

THE CORPORATION OF THE TOWN OF MARATHON

BY-LAW NO.1463

Being a by-law to repeal By-Law No. 799, and By-law No. 1090 being a by-law for the prevention of fires, and permit open air burning within the improved townsite of the Town of Marathon

WHEREAS Section 7.1 (1)(b) of the Fire Protection & Prevention Act S.O. 1997, c.4, provided that a council of a municipality may pass by-law regulating the setting of open air fires including the establishing the times during which open air fires

AND WHEREAS Section 7.1 of the Fire Protection & Preventions Act O. Regulation 207/96 states, "Open air burning shall not be permitted unless approved, or unless such burning consist of a small confined fire, supervised at all times and used to cook food on a grill or a barbecue"; and the hours of burning shall be between 2 hours before sunset and 2 hours after sunrise.

AND WHEREAS the Council of the Town of Marathon feels it is imperative that a procedure for permission to openly burn be established.

NOW THEREFORE THE COUNCIL OF THE TOWN OF MARATHON HEREBY ENACTS AS FOLLOWS:

1. No person shall light fires on any land within The Corporation of the Town of Marathon for the purpose of the disposal of, stumps, trees, logs, brush, grass, shavings or any other material, without the benefit of an approved burning permit as set out in Schedule "A" issued under the provision of this by-law.
2. The Chief Fire Official shall have the power to revoke all or any burning permits.
3. Every person making application as set out in Schedule "A" for a burning permit must make said application to the Chief Fire Official of The Corporation of the Town of Marathon.
4. Every person burning under the authority of a burning permit shall comply with all provisions of said permit, as detailed in Schedule "A" to this by-law.
5. Every person being the holder of a burning permit shall upon request of the Chief Fire Official, By-Law Enforcement Officer or Police Officer produce said permit.
6. Every person who contravenes the provisions of this by-law is guilty of an offense and is upon conviction subject to a penalty. All such penalties are recoverable under the provision of The Provincial Offenses Act, R.S.O. 1990 ch. P.33.

7. That this by-law shall come into effect on the day of its final passing.

This by-law shall come into force and take effect on the final day of its passing.

READ A FIRST AND SECOND TIME THIS 27TH DAY OF JUNE, A.D., 2005.

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Mayor

(SEAL)

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Clerk

READ A THIRD TIME AND FINALLY PASSED THIS 27TH DAY OF JUNE,
A.D., 2005.

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Mayor

(SEAL)

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Clerk