



**VILLAGE OF STIRLING
IN THE PROVINCE OF ALBERTA
Bylaw No. 459-15
Fire Bylaw Amendment**

BEING a bylaw of the Village of Stirling in the province of Alberta, to amend bylaw no. 422-08, being the Fire.

WHEREAS Sections 7 and 8 of the Municipal Government Act RSA 2000, Chapter M-26 and amendments thereto, provides that a Council of a Municipality may pass bylaws for the safety, health and welfare of people and the protection of people and property, and for services provided by or on behalf of the municipality;

AND WHEREAS purpose of the proposed Bylaw 459-15 is to define permitted fires within the Village of Stirling and clarify and add certain definitions to the Fire Bylaw;

AND WHEREAS the Council for the Village of Stirling wishes to regulate the use and setting of fires within the Village;

NOW THEREFORE THE COUNCIL OF THE VILLAGE OF STIRLING IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:

Fire Bylaw No. 422-08, Section 12.1.1 be amended to read:

12.1.1 Definitions:

12.1.1.1 “Fire Pit” includes a permanently affixed outdoor fire receptacle or a portable fire receptacle;

12.1.1.2 “Fire Place” means an enclosed and permanently affixed outdoor fire receptacle which incorporates a permanently affixed chimney or flue, and is constricted of brick, rock or other masonry;

12.1.1.3 “Portable Fire Receptacle” means an outdoor fire receptacle which not permanently affixed;

12.1.1.4 “Person” includes a corporation; other legal entities and an individual have charge or control of a property.

12.1.2 All fires must be supervised.

12.1.2.1 Every person who builds, ignites, or allows a fire on a property must ensure that the fire is not left unsupervised at any time.

12.1.3 No person shall ignite or allow a fire to burn on a property between one o’clock a.m. (1:00 a.m.) and eight o’clock a.m. (8:00 a.m.)

12.1.4 A person may build, ignite or allow a fire on a property in a Fire Place, as long as that person complies with Section 12 of this Bylaw.

12.1.5 A person may build, ignite, or allow a fire on a property in a Fire Pit as long as that person ensures that the fire is contained in a Fire Pit that:

12.1.5.1 Is constructed of non-combustible material;

- 12.1.5.2 Has an open flame area that does not exceed 1 metre at its widest point;
 - 12.1.5.3 Does not have walls which exceed 0.75 metres in height measured from the floor of the Fire Pit to the top of the wall of the Fire Pit excluding any chimney;
 - 12.1.5.4 Is set upon or built into the bare ground or a non-combustible material such as brick or stone;
 - 12.1.5.5 Is situated at least 3 metres from any house, garage, or similar structure including wooden decks, porches and similar amenity space attached to a structure measured from the part of the Fire Pit which is closest to the structure or amenity space;
 - 12.1.5.6 Is situated at least 3 metres from any other combustible material measured from the part of the Fire Pit which is closest to the combustible material; and
 - 12.1.5.7 Is not located directly under any tree or overhanging branches.
- 12.1.6 Every person who builds, ignites, or allows a fire in a Fire Pit must ensure that:
- 12.1.6.1 A means of extinguishing the fire is kept on hand at all times while the fire is burning;
 - 12.1.6.2 The flames from the fire do not exceed 1 metre in height at any time;
 - 12.1.6.3 The fire is not left unsupervised at any time; and
 - 12.1.6.4 The fire is extinguished completely, leaving only cold ashes, prior to leaving the fire.

This bylaw shall come into effect upon third and final reading thereof.

READ A FIRST TIME THIS THE 5th DAY OF AUGUST, 2015

READ A SECOND TIME THIS THE ___ DAY OF _____, 20__

READ A THIRD TIME AND PASSED THIS THE ___ DAY OF _____, 20__

Mayor - Ben Nilsson

CAO - Mike Selk