

The Corporation of the Township of Huron-Kinloss



BY-LAW

2017-12

Being a by-law to amend the Open Air Burning By-Law for the Township of Huron-Kinloss

WHEREAS the *Municipal Act S.O. 2001, c 25, Section 5(3)*, as amended provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9, shall be exercised by by-law;

AND WHEREAS By-Law 2016-139, being the Open Air Burning By-Law was passed by the Council of The Corporation of the Township of Huron-Kinloss on the 19th day of December 2016;

AND WHEREAS the Council of The Corporation of the Township of Huron-Kinloss deems it desirable to amend By-Law 2016-139 to allow the Chief Fire Official to grant specific exemptions from the requirements contained within the Open Air Burning By-Law 2016-139 as deemed necessary;

NOW THEREFORE the Council of The Corporation of the Township of Huron-Kinloss enacts as follows:

1.0 That The Corporation of the Township of Huron-Kinloss Council hereby amends By-Law 2016-139 by:

adding Section 21.1 and it shall read as follows:

21.1 Upon application in writing to the Chief Fire Official, an individual applying for an Open Air Fire Permit may request specific exemptions from the requirements contained within the Open Air Burning By-Law Number 2016-139. The Chief Fire Official is hereby given authority to approve reasonable exemptions under the By-Law within their sole discretion and may require specific conditions of the exemption as determined by the Chief Fire Official. Exemptions will be for a specified time period and will be written in detail on the issued Fire Permit. Exemptions shall only be considered for Agricultural, Construction or Forestry related business operations."

In Definitions add the following definition and it shall read as follows:

1.0 "**Approve**" shall have the same meaning as defined in the Ontario Fire Code, Ontario Regulation 213/07".

In Section 20 (f) it shall be amended as follows:

15 feet is amended to 10 feet.

2.0 This by-law shall come into full force and effect upon final passage.

3.0 This by-law may be cited as the "Open Air Burning Amendment (1) By-Law".

Read, Enacted, Signed and Sealed this day of 13th day of February, 2017.



Mitch Tweter, Mayor WIF Gamble, Deputy Mayor



Sonya Watson, Clerk