



**BYLAW NO. 05-02  
TOWN OF STRATHMORE  
IN THE PROVINCE OF ALBERTA**

**BEING A BYLAW OF THE TOWN OF STRATHMORE TO PROVIDE A FIRE SERVICE AND DEVELOP REGULATIONS FOR THE CONTROL OF OPEN FIRES.**

**WHEREAS** the *Municipal Government Act*, R.S.A. 2000, Chapter M-26, as amended, 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

**WHEREAS** the Town of Strathmore has been accredited by the Safety Codes Council pursuant to the *Safety Codes Act*, R.S.A. 2000, Chapter S-1, as amended and the Town of Strathmore Uniform Quality Management Plan in the fire discipline as approved by the Town of Strathmore Council and the Safety Codes Council.

**WHEREAS** the Council of the Town of Strathmore wishes to provide efficient emergency services to the citizens of the Town.

**AND WHEREAS** the Town of Strathmore wishes to regulate and control the use and setting of fires within the Town.

**NOW THEREFORE** the Council of the Town of Strathmore, duly assembled, enacts as follows:

**TITLE:**

101. This Bylaw may be cited as "The Fire Bylaw".

**DEFINITIONS:**

201. In this Bylaw:



- a) "Agreement" means any Agreement entered into by the Town and another municipality or agency for the provision of Fire Protection or emergency services.
- b) "Apparatus" means any vehicle provided with machinery, devices, equipment or materials for Fire fighting as well as vehicles used to transport Fire fighters or supplies".
- c) "Building" means a structure that is used or intended to be used for supporting or sheltering persons or animals or Property, except those prescribed by regulation as exempted from the National Building Code.
- d) "Council" means the Council of the Town of Strathmore.
- e) "Dangerous Goods" means any product, substance or organism in the *Dangerous Goods Transportation and Handling Act*, Chapter D-4, R.S.A. 2000, as amended, and any regulations passed thereunder.
- f) "Deputy Fire Chief" means that person appointed by the Fire Chief from time to time to act in his/her capacity during his/her absence.
- g) "Enforcement Officer" means any member of the R.C.M.P. or a Town of Strathmore Special Constable or Bylaw Enforcement Officer, the Fire Chief, or any person designated by the Town Manager to enforce this Bylaw.
- h) "Equipment" means any tools, contrivances, devices or materials used by the Fire Department at an Incident or other emergency.
- i) "False Alarm" means any notification to the Fire Department or any Member thereof respecting the existence of a condition, circumstance or event presenting an imminent danger to persons or Property, wherein such a condition, circumstance or event is not in existence.
- j) "Fire" means any combustible material in a state of combustion.
- k) "Fire Chief" means that person duly appointed by the Town Manager from time to time as head of the Fire Department."
- l) "Fire Department" means the department established by this Bylaw.



- m) "Fire Department Property" means all property owned or controlled by, and designated for use by, the Fire Department, regardless of the source of the property.
- n) "Fire Hazard" means any condition, circumstance or event where the possibility of Fire is increased.
- o) "Fire Permit" means a document issued by the Fire Chief or designate in the form adopted by Council from time to time, now described in Schedule "C".
- p) "Fire Pit" means outdoor fireplaces, stationary barbeques and non-combustible containers.
- q) "Fire Pit Permit" means a document issued by the Fire Chief or designate in the form adopted by Council from time to time, now described in Schedule "D".
- r) "Fire Protection" means those aspects of Fire safety as Council may from time to time authorize the Fire Department to perform, including but not limited to fire suppression, investigation, public education, public training and the dissemination of fire safety information.
- s) "Fire Protection Charge" means any or all costs incurred by the Fire Department in providing Fire Protection in accordance with Schedule "A".
- t) "Fire Works" means firecrackers and fireworks as defined in the Alberta Fire Code, 1997.
- u) "Illegal Fire" means any Fire that is in contravention of this Bylaw.
- v) "Incident" means a Fire or other emergency situation to which the Fire Department has sent a response or any other class of circumstance where the Fire Department has responded and where a perception of harm to persons or Property exists or existed.
- w) "Incident Commander" means the first Member of the Fire Department in attendance at an Incident who assumes command in accordance with policies and procedures of the Fire Department.
- x) "Member" means any person who is a duly appointed member of the Fire Department, including a part-time member, volunteer, or Officer.

