

Canada
Province of Québec
MRC Pontiac
Municipality of Waltham

BURNING BY-LAW 01-2009

Whereas the municipality of Waltham is empowered to adopt by-law to regulate burning on its territory.

Whereas certain land owners in the municipality occasionally use fire to burn debris of grass, wood, straw , branches or other

Whereas some people light up camp fires to smoke away mosquitoes or to embellish the atmosphere of a party

Whereas some time these fires have the potential to do damage to properties.

Whereas for this reason all fires should be subjected to the same well defined regulations

Whereas with the recommendation of the Fire chief we need a burning by-law

Whereas the by-law will regulate conditions on how and when to burn.

Whereas a notice of motion has been given during the May 5th 2009 meeting by Councilor McKnight

Consequently it is moved by councilor _Gary McKnight seconded by councilor: David Rochon

That this municipality adopts by-law 01-2009 Burning by-law to regulate the burning in the municipality of Waltham.

Article 1: The preamble is an integral part of this by-law.

Article 2: Inside the limits of this municipality, it is forbidden for anyone to start or maintain an open fire on private or public land, without first obtaining a burning permit from the municipality, unless it is a wood fire inside a special fire pit and that there is no restriction issued by the forest protection or any government or municipality at the time of the fire. The Waltham Fire department is responsible for issuing the burning permits. Burning permits may be issued, subject to conditions, from March 1st to May 15th. If a burning permit is required for special purposes beyond this designated period, the applicant must first apply to Waltham Municipal Council for exceptional approval.

Article 3: Only the following fires are allowed without a permit

- 3.1 Fires in outdoor cooking stoves, fire places, barbecues, and other installations destined to cook food.
- 3.2 Fires in metal container such as barrels having a screen to prevent sparks from flying out.
- 3.3 Fires on mineral ground with no surrounding vegetation or combustible materials within a 30 meter radius.
- 3.4 For farming use; to burn straw or hay under the authorization of the Fire department

3.5 For industrial fires duly authorized such as burning wood debris that has been cut to allow for a road, an hydro or telephone line , for the construction of a building or any work considered industrial or commercial. For these kind of fires a permit is issued by the Society de protection des forêts contre le feu. (SOPFEU)

Article 4. No demonstration using fires or pyrotechniques can be allowed in the limit of the municipality until the person in charge of the demonstration has obtained permission from the Fire chief .

Article 5. Fines

5.1 A fine of (one hundred) 100 \$ plus the cost of the damages , will be charged to the person caught not conforming to this by-law.

5.2 A Fine of (two hundred) 200 \$ plus the cost of damages, will be charged to the person caught not conforming to this by-law for a second offence.

5.3 A fine of (three hundred) 300\$ plus cost of the damages, will charge to the person caught not conforming to this by-law for a third time and all subsequent time.

Article 6

The present by law will come into force according to law,

Mayor Mr. Wayne Venne: _____

Director General Mr. Fernand Roy: _____

Coming into force: July 8th 2009 _____