

**The CORPORATION OF THE TOWNSHIP OF KILLALOE, HAGARTY AND  
RICHARDS**

**BY-LAW No. 36-2012**

**BEING** a By-Law to regulate the implementation of Municipal Fire Bans.

**WHEREAS** under the provisions of Part II, section 7.1.1 (a) and (b) of the *Fire Protection and Prevention Act, 1997* and amendments thereto, a municipality may enact by-laws regarding fire prevention and the setting of open air fires;

**NOW THEREFORE**, the Council of the Township of Killaloe, Hagarty and Richards hereby enacts as follows:

**DEFINITIONS:**

A "**Designated campground**" is a campground that is inspected annually and satisfies the criteria in Appendix A to this by-law. This means that the Fire Chief or his/her designate has completed an inspection and has determined that the campground is in compliance with criteria under the *Forest Fire Protection Act*, and meets the conditions indicated in the Campground Checklist – Appendix "A".

"**Municipal fire ban**" means a state and related period of time declared by the Council of the Municipality during which no one may set or maintain any open air fire, including camp fires, within Municipal geographic limits for reasons related to public safety and protection of property.

1. A Fire Ban may be declared by the Fire Chief or his/her designate within the Municipality of Killaloe, Hagarty and Richards or parts of the Municipality, as Council deems necessary.
2. A campground in the Municipality of Killaloe, Hagarty and Richards may attain designation and exemption from Municipal Fire Bans by being inspected by the Fire Chief or his/her designate, and meeting and maintaining the criteria outlined in the Designated Campground Exemption Criteria – Appendix B.
3. During a Municipal Fire Ban, no outdoor fires will be permitted within the Municipality except within a Designated Campground that has met the criteria as outlined in #2 above, or a Provincial Park, over which the Municipality has no authority.
4. Under this Fire Ban **all wood burning fires are prohibited**, including the use of charcoal briquettes and portable wood-burning stoves in camping/picnic areas. The fire ban applies to all designated areas of the municipality, with the exception of those listed in #2 above.
5. During a Municipal Fire Ban, use of gas or propane stoves and barbeques is permitted for preparation of food and for heat.
6. During a Municipal Fire Ban the use of an outdoor fireplace (masonry, pottery or metal) is considered open air burning and is also banned. Although these fireplaces are designed to be used outdoors rather than indoors and may limit the heat and sparks through their design, these reduced levels are still cause for concern and use is not permitted during Municipal Fire Bans.

**This** By-Law comes into force and effect upon the final passing thereof.

**Read** a first and second time this 28<sup>th</sup> day of August, 2012.

**Read** a third time short and passed this 28<sup>th</sup> day of August, 2012.

Genie Visneski  
Mayor

Ann Chadd  
CFO/Clerk-Treasurer

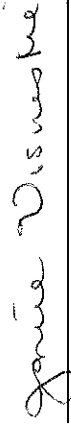
**DESIGNATED CAMPGROUND EXEMPTION FROM MUNICIPAL FIRE BANS  
APPENDIX 'A' To By-Law #36-2012**


**DEFINITIONS:**

A "**Designated campground**" is a campground that is inspected annually and satisfies the criteria in "B" to this by-law. This means that the Fire Chief, Deputy Fire Chief or Killaloe, Hagarty and Richards Fire Prevention Officer has completed an inspection and has determined that the campground is in compliance with criteria under the *Forest Fire Protection Act* and meets the conditions indicated in the Designated Campground Exemption Criteria – Appendix "B".

"**Municipal fire ban**" means a state and related period of time declared by the Fire Chief or his/her designate during which no one may set or maintain any open air fire, including camp fires, within Municipal geographic limits for reasons related to public safety and protection of property.

1. A designated Campground may attain designation and exemption from Municipal Fire Bans by being inspected annually by the Fire Chief, Deputy Fire Chief or Killaloe, Hagarty and Richards Fire Prevention Officer, and meeting and maintaining the criteria outlined in the Designated Campground Exemption Criteria – Appendix "B".
2. During a Municipal Fire Ban, no outdoor fires will be permitted within the Municipality except within a Campground that has met the Designated Campground Exemption Criteria – Appendix "B", or a Provincial Park, over which the Municipality has no authority.
3. Under a Fire Ban **all wood burning fires are prohibited**, including the use of charcoal briquettes and portable wood-burning stoves in camping/picnic areas. The fire ban applies to all areas of the municipality, with the exception of those outlined in #2 above.
4. During a Municipal Fire Ban, use of gas or propane stoves and barbeques is permitted for preparation of food and for heat.
5. During a Municipal Fire Ban the use of an outdoor fireplace (masonry, pottery or metal) is considered open air burning and is also banned. Although these fireplaces are designed to be used outdoors rather than indoors and may limit the heat and sparks through their design, these reduced levels are still cause for concern and use is not permitted during Municipal Fire Bans.

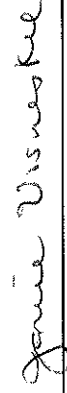
  
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Mayor

  
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CAO/Clerk-Treasurer

**DESIGNATED CAMPGROUND EXEMPTION CRITERIA****Appendix 'B' to By-Law #36-2012**

For a designated campground to be exempt from a municipal fire ban the following conditions **MUST** apply:

1. The campground does **NOT** allow the burning of campfires between 10:00 a.m. and 7:00 p.m.;
2. The campground clearly posts the hours that campfires will be allowed;
3. The campground has printed information on safe campfires and provides it to all of its guests;
4. The campground has adequate equipment to control and extinguish a fire, which can be taken to any campsite or cabin within 10 minutes;
5. The campground has on site at all times when burning is allowed, staff who are instructed in the location and use of the equipment mentioned above;
6. The campground has reliable two-way telecommunications equipment to allow it to obtain assistance if a fire escapes control;
7. The fire is contained in an above ground fire grate or fireplace that is designed to safely burn wood and that **CANNOT** be moved to an unsafe location; or have a pit in the ground that has fireproof walls and is designed to safely burn wood;
8. The fire grate or fireplace **CANNOT** be moved to an unsafe area;
9. The fire installation is at least 30 metres from any forest or woodland and the area within 3 metres of the location of the fire is completely free of any combustible material;
10. The space immediately above the location of the fire is at least 3 metres from any overhanging vegetation;
11. Should a fire get out of control and demand a response from the Killaloe, Hagarty and Richards Fire Department, or any assistance requested by them either through Mutual Aid or through a request to MNR, the campground owner shall pay for all costs associated with the extinguishment of said fire. Such costs shall be calculated in accordance with the current fee structure established by the Ministry of Natural Resources (MNR). Times shall be calculated from the receipt of the call through to the time that responding personnel and equipment are back in service.

  
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Mayor

  
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CAO/Clerk-Treasurer