

BYLAW NO. 557

A BYLAW TO REGULATE OPEN BURNING ACTIVITY WITHIN THE SOUTH CORTES FIRE PROTECTION AREA

WHEREAS the Regional District is authorized, by Bylaw No. 1263, to provide a fire protection service to a part of Cortes Island in Electoral Area B;

AND WHEREAS the Regional Board may, pursuant to s.303 of the *Local Government Act*, enact a bylaw for the purpose of protecting persons and property from the threat of fire;

AND WHEREAS the Regional wishes to regulate open burning activity within the South Cortes fire protection area at times when such activity may be considered a threat to public safety;

NOW THEREFORE the Board of Directors of the Strathcona Regional District, in open meeting assembled, enacts as follows:

Definitions

1. In this bylaw, unless the context otherwise requires:

"barbeque" means a CSA-rated or ULC-rated stove that uses gas, propane or briquettes for the purpose of cooking food.

"fire chief" means the fire chief for the Cortes Island Fire-Fighting Association and includes, in the absence of the fire chief, the deputy fire chief or other person responsible for the operation and management of the fire department.

"fire protection area" means the area contained within the South Cortes fire protection area.

"Manager" means the Manager of Emergency Services employed by the Regional District and includes, in the absence of that person, the Manager's deputy or assistant.

"open fire" means a campfire or other outdoor fire but does not include a fire contained within a barbeque, an internal combustion engine or a fire for which a permit has been issued by a responsible authority.

Delegation of Authority to Impose Open Fire Ban

2. (1) The Manager is hereby delegated the authority to impose a ban on all open fires within the fire protection area at their sole discretion.
(2) In considering the imposition of a ban on open fires the Manager will consult with the fire chief.

Restriction on Authority to Impose Ban

- 3. The authority under section 2(1) may only be exercised at times when a ban on open fires for the fire protection area has not been imposed by the Province of British Columbia.

Open Fire May Contravene Bylaw

- 4. No person shall ignite or maintain an open fire when a ban on open fires has been imposed under the authority of this bylaw.

Penalties

- 5. (1) Any person who contravenes any provision of this bylaw shall be guilty of an offense and shall be liable, on summary conviction, to a penalty of not more than \$1,000 for such violation and each day that such violation continues shall constitute a new and separate offense.
(2) In addition to the penalties prescribed in subsection (1), any person who contravenes this bylaw may be subject, on summary conviction, to costs incurred by the Regional District in responding to a fire, suppressing a fire or securing the scene of a fire.

Citation

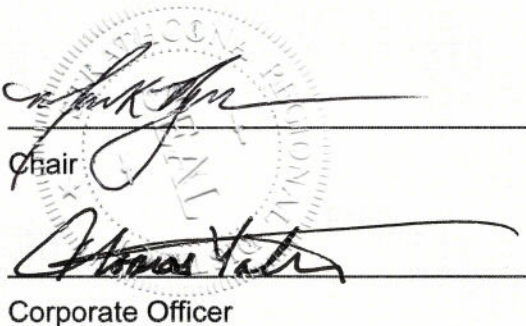
- 6. This bylaw may be cited for all purposes as Bylaw No. 557, being South Cortes Fire Regulations Bylaw 2023.

READ A FIRST TIME ON THE 21ST DAY OF AUGUST, 2024

READ A SECOND TIME ON THE 21ST DAY OF AUGUST, 2024

READ A THIRD TIME ON THE 21ST DAY OF AUGUST, 2024

RECONSIDERED, FINALLY PASSED AND ADOPTED ON THE 21ST DAY OF AUGUST, 2024



[Signature]
Chair

[Signature]
Corporate Officer