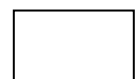


- y) "Officer" means a Member appointed or acting in the capacity of Fire Chief or Deputy Fire Chief of the Department.
- z) "Open Fire" means any Fire not contained within a building or structure and is not a pit Fire or public park site Fire. Open Fire shall include Fire involving humus soil, piles of coal, farm produce, waste, bush, weeds, grass, seed, straw or any Fire set for the purpose of thawing frozen ground or clearing land.
- aa) "Property" means any real or personal Property, which without limiting the generality of the foregoing includes land and structures.
- bb) "Running Fire" means a Fire which has escaped its confinement or which is burning without being under proper or any control of any person.
- cc) "Recreational Fire" means a fire set in a controlled setting for the exclusive purpose of providing light, warmth or the cooking of small food items.
- dd) "Structure Fire" means a fire confined to and/or within any Building, structure, machine or vehicle, which will, or is likely to cause the destruction of or damage to such Building, structure, machine or vehicle.
- ee) "Town" means the Town of Strathmore in the Province of Alberta.
- ff) "Violation Ticket" means a Town of Strathmore Violation Ticket or a Violation Ticket as defined in the *Provincial Offences Procedure Act*, R.S.A. 2000, Chapter P-34.

**INTERPRETATION:**

- 301. Wherever the provisions of this Bylaw are at variance with each other, the more specific of the two (2) provisions shall apply.
- 302. Where there is any conflict between the provisions of this Bylaw and any other Bylaw of the Town, the more specific Bylaw shall prevail.

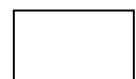
**FIRE DEPARTMENT:**



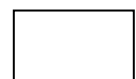
401. Council hereby establishes the Town of Strathmore Fire Department for the purpose of:
- a) preventing and extinguishing Fires;
  - b) investigating the cause and origin of Fires;
  - c) preserving life and Property and protecting persons and Property from injury or destruction by Fire;
  - d) providing rescue services;
  - e) preventing, combating and controlling Incidents;
  - f) fulfilling obligations under approved Agreements;
  - g) operating Apparatus and Equipment for the purpose of extinguishing Fires and preserving life and Property;
  - h) providing public education about Fire safety;
  - i) carrying out Fire inspections and prevention patrols;
  - j) providing initial first response to medical incidents; and
  - k) pre-Fire and emergency planning.

**FIRE CHIEF:**

501. The Town Manager shall appoint the Fire Chief of the Fire Department.
502. The Fire Chief shall be responsible to the Town Manager.
503. The Fire Chief shall comply with the Town of Strathmore Uniform Quality Management Plan as approved by the Town of Strathmore Council and the Safety Codes Council.
504. The Fire Chief shall, at the time of his appointment and during his term as Fire Chief be a certified Safety Codes Officer pursuant to the Alberta *Safety Codes Act* R.S.A. 2000, Chapter S-1, as amended.
505. The Fire Chief has complete responsibility and authority over the Fire Department, subject to the direction and control of the Town Manager, to whom he or she shall be responsible, and in particular, may carry out all Fire Protection activities and such other activities as Town Manager directs including, but not limited to:
- a) rescue;
  - b) emergency medical services, excepting ambulance services;
  - c) pre-Fire planning;



