

BY-LAW NO. 556/97
RURAL MUNICIPALITY OF MONTCALM
Being a by-law to regulate burning within the limits
of St. Jean-Baptiste, Letellier, St. Joseph

WHEREAS the Council of the R.M. of Montcalm deems it necessary and in the best interests of the LUD of St. Jean, town of Letellier & St. Joseph to regulate and control burning of materials within their limits,

AND WHEREAS Subsection 232(1) of the Municipal Act of Manitoba states in part "A council may pass by-laws for municipal purposes respecting the following matters:

- (i.) preventing and fighting fires,
- (o.) the enforcement of by-laws."

NOW THEREFORE the Council of the R.M. of Montcalm enacts as follows:

1. **THAT** there shall be no open, uncontained fires allowed within the limits of the towns of St. Jean, Letellier, St. Joseph.
2. **THAT** property owners wishing to construct a "fire pit" for recreational uses may be allowed to under the following conditions:
 - a) **THAT** the "fire pit" shall be made from either a heavy gauge steel or concrete/cinder block,
 - b) **THAT** the "fire pit" shall be a minimum of eight (8) inches in height, and
 - c) **THAT** the "fire pit" shall be located a minimum of twenty-five (25) feet from any buildings and a minimum of fifteen (15) feet from any property line.
3. **THAT** property owners wishing to use a "fire pit" shall ensure that:
 - a) The "fire pit" must only be used for burning solid fuel products. Garbage and/or recyclables as well as lawn clippings, leaves, and any other compostable material shall not be burnt in said "fire pit",
 - b) Any fire shall be extinguished prior to being left unattended.
4. **THAT** any existing "fire pits" will be deemed to be in compliance with this by-law, however if the said "fire pit" does not meet the above yard requirements, the Fire Chief shall have the discretion to either allow the said "fire pit" to remain or demand that it comply with the above requirements, depending on the individual yards landscaping and building features.
5. **THAT** any person(s) in contravention of any portion of this by-law shall be liable to pay a fine to the R.M. of Montcalm of twenty-five dollars (\$25.00) for the first offence, fifty dollars (\$50.00) for the second offence, seventy-five dollars (\$75.00) for the third offence and one hundred dollars (\$100.00) for each succeeding offence.

DONE AND PASSED as a By-Law of the Rural Municipality of Montcalm, at Letellier, in the Province of Manitoba, this 10th day of December, 1997, A.D.


Reeve


Chief Administrative Officer

Read a First time this 12th day of November, 1997

Read a Second time this 12th day of November, 1997

Read a Third time this 10th day of December, 1997