

**VILLAGE OF STIRLING  
IN THE PROVINCE OF ALBERTA**

**BYLAW NO. 404-05**

BEING a bylaw of the Village of Stirling in the Province of Alberta, to provide for the "Care of boulevards and or lanes and alleys.

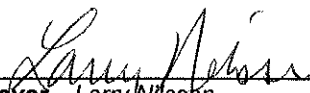
WHEREAS Section 160 of the Municipal Government Act, Status of Alberta, provides that the Council of the Village may pass bylaws regulating the care of boulevards and or lanes and alleys.

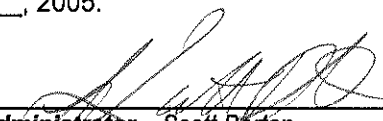
NOW THEREFORE, the council of the Village of Stirling, in the Province of Alberta duly assembled. thereby enact as follows:

1. WHEREAS, a boulevard and or lane or alley has been constructed as abutting or flanking any property: Being private or public, the owner, agent, lessee or occupier of the property, shall keep the said boulevard and or lane or alley in a neat and tidy manner and shall:
  - a). Provide for the eradication of dandelions and noxious weeds or plants and
  - b) In the case of newly seeded boulevards, provide adequate irrigation to same by means of soaker hoses or sprinklers in such a fashion so as to prevent drying out of soils for a minimum period of thirty (30) days or until grass has become firmly established.
  - c) Maintain the boulevard insofar as the cutting of grass is concerned,
  - d) Properly trim and prune trees or shrubs on private property or otherwise that in any way interferes with or endangers the lines, poles, conduit, pipes, sewer or other work of a municipality or other public utility.
2. NO BOULEVARD, LANE OR ALLEY shall be used for the storing of automobiles, trucks, buses or for any other equipment or structures, nor shall any boulevard, lane or alley be used for the storage or dumping of rubbish, garbage, leaves, lawn or trees .
3. NO OWNER, AGENT, LESSEE OR OCCUPANT OF ANY PROPERTY, PUBLIC OR PRIVATE shall have the authority to improve upon any boulevard, lane or alley, except for maintenance as previously states in Section 1, a, b, c, d, for the purpose of tree or shrub planting, rock gardening, asphaltting, concreting, terracing or otherwise altering without the express written approval of the Village of Stirling Building Inspector or Bylaw Enforcement Officer.
4. NO ESTABLISHED OR IMPROVED BOULEVARD shall be used for pedestrian, bicycle, motorbike, automobile, horse or other such traffic that could deface, destroy or otherwise damage said boulevard.
5. THE COUNCIL MAY:
  - a) Require the owner, agent, lessee or occupier to remedy in such a manner as the Council may direct any condition on his land or any boulevard, lane or alley abutting or flanking his land, that contravenes or fails to comply with the bylaw
  - b) If the owner, agent, lessee or occupier fails, neglects or refuses to remedy the conditions as directed by the council; then the council may cause such work to be done as seemed necessary and
  - c) Charge the cost of the work to remedy the condition to the owner, agent lessee or occupier, and in default of payment
    - i) Recover the cost as a debt the Municipality, or
    - ii) Charge the cost against the land concerned as taxes due and owing in respect of the land and recover the cost as such, and
    - iii) Make any other provisions that council considers necessary to carry out the purpose of the bylaw

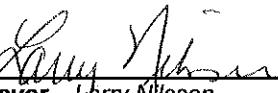
- iv) Any person who wilfully or otherwise damages or causes to be damaged any public boulevard or boulevards within the Village of Stirling shall be subject to a minimum fine of \$100 or any such amount in excess of \$100 deemed necessary by council to re-establish the boulevard or boulevards to its previous condition.
- v) Any owner, agent, lessee, or occupier who receives a notice order or direction regulating him to remedy any condition that contravenes or fails to comply with this Bylaw and who thinks himself aggrieved may appeal with ten (10) days to the Court of Queens Bench and if it is satisfied that the council and/or acted unreasonably or unjustly or in a manner contrary to the intent and meaning of the Bylaw and Sect. 160 of the Municipal Government Act, then it may set aside, vary or modify the notice, Order or Direction of the Council.

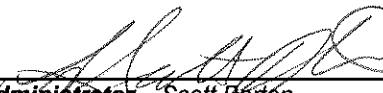
READ a **first** time this   6th   day of   July  , 2005.

  
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**Mayor** - Larry Nilsson

  
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**Administrator** - Scott Barton

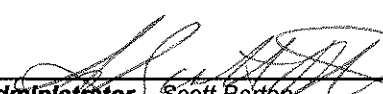
READ a **second** time this   20th   day of   July  , 2005.

  
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**Mayor** - Larry Nilsson

  
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**Administrator** - Scott Barton

READ a **third** time and finally PASSED this   20th   day of   July  , 2005.

  
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**Mayor** - Larry Nilsson

  
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**Administrator** - Scott Barton