- d) disaster;
  - e) preventative patrols;
  - f) public education activities; or
  - g) supervision of Members.
506. The Fire Chief may establish rules, regulations, policies, procedures and committees necessary for the proper organization and administration of the Fire Department including, but not limited to:
- a) use, care and protection of Fire Department Property;
  - b) conduct and discipline of Officers and Members of the Fire Department;
  - c) efficient operations of the Fire Department; and
  - d) training of Officers and Members of the Fire Department.
507. Regulations, rules, standard operating guidelines, policies and procedures made pursuant to this Bylaw shall not be inconsistent with the legislation and regulations of the Province of Alberta.
508. The Fire Chief may, subject to budget approval by Council, purchase or otherwise acquire equipment, Apparatus, materials and supplies necessary for the operation and maintenance of the Fire Department.
509. The Fire Chief, or in his or her absence, the Incident Commander, shall have control, direction and management of any Fire Department Apparatus, Equipment or manpower, assigned to an Incident and, where the Incident Commander is in charge, he or she shall continue to act until relieved by an Officer authorized to do so.
510. The Fire Chief, or the Incident Commander, at an Incident may at his or her discretion establish boundaries or limits and keep persons from entering the area within the prescribed boundaries or limits unless authorized to enter by him or her.
511. The Fire Chief or the Incident Commander at an Incident may request Enforcement Officers to enforce restrictions on persons entering within the boundaries or limits outlined in Section 510.



512. The Fire Chief or the Incident Commander at an Incident is empowered to enter and to take all steps he or she deems necessary in order to directly or indirectly combat, control or deal with an Incident, including:
- a) passing through or over buildings or Property adjacent to an Incident and to cause Members of the Fire Department and the Apparatus and Equipment of the Fire Department to enter or pass through or over the building or Property;
  - b) causing a building, structure or thing to be pulled down, demolished or otherwise removed.
513. The Fire Chief or the Incident Commander at an Incident may obtain assistance from other officials of the Town as he or she deems necessary in order to discharge his or her duties and responsibilities under this Bylaw.
514. The Fire Chief or the Incident Commander may order the evacuation of any building or area which is directly or indirectly involved in an Incident.
515. The Fire Chief or the Incident Commander at any Incident is hereby empowered to employ or commandeer privately owned equipment, or to conscript persons to assist at an Incident, which he considers necessary to deal with an Incident and, authorize payment for the possession or use of any such equipment necessary for the purpose of mitigating an Incident.

**POWERS OF OFFICERS:**

601. Each Officer shall have the authority and power to:
- (a) during an Incident, commandeer and authorize payment for the possession or use of any Equipment for the purposes of fighting the Fire, where that payment has been authorized pursuant to the budget for the Fire Department;
  - (b) respecting Fire Permits, including the authority and power to:
    - (i) issue a Fire Permit in respect of any land within the Town;
    - (ii) issue a Fire Permit unconditionally or impose conditions upon the applicant which the Officer, in his or her discretion, considers appropriate;



- (iii) suspend or cancel a Fire Permit at any time;

**POWERS OF FIRE MEMBERS:**

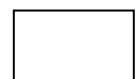
701. Each Member, under the direction of an Officer of the Fire Department, shall have the authority and power to:
- (a) extinguish or control the Fire or the operations to preserve life and Property and enter onto any Property for the purpose of extinguishing or controlling the Fire;
  - (b) prevent interference with the efforts of persons engaged in the extinguishing of Fires or preventing the spread thereof by regulating the conduct of the public at or in the vicinity of any Fire.

**JURISDICTION:**

801. The limits of the jurisdiction of the Fire Department will extend to the area and boundaries of the Town and no part of the Fire Department shall be used beyond the limits of the Town without:
- (a) the express authorization of a written contract or Agreement providing for the supply of Fire Protection outside the Town's boundaries; or
  - (b) the approval of Council.

