

**The Corporation of the Municipality of West Perth**

**By-law No. 038-2012**

**Being a by-law to amend By-law No. 83-08, being a By-law to regulate open air burning in the Municipality of West Perth**

WHEREAS Section 475(3) of the Municipal Act, 2001 amends the Fire Protection and Prevention Act, 1997 by providing that council of a municipality may pass by-laws for regulating the setting of open air fires, including establishing the times during which open air fires may be set;

AND WHEREAS Section 391 (1)(a) of the Municipal Act, 2001 authorizes a municipality to impose fees or charges on persons for services or activities provided or done by or on behalf of it;

AND WHEREAS the Council of the Corporation of the Municipality of West Perth deems it necessary to set regulations for open air fires and to set fees for fire equipment and services in certain situations;

NOW THERE FORE the Council of the Corporation of the Municipality of West Perth enacts as follows;

1. That Schedule "A" attached to this by-law shall be the schedule of set fines for any contravention of the by-law No. 83-08 and this by-law.
2. That this by-law shall come into force and takes effect on the date of its final passing.
3. That the Mayor and the Clerk are hereby authorized to sign this By-law;


Read a first and second time this 23<sup>rd</sup> day of April 2012.

  
\_\_\_\_\_  
Mayor Walter McKenzie

  
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Clerk Susan Cronin

Read a third and final time and finally passed this 23<sup>rd</sup> day of April 2012.

  
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Mayor Walter McKenzie

  
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Clerk Susan Cronin

**Corporation of the Municipality of West Perth  
By-law No. 038-2012  
Schedule "A"**

Open Air Burning –By-law No. 83-08 and By-law No. 038-2012

Special Event Permit Fee	\$20.00
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Part 1 Provincial Offences Act

By-Law 038-2012 being a by-law to regulate open burning.

<b>Item</b>	<b>Column 1 Short form wording</b>	<b>Column 2 Offence creating Province or defining Offence</b>	<b>Column 3 Set fine</b>
1	Burning without a permit	Section 2.1	\$285.00
2	Failing to supervise a fire	Section 2.2(h)	\$85.00
3	Burning within stated limits of a building	Open Air Burning Section 2.2(f)	\$85.00
4	Burning within stated limits of a building	Rural Area Section 3.3 (e)	\$85.00
5	Burning on balconies	Section 2.2(k)	\$150.00
6	Burning imported materials	Section 3.3(g)	\$285.00

The general penalty for the offences listed above is Section 4.1 of By-Law 83-08, a certified copy of which has been filed.