

TOWN OF KINISTINO

BYLAW NO. 06/03

A BYLAW TO REGULATE THE BURNING OF REFUSE

The Council of the Town of Kinistino, in the Province of Saskatchewan, under the authority of the Saskatchewan *Clean Air Act*, Section 18, hereby enacts as follows:

1. All terms and expressions used in this bylaw shall have the same respective meanings as in Section 2 and Section 18 of *The Clean Air Act* and Section 11 of *The Clean Air Regulations*.
2. No person shall cause or permit to be caused the open burning of trash, refuse, garbage, industrial waste or any other material or waste in an open fire or an incinerator in a manner that causes air pollution within the boundaries of the Town of Kinistino.
3. No person shall cause or permit to be caused the burning of trash, refuse, garbage, industrial waste or any other waste material in a manner or in an incinerator other than that approved by the Department of Environment and Resource Management.
4. Sections 2 and 3 of this bylaw do not apply to:
 - a) the burning of brush for the purpose of clearing land for cultivation or for a roadway, railway line, pipeline or any other right-of-way; and
 - b) a fire for the purpose of burning weeds, the prevention or control of fires or the training of persons for fire fighting, if the fire is specifically authorized or required pursuant to any Act, Act of Parliament or bylaw of a municipality.
5. Approval from the Fire Chief of the Town of Kinistino & District Fire Department is required prior to causing a fire for the purposes outlined in sections 4 a) and 4 b).
6. Permitted open-air fire pits:
 - a) Open-air fires used to cook food must be contained in a manufactured non-combustible receptacle constructed of cement or brick, or sheet metal which has a minimum 10-gauge thickness (1/4 inch to 5/16 inch) and designed for the use as a fire pit; and be approved by the Fire Chief or Fire Inspector. A written permit in Form (1) Schedule "A" to this Bylaw is required before constructing and/or using such a receptacle. The permit is to be renewed and the receptacles inspected at least once every two years or as the need arises to assure compliance with this bylaw. Permitted fire pits shall not consist of just a pit or hole dug in the ground.

b) The receptacle must be located on private property, a distance of at least 10 feet or 3.1 meters from any property line, building or combustible structures or from trees or combustible vegetation that might be situated on the property.

c) The receptacle must be covered with a heavy gauge metal screen with openings not exceeding 10 millimeters.

d) The area 16 inches or 40 cm on the ground around the receptacle shall be free of combustible materials or vegetation and shall be covered with sand. The area directly under the receptacle shall also consist of sand or another type of non-combustible material such as concrete or brick.

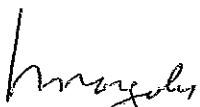
e) The fuel for open-air fires used for cooking may consist only of charcoal briquettes or cut seasoned wood.

f) Open-air fires must be reasonable supervised so as to prevent their spread.

g) Open air fires are not to be set up in windy conditions conducive to creating a running fire, and if smoke from an open air fire causes an unreasonable interference with the use and enjoyment of another person's property the fire must be extinguished immediately. Continued offenses of this nature could call for the immediate removal and/or suspension of its use for a period of one calendar year and revoking of the permit, at the discretion of the Fire Chief or Fire Inspector.

7. Bylaw No. 2/98 is hereby repealed.

8. This bylaw shall not come into force until ninety days after the date of publication of this bylaw in the Post-Gazette.



Mayor



Town Administrator

Certified to be a true copy of Bylaw No. 06/03 adopted by resolution of Council on the 9th day of September, 2003.



Town Administrator

SCHEDULE "A" TO BYLAW NO. 06/03

FORM (1)

PERMIT TO INSTALL AN OPEN-AIR RECEPTACLE USED TO COOK FOOD

_____, 2003

Permit is hereby issued to

_____ Residing at _____

_____ be allowed to build or install _____
receptacle according to the requirements of this Bylaw for the sole purpose of cooking
food. Also that a competent person will be in charge of the fire at all times. It is the
express condition of this permit that the applicant, whose signature appears hereunder,
shall be responsible for any injury or damage to persons or property arising from the use
of this permit.

Signature of Applicant

Signature of Fire Inspector

Fee: \$10.00

Receipt No. _____