

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 242-2022

A By-law of The Corporation of the City of Vaughan to amend Fire Burn Permit By-law 149-99, as amended.

WHEREAS subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25 (“*Municipal Act*”), as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS subsection 8(1) of the *Municipal Act* provides that the powers of a municipality under this Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality’s ability to respond to municipal issues;

AND WHEREAS Council has determined that it is desirable to make amendments to By-law 149-99 to revise the By-law’s recitals (i.e., references to enabling legislation) and centralize of all fees in the City’s Fees and Charges By-law;

NOW THEREFORE the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

1. That Fire Burn Permit By-law 149-99, as amended, be further amended by repealing the recitals and replacing it with the following:

WHEREAS subsections 10(2)6. and 10(2)8. of the *Municipal Act, 2001*, S.O. 2001, c. 25 (“*Municipal Act*”), as amended, authorizes a municipality to pass bylaws respecting the health, safety and well-being of persons and the protection of persons and property;

AND WHEREAS section 2.4.4.4 of *The Ontario Fire Code* O. Reg. 213/07 provides that open-air burning shall not take place unless it has been approved or the open air burning consists of a small, confined fire that is used to cook food on a grill, barbecue or spit, commensurate with the type and quantity of food being cooked and supervised at all times;

AND WHEREAS Council has determined that it is desirable to regulate open-air burning within the City;

NOW THEREFORE the Council of the Corporation of the City of Vaughan
ENACTS AS FOLLOWS:

2. That Fire Burn Permit By-law 149-99, as amended, be further amended by repealing section 3.(a) and replacing it with the following:
 - (a) No person shall set a fire or allow a fire to burn on property owned or leased or in possession or control of the person, without first having obtained the necessary permit from the Chief Fire Official. Such permit shall be issued in a written form prescribed by the Chief Fire Official, after payment of the required fee as per Fees and Charges By-law, as amended.

Enacted by City of Vaughan Council this 29th day of November, 2022.

Steven Del Duca, Mayor

Todd Coles, City Clerk