**CONTROL OF FIRE HAZARDS:**

901. If the Fire Chief finds conditions that in his/her opinion constitute a Fire Hazard within the Town's boundaries on privately owned land or occupied public land, he/she may, by written Order, require the owner or the person in control of the land on which the Fire Hazard exists to reduce or remove the Fire Hazard within a fixed time and in a manner prescribed by the Fire Chief. Such Order may:
- a) direct a person to stop doing something, or to change the way in which the person is doing it;
  - b) direct a person to take any action or measures necessary to remedy the Fire Hazard including the removal or demolition of a structure;

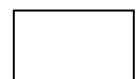




- c) state a time within which the person must comply with the Order;
  - d) state that if the person does not comply with the Order within the time provided, the Town will take the action or measure at the expense of the person.
902. A person who is in receipt of an Order issued under Section 901 may, by written notice, request a review of the Order by Town Council within 14 days after the date the Order is received. After reviewing the Order, Council may confirm, vary, substitute or cancel the Order.
903. If the Fire Chief finds that the Order he/she made pursuant to Section 901 has not been carried out, the Fire Chief or his/her designate may enter onto the land with any equipment and any person he/she considers necessary and may perform the work required to eliminate or reduce the Fire Hazard.
904. The owner or occupant of the land on which work was performed pursuant to Section 903 shall, upon demand, pay to the Town a Fire Protection Charge, and in default of payment of the Fire Protection Charge, the Town may add the Fire Protection Charge to the tax roll of the said land, which forms a special lien against the land in favour of the Town, from the date it was added to the tax roll.

**FIRE BANS:**

1001. The Fire Chief may, from time to time, prohibit all Fires within the Town, including Recreational Fires when, in the discretion of the Fire Chief, the prevailing environmental conditions give rise to an increased risk of a Fire becoming a Running Fire.
1002. A Fire Ban imposed by the Fire Chief under Section 1001 shall be in force either until the date established by the Fire Chief in the notice provided to the public pursuant to Section 1003, or until such time as the Fire Chief gives notice to the public that the Fire Ban has been lifted.
1003. The Fire Chief shall cause the details of the Fire Ban, including the duration of the Fire Ban and penalty for violating the Fire Ban, to be advertised in the local Town media.
1004. When a Fire Ban is in place, no person shall ignite Fireworks or a Fire, including a Recreational Fire or Open Fire, or cause or allow Fireworks or



a Fire, including a Recreational Fire and Open Fire, to be ignited on his Property or Property under his control.

**FIRE PERMITS:**

1101. An application for a Fire Permit for an Open Fire or Fire Works shall be made to the Fire Chief in writing on the form adopted by the Town from time to time and the Fire Chief shall receive and consider the application and after having done so, he/she may, in his/her absolute discretion, issue a Fire Permit to the applicant.
1102. A Fire Permit is not required for Recreational Fires nor for portable barbeques which operate by liquefied petroleum gas (propane), natural gas or compressed briquettes or charcoal when used for the purpose of cooking, provided the barbeque is being utilized on private property, in a public area designated for such purposes or at a location approved by the Fire Chief.
1103. A Fire Permit is not transferable.
1104. A person to whom a Fire Permit has been issued under Section 1101 shall, at all times, keep at least one person who is physically and mentally competent and over the age of 18 years old in place to continuously supervise the Fire or Fireworks. For the purpose of this clause, a Fire shall include, but not be limited to, any hot ashes or smoldering embers resulting from the Fire, Fireworks or Firecrackers.
1105. When issuing a Fire Permit, the Fire Chief may issue the Fire Permit unconditionally or impose conditions considered appropriate.
1106. Fire Permits issued pursuant to this Bylaw are valid for such period of time as shall be determined and set by the Fire Chief and endorsed on the Fire Permit.
1107. The Fire Chief may extend the period of time the Fire Permit is valid, provided the Fire Permit has not expired.
1108. The Fire Chief may, in his or her absolute discretion, suspend or cancel a Fire Permit at any time. Notification of suspension or cancellation of a Permit shall be by telephoning all Permit holders, and by providing written notice of such suspension or cancellation to the holder of a Fire Permit by registered mail.



