

**VILLAGE OF ST. LOUIS**  
**BYLAW NUMBER ONE OF 2009**  
**FIRE PREVENTION & CONTROL BYLAW**

A BYLAW OF THE VILLAGE OF ST. LOUIS WITH RESPECT TO FIRE PREVENTION & CONTROL

The Council of the Village of St. Louis in the Province of Saskatchewan enacts as follows:

PART 1 – INTRODUCTION

1. Title  
This bylaw shall be known and may be cited as the "FIRE PREVENTION BYLAW".
2. Purpose  
The purpose of this bylaw, subject to the provisions of Section 8 of *The Municipalities Act* and *The Clean Air Act*, is to set out regulations and responsibilities pertaining to fire prevention and to regulate and control the use of appliances and devices which burn wood and other material in the Village of St. Louis.

PART 2 – DEFINITIONS

3. Whenever in this bylaw the following words or terms are used, they shall, unless the text otherwise provides, be held to have the following meanings:
  - (a) "FIRE DEPARTMENT" - means the Volunteer Fire Department of the Village of St. Louis
  - (b) "COUNCIL" - shall mean the Council of the Village of St. Louis.
  - (c) "FIRE CHIEF" - shall mean the person who is appointed by Council of the Village of St. Louis as Fire Chief or his designate.
  - (d) "MEMBER" - means any person that is an appointed member of the Fire Department.
  - (e) "PERMIT" - shall mean the written authority of the Fire Chief issued pursuant to this Bylaw.
  - (f) "LOCAL ASSISTANT" - means the local assistant to the Fire Commissioner for the Province of Saskatchewan and shall be the Fire Chief or Acting Fire Chief.
  - (g) "CHIMINEA" – means an outdoor fireplace, generally made of clay or cast iron, used for warmth or cooking.
  - (h) "OWNER" – shall mean the person, persons or corporate entity designated as the registered owner of a property on the tax rolls of the Village of St. Louis.
  - (i) "VILLAGE" - shall mean the Village of St. Louis in the Province of Saskatchewan.

PART 3 - GENERAL PRECAUTIONS AGAINST FIRE

4. No waste paper, hay, straw, shavings or other flammable or combustible material shall be allowed to accumulate in any building, yard or premises that are deemed a hazard by the Fire Chief unless placed in a covered metal receptacle or in a fireproof room provided with fire doors. All such material, if not so placed, shall be removed or destroyed at the close of each business day.

PART 4 – REGULATIONS

5. All fire pits or chiminea openings must be covered with a heavy gauge metal screen with openings not exceeding 13 millimetres (.5 inches) made of non-combustible material.
6. No material or fuel other than paper, seasoned wood, propane, natural gas or other town approved material or fuel may be burned in a fire pit, indoor wood burner, chiminea or fireplace within the Village limits. The burning of the following is strictly prohibited in any type of burning device within the Village limits: rubbish, cardboard, garden refuse, manure, livestock or animal carcasses or any material which when burned will generate black smoke or an offensive odour, including insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, rubber materials, creosoted wood or any similar material.
7. The use of burning barrels within the corporate limits of the Village is strictly prohibited.
8. Fire pits may not exceed seventy five (75) centimetres (29.52 inches) in width or diameter and must be lined with brick, stone, steel, cast iron or concrete.

9. The brick, stone or concrete in a fire pit or any chimineas shall be separated from grass and any other vegetation by a distance of at least forty (40) centimetres (15.7 inches) by means of clean earth, sand, gravel or other non-combustible material.
10. No fire pit or chiminea may be located closer than three (3) meters (9.8 feet) from any property line, building or other combustible structure and may not be closer than six (6) meters (19.685 feet) from any neighboring or abutting residential dwelling.
11. Chimineas shall not be used on balconies, wooden decks or any combustible surface.
12. All fires shall be reasonably supervised and adequately ventilated to ensure proper combustion and to prevent unreasonable accumulation of smoke.
13. Burning shall not be done in windy conditions conducive to creating a nuisance to another person. If smoke from any fire or burning device causes an unreasonable interference with the use and enjoyment of another person's property, and a complaint is received, the Fire Chief or Deputy Fire Chief may request that the fire be extinguished immediately.
14. The Council of the Village of St. Louis reserves the right by resolution to ban the use of fire pits, chimineas or any other burning device on a specific lot or parcel of land, if the Village Administrator receives written complaints or complaints in the presence of Council about the fire pits, chimineas or any other burning device from abutting property owners or tenants and no other form of resolution to these complaints can be obtained.
15. All other burning, not contained within a burning device is strictly prohibited within Village limits, with the exception of controlled burns administered by and allowed at the discretion of the Village of St. Louis Volunteer Fire Department.
16. Subject to Section 15, any resident requesting a controlled burn may contact the Village Office in St. Louis. Any and all controlled burning as permitted by the Clean Air Act and the Village of St. Louis Volunteer Fire Department shall not be kindled except by BURNING PERMIT, as outlined in Schedule "A" to this Bylaw, obtained at the discretion of the Fire Chief, and no such permit shall be issued unless the applicant undertakes to see that the fire is kept under control, provides surveillance by a competent person until it is extinguished and agrees to any restrictions as deemed appropriate by the Fire Chief; and that should smoke from such fires create a traffic hazard on any public highway, the applicant must undertake appropriate measures to eliminate the hazard or otherwise safeguard the traffic from the hazard.

