THE CORPORATION OF THE VILLAGE OF MONTROSE

BYLAW #624

A BYLAW TO AMEND OPEN BURNING BYLAW #619

WHEREAS Council deems it desirable to amend Open Burning Bylaw #619 for the purpose of eliminating ambiguities, and

NOW THEREFORE, the Council of the Village of Montrose, in open meeting assembled, hereby ENACTS AS FOLLOWS:

SHORT TITLE

1. (1) This Bylaw may be cited as the "**Open Burning Bylaw Amendment**".

AMENDMENTS

2. (1) Section 2(1) of Bylaw 619 is herby amended by deleting the text from the definition of the term "Ban" and substituting in its place the following text:

"Ban" shall mean a general prohibition declared by the Fire Chief or the Council of the Village of Montrose, of such duration as may be deemed advisable by the Fire Chief or the Council of the Village of Montrose;

(2) Section 2(1) of Bylaw 619 is herby further amended by adding the following definition:

"Council" shall mean the Council of the Corporation of the Village of Montrose;

(3) Section 2 of Bylaw 619 is herby amended by adding the following subsection:

(3) The burning of yard waste or garbage is prohibited at all times, including but not limited to leaves, branches, grass, building materials, garbage etc.

(4) Section 5(1) of Bylaw 619 is herby amended by deleting the full text of the subsection and substituting in its place the following text:

(1) A person failing to comply with the prohibitions of this Bylaw or an order, directive or instruction issued by the Fire Chief or the Council of the Village of Montrose under the authority of this Bylaw is committing an offense and is liable to prosecution under the *Offenses Act*.

ENACTMENT

3. (1) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.

(2) This Bylaw shall come into full force and effect on the final adoption thereof.

READ A FIRST TIME	this 7th day of December, 2004
READ A SECOND TIME	this 7th day of December, 2004
READ A THIRD TIME	this 7th day of December, 2004
RECONSIDERED AND FINALLY ADOPTED	this 21st day of December, 2004

_____ Mayor

_____ Clerk

Certified a true copy of Bylaw #624, as adopted

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Clerk