

BY-LAW # 12

FIRE PREVENTION BY-LAW

1. (a) No person shall light, ignite, start, or burn or reduce to ashes by means of any fire, bonfire, outside fireplace, or domestic incinerator, any garbage, rubbish, scrapings of yards, grass, brush, weeds, or any substance or material of an inflammable nature, without first having obtained a permit therefore from the Fire Chief or Deputy Fire Chief of the Town of Mulgrave; provided however, that the use of barbecues is permitted on private premises without requirement of permit pursuant to this By-Law.
- (b) Persons are required under this By-Law to obtain permits for burning twelve months of the year.
- (c) The Fire Chief and the Deputy Fire Chief of the Town of Mulgrave are hereby authorized to issue permits, governing the burning referred to in paragraph 1(a) of this By-Law; such permits issued on any particular day, the velocity of the wind, then general weather conditions prevailing, and the provision for safety by the applicant.
- (d) Persons to whom a permit has been issued under Section 1(b) of this By-Law shall burn subject to the provisions of this By-Law and any other conditions specified in the permit.
- (e) Burning in accordance with the permit issued under this By-Law shall occur only on land owned by the applicant, or on land for which the applicant, or on land for which the applicant has written permission from the owner to burn.
- (f) No person shall burn unless he has taken all the necessary precautions to control the fire, including at least two adults capable of controlling the fire present at all times, along with any reasonable and necessary fire-fighting equipment, including brooms, rakes, water tanks, garden hoses, or other suitable implements.
- (g) Any person to whom a permit has been issued, who burns contrary to the provisions of this By-Law or the conditions noted on the permit shall be liable, on conviction to a penalty.
- (h) The Fire Chief or the Deputy Fire Chief for the Town of Mulgrave shall

keep a record of every permit pursuant to this By-Law, showing the name and address of the person obtaining the permit and the date that the permit was issued.

2. No person shall use any stove or furnace without having a space of at least fifteen (15) inches between such stove or furnace and any wood work or partition, which woodwork or partition shall be properly protected with non-combustible material.
3. No person shall use any stove on any floor unless the floor thereunder is wholly covered with a non-combustible material.
4. No stove or furnace pipe shall pass through any floor unless the opening through which it passes is furnished with a properly ventilated thimble of non-combustible material from the upper surface of the floor to and over the ceiling below.
5. No stove or furnace pipes shall pass through any partition unless the stove or furnace pipe is properly secured and protected by a non-combustible material.
6.
 - (a) Every person occupying, or owning premises in which is situate a chimney used for exhaust from a wood fire shall cause the chimney to be thoroughly cleaned once every twelve (12) months.
 - (b) Any person who violates Section 6(a) of this By-Law shall be liable, on conviction, to a penalty.
7. The holder of a Burning Permit may be required to pay all or a portion of the expenses incurred in extinguishing any fire started by the Permit Holder which burns out of control or which spreads to lands of another person.
8. A burning permit issued for any wooded lands located within the Town of Mulgrave shall be automatically revoked upon a proclamation of Woods Closure by the Minister of Natural Resources of Nova Scotia.
9. Persons acquiring a Burning Permit shall obey the specific hours of burning which will consist of 5 p.m. - 9 p.m. from Monday to Friday, and 9 a.m. to 9 p.m. on Saturday and Sunday.
10. Any person violating the provisions of this By-Law shall on conviction be liable to a penalty of not less than Twenty-five (\$25.00) or on non-payment to imprisonment for not more than seven (7) days, or more than Two Hundred and Fifty (\$250.00) Dollars or on non-payment to imprisonment for not more

than one (1) month.

11. Every person who contravenes this By-Law shall be guilty of an offense and liable on summary conviction to the penalties prescribed the Summary Proceedings Act.
12. All former fire prevention By-Laws of the Town are hereby repealed and this By-Law substituted therefore.

Resolution:

Resolved by the Town Council of the Town of Mulgrave that the attached Fire Prevention By-Law be and the same is hereby enacted and that the Clerk be and is hereby instructed to forward same to the Minister of Municipal Affairs with a request for his approval thereof.

I, Debbie King, Acting Clerk Treasurer of the Town of Mulgrave do hereby certify that the foregoing is a true copy of a Resolution pertaining to a Fire Prevention By-Law duly passed unanimously by the full Council of the Town of Mulgrave at a meeting duly held and convened on the 30th day of October, 1985.

DATED at Mulgrave, in the County of Guysborough, Nova Scotia, this 23rd day of December, A.D., 1985.

Debbie King
Acting Clerk-Treasurer for the Town of
Mulgrave