

# **PROTECTION**

## **Chapter 1037 FIRE - SETTING**

### **CHAPTER INDEX**

#### **Article 1 INTERPRETATION**

1037.1.1 Fire Chief - defined

#### **Article 2 GENERAL PROVISIONS**

- 1037.2.1 Applicable - all land - within Town
- 1037.2.2 Fire - setting - between 9 p.m. - 6 a.m. - prohibited
- 1037.2.3 Fire - intention to set - notice to Fire Chief
- 1037.2.4 Notice - to Fire Chief - 24 hours in advance
- 1037.2.5 Notice - information - requirements
- 1037.2.6 Setting - fire - times - specified in notice
- 1037.2.7 Supervision - extinguisher - on site - all times
- 1037.2.8 Supervision - extinguisher - not on site - contravention
- 1037.2.9 Additional requirements - specified - Fire Chief
- 1037.2.10 Additional requirements - not provided - contravention
- 1037.2.11 Person - setting fire - unknown - responsibility

#### **Article 3 ENFORCEMENT**

1037.3.1 Fine - for contravention

**Article 4**  
**REPEAL**

1037.4.1 By-law - previous

---

**Article 1**  
**INTERPRETATION**

**1037.1.1 Fire Chief - defined**

“Fire Chief” means the Fire Chief of the Town of Richmond Hill.

**Article 2**  
**GENERAL PROVISIONS**

**1037.2.1 Applicable - all land - within Town**

The provisions of this Chapter apply to all land situate in the Town of Richmond Hill and to the section of fires in the open air on any such land.

**1037.2.2 Fire - setting - between 9 p.m. - 6 a.m. - prohibited**

No person shall set a fire after the hour of 9 p.m., in any day and before the hour of 6 a.m. in any day (local time).

**1037.2.3 Fire - intention to set - notice to Fire Chief**

No person shall set a fire until he or she has first notified in writing the Fire Chief of his or her intention to do so.

**1037.2.4 Notice - to Fire Chief - 24 hours in advance**

The notice set out in Section 1037.2.3 shall be given at least twenty-four hours prior to the time of the proposed fire.

**1037.2.5 Notice - information - requirements**

The notice required by Sections 1037.2.3 and 1037.2.4 shall contain:

- (a) the site of the proposed fire;
- (b) the time that the proposed fire shall be set;
- (c) the name of an adult who shall be on the site until the fire is completely extinguished;
- (d) the type of material to be burned;
- (e) the means of extinguishing the fire.

**1037.2.6 Setting - fire - times - specified in notice**

No person shall set a fire at any site or at any time other than in conformance with the notice required by Sections 1037.2.3 through 1037.2.5 inclusive.

**1037.2.7 Supervision - extinguisher - on site - all times**

The person setting the fire shall ensure that the person designated in the notice is in constant attendance until the fire is extinguished and that the designated means of extinguishing the fire is available on the site.

**1037.2.8 Supervision - extinguisher - not on site - contravention**

If the designated person is not in attendance or if the designated means of extinguishment is not on the site at all times during the fire then the person setting the fire is in breach of this Chapter.

**1037.2.9 Additional requirements - specified - Fire Chief**

The Fire Chief, after considering the information set out in the notice filed by a person pursuant to Sections 1037.2.3 through 1037.2.5 inclusive, may require such person to ensure that an additional adult or adults shall be in constant attendance at the fire until it is extinguished and that specified fire extinguishers or other firefighting equipment be at the site of the fire.

**1037.2.10 Additional requirements - not provided - contravention**

No person shall set the fire unless such additional supervision and equipment as specified by the Fire Chief is provided, and such person shall be in breach of this Chapter if the requirements of the Fire Chief are not fulfilled.

**1037.2.11 Person - setting fire - unknown - responsibility**

If the name of a person who unlawfully sets a fire is unknown it shall be deemed to have been set by the owner of the land upon which the fire occupied. By-law 61-72, 16 October, 1972.

### **Article 3 ENFORCEMENT**

**1037.3.1 Fine - for contravention**

Every person who contravenes any of the provisions of this Chapter is guilty of an offence and upon conviction is liable to a fine or penalty as provided for in the *Provincial Offences Act*. By-law 226-93, 28 July, 1993.

**Article 4**  
**REPEAL**

**1037.4.1 By-law - previous**

By-law 1202 is hereby repealed. By-law 61-72, 16 October, 1972.