

**TOWN OF HANNA  
PROVINCE OF ALBERTA  
BY-LAW 902-2002**

A BYLAW OF THE TOWN OF HANNA, IN THE PROVINCE OF ALBERTA, TO CONTROL OPEN BURNING WITHIN THE CORPORATE LIMITS OF THE TOWN OF HANNA.

WHEREAS the *Municipal Government Act, R.S.A.* authorizes the Council to pass a bylaw respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS it is deemed advisable to enact a bylaw to prohibit open burning and control recreational burning ;

NOW THEREFORE, THE COUNCIL OF THE TOWN OF HANNA HEREBY ENACTS AS FOLLOWS:

**PART I      BYLAW TITLE**

1.      This bylaw shall be known as the "Burning Bylaw".

**PART II      DEFINITIONS**

2.      In this Bylaw the following words mean:
  - a.      **Act** - the *Municipal Government Act R.S.A.* 1994 c.M26, as amended.
  - b.      **Authority** – Bylaw Enforcement Officer, Fire Chief or designate, member of the Royal Canadian Mounted Police.
  - c.      **Council.** – the Municipal Council of the Town of Hanna
  - d.      **Town** – The Town of Hanna.
  - e.      **Open Burning** - any fire of any kind whatsoever in the open air with the exception of :
    - i.      Natural gas, propane and or briquette barbecues
    - ii.     "Recreational Fires"
    - iii.    Burning Authorized by the Fire chief
  - f.      **Peace Officer** – member of the Royal Canadian Mounted Police or the Bylaw Enforcement Officer.
  - g.      **Person in Charge** – Is the registered owner of the property or in the case of a rental property the individual to whom the property is rented.
  - h.      **Recreational Fire** – a confined fire for the purpose of cooking, obtaining warmth or viewing for pleasure.

*AT* *per*

**PART III BURNING**

3. Open Burning within the corporate limits of the Town of Hanna is Prohibited.

**PART IV RECREATIONAL FIRES**

4. Recreational Fires are permitted and shall meet the following requirements:
- i. A minimum of 1 meters ( 3 feet ) of clearance must be maintained from buildings, property lines, or combustible material
  - ii. Only unpainted, clean dry wood or charcoal or other similar fuel may be used.
  - iii. The fire, smoke or sparks must not create a nuisance or hazard to neighbors or neighboring property. ( The authority is the sole judge as to whether or not a recreational fire is creating a nuisance or hazard.)
  - iv. The person in charge of the property is responsible for all recreational fires on his land and shall extinguish a recreational fire immediately when requested to do so by the Authority.

**PART V PENALTIES**

5. Any person who contravenes any provisions of this Bylaw is:
- i. Guilty of an offence and is liable to a fine of \$100.00 on summary conviction
  - ii. Any Peace Officer may enforce the provisions of this bylaw, and where that Peace Officer has reasonable grounds to believe that a person has committed a breach of any of the provisions of this bylaw, he may issue upon such a person a violation ticket.

**PART VI COMING INTO FORCE**

6. This Bylaw comes into force on the day that it is passed.

READ A FIRST TIME THIS 14<sup>TH</sup> DAY OF MAY 2002.

READ A SECOND TIME THIS 14<sup>TH</sup> DAY OF MAY 2002.

READ A THIRD TIME AND FINALLY PASSED THIS 14<sup>TH</sup> DAY OF MAY 2002.

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Mayor

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Chief Administrative Officer