

BY-LAW NO. 1412-90

of

THE TOWN OF WINKLER

providing for the regulating and
prohibiting of open fires

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WHEREAS Section 284 (1) of The Municipal Act provides in part that a Municipality may pass By-laws

- (A) "for making regulations for the prevention and suppression of fires;"
- (B) "for regulating the times during which stumps, trees, logs, brush, grass, straw, shavings or refuse may be set on fire or burned in open air, for prescribed precautions to be observed those times, and for preventing such fires being kindled at other times;"

AND WHEREAS the Council of the Town of Winkler deems it expedient and in the best interests of the Town of Winkler to pass regulations for the prevention and suppression of fires in the Town of Winkler;

THEREFORE BE IT ENACTED AS FOLLOWS:

1. That all open fires be prohibited within boundaries of the Town of Winkler, for the burning of leaves, straw, stubble, garden and other refuse, on the surface of the ground, in pits, barrels or other unapproved containers/incinerators.
2. That the operation of enclosed incinerators that comply with the Manitoba Building Code are permitted.
3. Campfires and pit barbeques are permitted between the hours of 8:00 AM and 11:00 PM, when attended by an adult. When unattended, the said campfire or pit barbeque must be completely extinguished. Such fires must also be located a safe distance from all and any buildings.
4. That under special circumstances, the Council of the Town of Winkler may issue a Special Burning permit, subject to the conditions set out thereon, and subject to consultation with the Fire Chief of the Winkler Fire Department.
5. That any person, persons or corporation found violating any provisions of this by-law, shall be fined a sum of \$50.00 plus costs of \$16.00, or upon conviction before a Provincial Court Judge or Justice of the Peace, be liable for a penalty of not less than \$50.00 nor more than \$1,000.00, plus costs. In default of payment thereof, that person may be imprisoned in the common goal for a period not exceeding 90 days, unless the said penalty and costs are sooner paid.
6. That this By-law come into effect upon the passing thereof.

Done and passed by Council of the Town of Winkler,
duly assembled at Winkler, in Manitoba, this 12 day of
MARCH, A.D., 1990.

M. D. Schube
MAYOR

[Signature]
SECRETARY TREASURER