quantity stored shall not exceed 50L total with no more the 10L in a dwelling unit and not more then 30L stored in a garage or shed.

DESIGNATED OFFICER shall mean any person appointed to enforce this bylaw including but not limited to the Fire Chief under the Fire Services Agreement, designated Fire Inspector, a Peace Officer, a Park Board member or Park employee.

DISCHARGE includes ignite, fire or set off and the words discharging and discharged have similar meaning.

OCCUPY means to reside in, to hold or dwell in, or on, or to use an area for any period.

PARK means the area that is designated as Lac Pelletier Regional Parks Authority.

PARK AUTHORITY means the people who are, from time to time, appointed for the purpose of carrying out the management and administration of the Lac Pelletier Regional Park.

PARK OFFICER means any member of the Park Authority, as well as nay person employed by the Park Authority for the Administration and Management of the Park, and the enforcement of this bylaw within that area.

PERSON OR PERSONS means any individual, business, partnership, firm, corporation, or occupant of a residence.

PART III: BYLAWS

A. GENERAL

1. The civic address, as assigned from the Authority of any building or structure shall be prominently displayed on the building or structure so as to be clearly visible from the road when approaching the building.
2. A fire ban prohibiting open fire of any kind may be issued by a resolution of the Board or jointly by any two Board members of the Authority.
3. Pursuant to Section 4, the Authority shall issue a fire ban in the similar time and manner as the Rural Municipality of Lac Pelletier No. 107.
4. No person shall light or start or allow or cause to be lighted, ignited or started a fire of any kind whatsoever in the open air during a fire ban.
5. A Designated Officer may order any fire to be extinguished forthwith during any period for which a fire ban is in effect within the Park.
6. No person shall fail to immediately comply with an order to extinguish for with during any period for which a fire ban is in effect.
7. No persons under 18 years of age shall discharge any fireworks within the Park except under the direct supervision of a parent or guardian;
8. No parent or guardian of a child under the age of 18 shall permit the child discharge any fireworks, except when under the direct supervision of the parent or guardian.
9. The cost of fire prevention, suppression, emergency response and service shall be charged directly to the persons who received the service in accordance with Bylaw 2021-01 Recovery of Fire Services Costs.
10. Every person using the Park for any purpose whatsoever shall comply with the provisions of all Provincial and Federal Statutes as they may apply, including but not limited to The Regional Parks Act, 2013, The National Fire Code and The Fire Safety Act. In addition, every provision of The National Fire Code shall be considered a provision of this Bylaw. Any person who contravenes, violates or fails to comply with a provision of the National Fire Code or this Bylaw commits an offence under this Bylaw.
11. The Authority and or the approved provider under the Fire Services Agreement between the R.M. of Swift Current No.137, the R.M. of Lac Pelletier #107 and Lac Pelletier Regional Park Authority, subject to section 13 of the Regional Parks Act, 2013 are required and authorized to provide services relating to fire suppression, prevention, investigation, combustible storage and related services including but not limited to:

- (i) Emergency fire response services;
- (ii) Inspections and investigations;
- (iii) Regulations of fireworks and pyrotechnics;
- (iv) Combustible materials in and around buildings shall not be permitted to accumulate in quantities or locations that will constitute an undue fire hazard;
 - a. Combustible materials constituting an undue fire hazard included unattended or overgrown grass or vegetation with a length or height in excess of 15cm and the accumulation of combustible materials in quantity that can contribute to the intensity and spread of fire;
 - b. There shall be a clear space of 6 meters between buildings and unattended or overgrown grass and vegetation; and
 - c. The total area of accumulated materials shall not exceed 3 meters square and a height of 1 meter outside of a building on residential property.
- (v) Not more than 50L (litres) of flammable and combustible liquids, of which not more than 50L (litres) shall be Class 1 liquids, are permitted to be stored outside of a building on an assembly or residential property.

12. Persons who contravene any of the provisions of this Bylaw may be expelled from the Park, and a Park Officer, Police Officer or Peace Officer may cancel any park entry permit that person may have which allows entry into the Park and any other permits issued by the Park Authority or a Park Officer held by those persons.

13. The Park Authority may fix any charges not provided by these Bylaws.

14. Unless otherwise stated, any Act and regulations referred to in this Bylaw shall include any amendments to the legislation and regulations and any legislation and regulations proclaimed successive to that specifically referred to herein.

B. PENALTY CLAUSES

General Penalty Clause:

15. (a) Any person who contravenes any provision of these Bylaws is guilty of an offence punishable on summary conviction by a fine in an amount not exceeding:
- (i) \$2,000 (Two Thousand Dollars) in the case of an individual;
 - (ii) \$5,000 (Five Thousand Dollars) in the case of a public corporation;
- or, in default of payment by an individual, by imprisonment for a term of not more than 30 (thirty) days.

Voluntary Penalty Clause:

16. Any person who contravenes any of the provisions of the Bylaw, may be, at the discretion of the officer, subject to a voluntary penalty as listed:
- (a) Section 1 = \$100.00;
 - (b) Section 5 = \$500.00;
 - (c) Section 7 = \$250.00
 - (d) Section 10 = \$150.00; and
 - (e) Section 11 = \$100.00

PART IV: EFFECTIVE DATE OF BYLAW

1. Park Authority Readings and Adoption

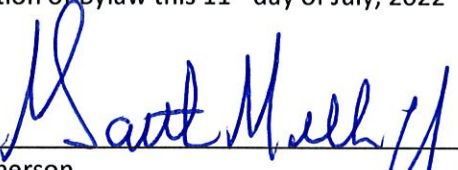
Introduction this 9th day of May, 2022

Read a first time this 13th day of June, 2022

Read a second time this 13th day of June, 2022

Read a third time this 11th day of July, 2022

Adoption of Bylaw this 11th day of July, 2022



Chairperson



Secretary