

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-173

**BEING A BY-LAW TO AMEND BY-LAW 2011-130
(BEING A BY-LAW TO REGULATE OPEN AIR BURNING
IN THE CITY OF NORTH BAY)**

WHEREAS Council passed Resolution No. 2011-533 at its Meeting held Monday, July 18, 2011, authorizing that the Open Air Burning By-Law No. 2011-130 be amended.

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That the Definition of (n) "Rural Zone" is hereby deleted and the following be inserted in lieu thereof:

"(n) "Rural Zone" means the following zones as contained in the City of North Bay's comprehensive Zoning By-Law: A, RRC, RRL, RME, RC, RMC, RN, RRE and associated Special Zones. The Rural Zone is further defined as containing all Holding (H) Zones and O, O1, and O2 Zones that satisfied the general provisions contained herein."

2. That the Definition of (o) "Urban Zone" is hereby deleted and the following be inserted in lieu thereof:

"(o) "Urban Zone" means the following zones as contained in the City of North Bay's comprehensive Zoning By-Law: R1, R2, R3, R4, R5, RM1, RM2, RM3, RM4, RM5, RM6, C1, C2, C3, C4, C5, C6, C7 (except as hereby expressed varied) M1, M2, M3, M4, MR, MBP, MAP and MC."

3. That the existing section 3.1 under Rural Burning Only is hereby deleted and the following be inserted in lieu thereof:

"3.1 No person shall set, maintain or cause to be set or maintained an Open Air fire in the Urban Zone except by permit for legal cottages and campgrounds within C7 Zones."

4. That the existing section 3.2 under Rural Burning Only is hereby deleted and the following be inserted in lieu thereof:

"3.2 No person shall set, maintain or cause to be set or maintained an Open Air Fire in a Rural Zone unless a permit has been issued by the Chief Fire Official."

5. That the existing section 4.3(a) under General Provisions is hereby deleted and the following be inserted in lieu thereof:

"4.3(a) shall be confined to an area of no less than fifteen (15) meters from any building, structure, property line, tree, hedge, fence, roadway, overhead wire or a distance as determined by a Fire Prevention Officer."

6. That the existing section 4.3(c) under General Provisions is hereby deleted and the following be inserted in lieu thereof:

"4.3(c) shall be permitted only between the hours of 0800 (8:00 a.m.) and 2400 (12:00 a.m.)."

7. That the existing section 4.4(a) under General Provisions is hereby deleted and the following be inserted in lieu thereof:

"4.4(a) be confined to an area of no less than twenty (20) meters from any building, structure, property line, tree, hedge, fence, roadway, overhead wire or a distance as determined by a Fire Prevention Officer."

READ A FIRST TIME IN OPEN COUNCIL THIS 2ND DAY OF AUGUST, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 2ND DAY OF AUGUST, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED THIS 2ND DAY OF AUGUST, 2011.

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MAYOR ALLAN MCDONALD

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CITY CLERK CATHERINE CONRAD

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