



## **Bylaw No.: 463-2026**

### **Title: Fire Protection and Burning Regulation Bylaw**

#### **1. Short Title**

This Bylaw may be cited as the “Fire Protection and Burning Regulation Bylaw.”

#### **2. Purpose**

The purpose of this Bylaw is to:

- Regulate outdoor fires within the Municipality;
- Establish clear burning regulations based on zoning districts;
- Promote public safety and reduce fire risk; and
- Provide for the delivery and cost recovery of fire protection services.

#### **3. Authority**

This Bylaw is enacted pursuant to:

- Section 8 of *The Municipalities Act*;
- *The Fire Safety Act*;
- *The Wildfire Act*;

#### **4. Definitions**

In this Bylaw:

**“Administrator”** means the Administrator of the Municipality or designate;

**“Agricultural District”** means land zoned AR1 or AR2 under Zoning Bylaw No. 376/2019;

**“Burning Barrel”** means a non-combustible barrel, container or incinerator, used for outdoor burning, equipped with a metal spark-arresting screen and maintained in a condition that prevents the escape of sparks, embers or burning material;

**“Combustible Clearance”** means the minimum recommended separation distance between any fire, burning material, or burning appliance and any combustible material, structure, vegetation, or hazard, including but not limited to buildings, fences, trees, overhead utilities, propane tanks, fuel storage, and property lines, as follows:

- a) enclosed stoves, outdoor fireplaces, and chimineas shall be installed and operated in accordance with the manufacturer’s recommended clearances;
- c) burn barrels should be located a minimum distance of six (6) metres to fifteen (15) metres from combustible materials, depending on the size of the barrel and the nature of the fuel exposure;
- d) brush piles and agricultural burning piles should be located a minimum of fifteen (15) metres from combustible materials, and greater distances are recommended where grassland conditions, wind exposure, or other fire risks are present; and



e) no burning shall occur beneath overhead wires, beneath tree canopies, or in proximity to propane tanks, fuel storage areas, or other hazardous materials.

**“Compliant Fire Pit”** means a non-combustible structure designed to contain a recreational fire which:

- does not exceed 1.21 metre (4 feet) in diameter;
- does not exceed 0.6 metres (2 feet) in height above grade for open fire pit designs;
  - Chimney’s and tall arrestors do not fall under the height requirements.
- is constructed of non-combustible materials such as steel, brick, concrete, or manufactured metal;
- is located on a stable, non-combustible surface;
- is located a minimum of 10 feet from a combustible surface;
- is equipped with a spark arrestor screen where required by this Bylaw;
- is designed to contain the fire and prevent the spread of sparks or embers.

**“Controlled Burn”** means an outdoor fire used for burning vegetation, brush, or agricultural material, excluding recreational fires;

**“Fire Ban”** means an order issued by the Municipality or Province prohibiting outdoor fires;

**“Municipality”** means the Rural Municipality of McKillop No. 220;

**“Outdoor Fire”** means any fire outside of a building;

**“Outdoor Fireplace”** means a commercially manufactured outdoor wood-burning appliance, chiminea, or enclosed fireplace designed to vent smoke vertically through a chimney or flue.

**“Prohibited Debris”** means materials prohibited under provincial legislation;

**“Recreational Fire”** means a contained fire used for cooking, warmth, or enjoyment and fuelled only by clean, dry wood, propane, or charcoal;

**“Residential District”** means land zoned:

- CR1, CR2
- Hamlet District
- LS1, LS2
- Recreational Resort District

## 5. Provisions

### 5.1 Fire Protection Services

The Municipality may:

- a) Provide fire protection services through agreements;
- b) Recover fire protection charges in accordance with applicable agreements and legislation;

### 5.2 General Fire Regulations

- a) No person shall light or allow an outdoor fire except in accordance with this Bylaw;
- b) All outdoor fires must:



- Be supervised at all times;
  - Be kept under control;
  - Be fully extinguished before leaving the site;
- c) No person shall burn prohibited debris;
- d) Fire bans override all provisions of this Bylaw;

### 5.3 Residential Districts

For all lands within Residential Districts:

- a) Only recreational fires are permitted;
- b) Recreational fires must:
- Be contained in an compliant fire pit or a commercially manufactured outdoor fireplace or chiminea designed for recreational use;
  - Require a spark screen at all times in residential areas;
  - Use only clean, dry wood, propane, or charcoal;
- c) The following are prohibited:
- Burning barrels;
  - Controlled burns;
  - Burning of leaves, grass, brush, yard waste, household or commercial garbage.

