

BYLAW 379 - 05

A BYLAW OF THE TOWN OF CARNDUFF TO RESPECTING FIRE PREVENTION

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The Council of the Town of Carnduff, in the Province of Saskatchewan, enacts as follows:

SHORT TITLE

1. This Bylaw may be cited as the Fire Prevention Bylaw.

INTERPRETATION

2. In this Bylaw,
  - a) "Fire Department" means the Fire Department of the Town of Carnduff.
  - b) "Fire Chief" means the Fire Chief of the Fire Department or such other persons who may be appointed by the Council to carry out the provisions of this bylaw.
  - c) "Member" means any person that is an appointed member of the Fire Department.
  - d) "Council" means the elected governing Council of the Town of Carnduff.
  - e) "Local Assistant" means the Local Assistant to the Fire Commissioner for the Province of Saskatchewan and shall be the Fire Chief.
  - f) "Permit" means the written authority of the Fire Chief pursuant to this Bylaw.
  - g) "Municipality" means the Town of Carnduff.

ARTICLES

3.
  - a) Open fire for the purpose of burning rubbish or other flammable combustible waste materials within the Town of Carnduff is prohibited.
  - b) Any or all burning as permitted by *The Clean Air Act*, shall not be kindled except by Burning Permit, first obtained from the Fire Chief of the Municipality and no such permit shall be issued unless the applicant undertakes to see that the fire is kept under control and surveillance by a competent person until the fire is extinguished and any restrictions deemed appropriate by the Fire Chief.
  - c) Open Fires for recreational purposed, shall be allowed on private property in the Municipality and the Carnduff Campgrounds subject to the following:
    - i) Any open fire must be controlled and contained by utilizing a non-combustible container or fire barricade erected in such a manner so as not to allow the fire to spread on the ground.
    - ii) Any recreational open fires shall be fully extinguished at the end of any activity.
    - iii) Any ashes from open fires must be stored or disposed of in a non-combustible receptacle.
  - d) Where Open Fires are permitted in Section 3, sub-section ©, the owner, occupants of any property, or tenants of the Carnduff Campgrounds, having a fire for recreational purposed do so at their discretion and shall be liable for any damages to private or neighboring properties resulting from smoke produced by said fires or from damages from the fire by way of sparks, ambers or the spread of fire from one property to another.
4. Lanes, driveways, or roadways leading off the public highway/roadway and considered to be primary access to properties where emergency services including Fire, Police or Ambulance may be required to respond shall be maintained in an accessible condition for vehicles to drive over, be free of obstructions and overhangs that may impede a vehicle or any other blockage or condition which may be deemed as an unreasonable or avoidable impediment to vehicle access of the property. Locked or otherwise secured gates are



exempted unless in such poor repair as to be considered un-openable once security is removed.

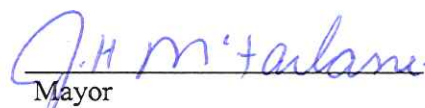
5. Hazardous materials shall not be stored or located adjacent to any lane, driveway, or roadway leading off the public highway/roadway and considered to be the primary access to properties where emergency services including Fire, Police, Ambulance may be required to respond when the storage building or storage location falls between the residential dwelling or commercial improvement; nor shall the owner/occupant conduct any routing operation such as re-fueling or filling of vehicles or implements which could potentially result in the obstruction of primary property access route.
6. No person shall in any way impede or hinder any member of the Fire Department, or any other person who shall be assisting at the extinguishing of any fire, or who may be engaged in other duties connected therewith.
7. No person shall obstruct, hinder or delay any fire equipment while the same is proceeding to a fire; and every person traveling, riding, or driving on any street or roadway which any fire apparatus is traveling to a fire, shall yield right of way to the same.
8. Subject to Subsection 6 and 7 in the event of the Fire Department responding to a fire call where the owner or occupant of the property refuses to accept the services of the Fire Department or releases the Fire Department from performing their services, the Fire Chief or the next senior ranking member of the Fire Department shall attempt to have the owner or occupant of the land sign the Withdrawal/Refusal of Emergency Fire Services, Form "A", attached hereto and forming part of this Bylaw.
9. The Fire Chief may make a fire safety inspection of the business districts, all properties belonging to the Town of Carnduff or any other district or property as deemed necessary by him once each year for the purposes of ascertaining any violation of the provisions of this Bylaw or The Fire Prevention Act, 1992, and all the regulations thereunder; and to order the remedying or removal of any condition likely to cause a fire.
10. Any person who contravenes any provision of this bylaw is guilty of an offense and is liable upon summary conviction to the penalties prescribed under The Fire Prevention Act, 1992, Section 30(2).
11. This bylaw shall come into effect upon final passing thereof.


INTRODUCED AND READ A FIRST TIME THIS 8<sup>th</sup> DAY OF AUGUST 2005.

READ A SECOND TIME THIS 8<sup>th</sup> DAY OF AUGUST 2005.

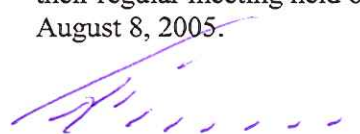
READ A THIRD AND FINAL TIME ON THE UNANIMOUS CONSENT OF THE COUNCIL PRESENT THIS 8<sup>th</sup> DAY OF AUGUST 2005.



  
Mayor

  
Administrator

Certified a true copy of the Bylaw passed by the resolution of the Council present at their regular meeting held on August 8, 2005.

  
Administrator



FORM "A"  
(Bylaw 379-05-- Fire Prevention Bylaw)

CARNDUFF FIRE DEPARTMENT  
CARNDUFF, SASK.

Withdrawal/Refusal of Emergency Fire Services

This is to certify that \_\_\_\_\_, of \_\_\_\_\_  
(Name of Landowner/Occupant) (Complete Address)

am hereby refusing to accept\_\_\_ or am releasing\_\_\_ the service of the fire department

on behalf of \_\_\_\_\_, against the advise of the attending  
senior

(Myself, tenant or property owner)

officer in charge. I acknowledge that I have been informed of the risk(s) involved  
and

hereby release the above mentioned fire department an its personnel from any and all  
claims in connection with the refusal\_\_\_\_\_, or release\_\_\_\_\_.

Time: \_\_\_\_\_ Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Signature (Owner/occupant, tenant or any authorized to consent for either party).

.....  
Read over an explained to the above signatory who acknowledges that he/she  
understands the content fully and who signed his/her name in my presence.

\_\_\_\_\_  
Witness  
(Print name clearly and sign)

\_\_\_\_\_  
Witness  
(Print name clearly and sign)

.....  
The landowner was requested to read and sign the above formed and refused.

Time: \_\_\_\_\_ Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Signature of Senior Officer in Charge  
Carnduff Volunteer Fire Department

\_\_\_\_\_  
Witness  
(Print name clearly and sign)