#### PART 5 - PERSONS PRESENT AT A FIRE

17. No person shall drive any vehicle over any hose while in use or about to be used at any fire or which has been used or laid to be used at a fire or a fire practice.
18. No person shall in any way impede or hinder any firefighter or other person who shall be assisting at the extinguishing of any fire, or who may be engaged in other duties connected therewith.
19. 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 place along which any fire apparatus is proceeding to a fire, shall yield the right of way to the same.

#### PART 6 – FIRE CHIEF

20. It shall be the duty of the Fire Chief:
  - (a) To save life and property endangered by fire, and to foster fire prevention.
  - (b) To be the director of operations at and to regulate the conduct of all persons present at or assisting in the suppression of a fire.
  - (c) To keep a permanent record of all fires and causes thereof and to make a monthly written report thereon to the Council.
  - (d) To keep a permanent record of all orders issued to remedy fire hazardous conditions.
  - (e) To investigate all fires in order to ascertain the cause, origin and other circumstances thereof.
  - (f) To notify the Fire Commissioner immediately of any fire of a suspicious nature, any major outbreak of fire, or of any death caused by fire.
  - (g) To send a complete report of all fires to the Fire Commissioner.
  - (h) To make a general fire inspection of the business districts or any other district or property as deemed necessary for the purpose of ascertaining any violation of the provisions of this bylaw or the Fire Prevention Act 1992 and all regulations thereunder; and to order the remedying or the removal of any condition likely to cause a fire.

- 21. The Fire Chief may call upon all or any person to assist in the suppression of a fire and all persons called upon shall obey the commands of the Fire Chief or other officer-in-charge.
- 22. The Fire Chief, or other officer-in-charge of a fire, may prescribe the limits within which no person or vehicle shall be permitted, and shall have power to close any street or lane to the public for the duration of the fire and related operations.
- 23. The Fire Chief may order the pulling down or demolition of buildings or other erections when deemed necessary to prevent the spread of fire.

PART 7 – GENERAL

- 24. Any person found guilty of an infraction of this Bylaw or any part thereof, shall be liable on summary conviction to the penalties prescribed below or the Fire Prevention Act 1992;
  - (a) In the case of a first offence, to a fine of one hundred (\$100.00) dollars and in default of payment, to imprisonment for a period of not more than five (5) days;
  - (b) In the case of a second offence committed within a period of twelve (12) months following the commission of a first offence, to a fine of five hundred (\$500.00) dollars and in default of payment, to imprisonment for a period of not more than ten (10) days;
  - (c) In the case of each third and subsequent offence committed within a period of twelve (12) months following the commission of a first offence, to a fine of one thousand (\$1,000.00) dollars and in default of payment, to imprisonment for a period of not more than ninety (90) days;
- 25. Bylaw No. 04/2008 is hereby repealed.
- 26. This bylaw shall come in to force on date of final passing thereof.

Introduced and read the first time this      day of                      , 20.  
 Read a second time this      day of                      , 20.  
 Read a third time and passed this      day of                      , 20.

\_\_\_\_\_  
 Administrator

\_\_\_\_\_  
 Mayor

**Schedule "A" Bylaw Number One of 2009  
Village of St. Louis, Saskatchewan  
Controlled Burning Permit Application**

**Owner Information**

Owner Name: \_\_\_\_\_

Owner Civic Street Address: \_\_\_\_\_

Owner Mailing Address: \_\_\_\_\_

Owner Phone Number: \_\_\_\_\_

**Burning Information**

Location of burn: \_\_\_\_\_

Type of material to be burned: \_\_\_\_\_

Distance to buildings: \_\_\_\_\_

Distance from burn area to neighboring or abutting property: \_\_\_\_\_

Distance to nearest Road: \_\_\_\_\_ Distance to nearest fire hydrant: \_\_\_\_\_

Reason for burn: \_\_\_\_\_

**Waiver:** I, the undersigned, being the Applicant for a Controlled Burn Permit from the Village of St. Louis, in the Province of Saskatchewan (hereinafter referred to as the "Applicant"), in consideration of my request to obtain such Controlled Burn Permit for a controlled burn at the address listed above, hereby release, discharge, hold harmless and indemnify the Village of St. Louis and their officers, agents, representatives, employees, successors and assigns (all of whom are hereinafter collectively referred to as the "Releasees") from any and all actions, causes of action, claims or any liabilities whatsoever, known or unknown, now existing or which may arise in the future, as a result of the controlled burn at this property.

\_\_\_\_\_  
Date of Application

\_\_\_\_\_  
Signature of Applicant

**For Office Use:**

**Permit No:** \_\_\_\_\_

\_\_\_\_\_ Approved

Restrictions (if any):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Not Approved

Reason(s):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Fire Chief

\_\_\_\_\_  
Village Administrator

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date