### 5.4 Agricultural Districts

For all lands within Agricultural Districts:

- a) Controlled burns are permitted;
- Before conducting a controlled burn, the responsible person shall take reasonable precautions to prevent escape of the fire, including reviewing weather conditions, confirming that no fire restriction or fire ban is in effect, notifying the Provincial Controlled Burn line, ensuring adequate fire guards and suppression equipment are available, and supervising the fire until it is fully extinguished.
- b) Burning barrels are permitted;
- c) Burning of vegetation, brush, and agricultural materials is permitted;
- d) All burning must:
- Be supervised and controlled;
  - Consider weather and site conditions;
  - Comply with fire bans;

### 5.5 Fire Restrictions

- a) Council or the Administrator may impose fire restrictions where conditions warrant due to fire risk, weather, drought, wind, public safety concerns, or other hazardous conditions.
- b) Fire restrictions may apply:



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- to the entire Municipality; or
- to specific fire protection service areas identified in Schedule “A” of this Bylaw.

c) The Fire Chief of a contracted or designated fire department may recommend to council or Administration to implement, modify, or lift fire restrictions within their designated fire protection service area identified in Schedule “A”.

d) Fire restrictions imposed under this Bylaw override all other provisions respecting outdoor burning.

e) Notice of fire restrictions may be provided by:

- Municipal website;
- Social media;
- Public signage;
- Any other means deemed appropriate by the Municipality.

f) Where the Province of Saskatchewan or Saskatchewan Parks imposes a fire ban affecting lands adjacent to or within the Municipality, the Administrator may impose equivalent fire restrictions where deemed necessary for public safety.

g) Fire restriction levels are as follows:

<b>Activity</b>	<b>Normal Conditions</b>	<b>Tier 1: Open Burning Restriction</b>	<b>Tier 2: Full Fire Ban</b>
Recreational fire in a compliant fire pit	Allowed	Allowed	Prohibited
Outdoor fireplace/chiminea	Allowed	Allowed	Prohibited
Propane/natural gas barbecue	Allowed	Allowed	Allowed
Propane fire table	Allowed	Allowed	Allowed unless the declaration says otherwise
Charcoal barbecue	Allowed	Allowed	Prohibited
Pellet smoker	Allowed	Allowed	Prohibited
Burn barrel	Allowed in Agricultural only	Prohibited	Prohibited
Brush pile/windrow burning	Allowed with notification	Prohibited	Prohibited



Activity	Normal Conditions	Tier 1: Open Burning Restriction	Tier 2: Full Fire Ban
Grass/stubble burning	Allowed with notification	Allowed with notification and wind forecast less than 20km/hr	Prohibited
Fireworks	Allowed only if otherwise lawful	Prohibited	Prohibited
Sky lanterns	Prohibited or permit-only	Prohibited	Prohibited
Exploding targets	Prohibited or permit-only	Prohibited	Prohibited

## 5.6 Liability and Responsibility

a) Nothing in this Bylaw relieves any person from obligations under:

- *The Wildfire Act*;
- *The Fire Safety Act*;

b) The person who lights, supervises, or allows a fire, and/or the owner or occupant of the land, is responsible for:

- Any damages caused;
- All fire suppression and response costs;

c) Permitting a fire under this Bylaw does not transfer liability to the Municipality;

## 6. Fees / Cost Recovery

a) The Municipality may recover all costs associated with:

- fire suppression;
- emergency response;
- bylaw enforcement;
- remediation;
- contractor costs;
- equipment usage;
- and administration costs

resulting from a contravention of this Bylaw.

b) Unpaid amounts may be added to the tax roll of the property in accordance with *The Municipalities Act*.



**7. Enforcement**

a) Where a person contravenes this Bylaw, the Municipality may:

- order the immediate extinguishment of a fire;
- undertake actions necessary to extinguish or control a fire;
- issue an Order to Remedy pursuant to *The Municipalities Act*;
- recover any costs incurred by the Municipality related to enforcement, fire suppression, emergency response, or remediation.

b) Any person who:

- lights;
- permits;
- causes;
- or fails to extinguish

a fire in contravention of this Bylaw is responsible for all associated costs incurred by the Municipality.

c) Costs incurred by the Municipality pursuant to this Bylaw may be:

- invoiced to the property owner or responsible person; and
- if unpaid, added to the tax roll of the property in accordance with *The Municipalities Act*.

d) The remedies provided in this Bylaw are in addition to any other remedy or enforcement authority available under:

- *The Municipalities Act*;
- *The Fire Safety Act*;
- *The Wildfire Act*;
- or any other applicable legislation.

**8. Coming Into Force**

This Bylaw shall come into force and take effect upon the date of final passing.

Read a first time this \_\_\_ day of \_\_\_\_\_, 2026.

Read a second time this \_\_\_ day of \_\_\_\_\_, 2026.

Read a third time and passed this \_\_\_ day of \_\_\_\_\_, 2026.

Reeve: \_\_\_\_\_

[SEAL]

Administrator: \_\_\_\_\_