1109. An applicant for a Fire Permit for Fireworks must hold a valid and subsisting Fireworks Supervisor Card issued pursuant to the "Explosives Act" (Canada) and its regulations.
1110. A Fire Permit for Fireworks may only be issued for the purpose of a special event.
1111. Each application for a Fire Permit must contain the following information:
- (a) the name and address of the applicant;
  - (b) the legal description and, if possible, the municipal address of the land on which the applicant proposes to set the Fire;
  - (c) the type and description of materials which the applicant proposes to burn;
  - (d) the period of time for which the Fire Permit is valid;
  - (e) the precautions, if any, that will be taken by the applicant to ensure that the proposed Fire remains under his or her control; and
  - (f) the signature of the applicant.
1112. The Fire Department does not require a Fire Permit when a Fire is utilized for training purposes by Members of the Fire Department authorized to do so by the Fire Chief.

**FIRE PIT PERMIT:**

1201. No person shall construct nor permit to be constructed a Fire Pit without holding a valid and subsisting Fire Pit Permit for the Fire Pit.
1202. An application for a Fire Pit Permit shall be made to the Fire Chief in writing on the form adopted by the Town from time to time and the Fire Chief shall receive and consider the application and after having done so, he/she may, in his/her absolute discretion, issue a Fire Pit Permit to the applicant.
1203. The design, construction and use of the Fire Pit must adhere to the standards set out in Schedule "D".
1204. A Fire Pit Permit is not required for portable barbeques which operate by liquefied petroleum gas (propane), natural gas or compressed briquettes or charcoal when used for the purpose of cooking, provided the barbeque



is being utilized on private property, in a public area designated for such purposes or at a location approved by the Fire Chief.

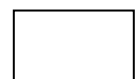
- 1205. A Fire Pit Permit is not transferable between applicants nor property.
- 1206. When issuing a Fire Pit Permit, the Fire Chief may issue the Fire Pit Permit unconditionally or impose conditions considered appropriate.

**REQUIREMENTS TO REPORT/INSPECTIONS:**

- 1301. The owner or authorized agent of any Property damaged by Fire, shall immediately report to the Fire Department, the particulars of the Fire or Incident, in a form which is satisfactory to the Fire Chief.
- 1302. The owner or occupant of any Property, real or personal, in or on which Dangerous Goods are stored shall forthwith notify the Fire Department of any Incident in which any part of such goods are burned, spilled, leaked or otherwise released from their normal use, handling, storage or transportation environment with full particulars of the goods in question and circumstances of the Incident, in a form satisfactory to the Fire Chief.

**FIRE PROTECTION CHARGES:**

- 1401. Upon providing Fire Protection on Property within or outside the Town's boundaries, including but not limited to the Fire Department's response to False Alarms, the Town may in its sole and absolute discretion charge:
  - (a) the person causing or contributing to the Fire or False Alarm; or
  - (b) the owner or occupant of the Property;a Fire Protection Charge, and all individuals charged are jointly and severally responsible for the Fire Protection Charge.
- 1402. The schedule of fees for Fire Protection Charges shall be as set out in Schedule "A" attached hereto and forming part of this Bylaw.
- 1403. A Fire Protection Charge shall be paid within sixty (60) days of being levied.
- 1404. Collection of unpaid Fire Protection Charges may be undertaken by civil action in a court of competent jurisdiction, and any civil action does not



invalidate any lien that the Town is entitled to on the Property in respect of which the indebtedness is incurred.

1405. The owner of a parcel to which Fire Protection is provided is liable for Fire Protection Charges incurred, and the Town may add to the tax roll of a parcel of land all unpaid Fire Protection Charges.
1406. A person to whom a Fire Permit has been issued under Section 1201, or a person who fails to obtain a permit shall upon demand pay to the Town of Strathmore any and all costs incurred to extinguish a fire that is in violation of this Bylaw.
1407. Every person who has been levied a Fire Protection Charge may request, in writing, that Council review the Fire Protection Charge and provide written reasons for why the Fire Protection Charge should be reviewed no later than 14 days after receiving notice of the Fire Protection Charge. After reviewing the Fire Protection Charge, Council may uphold, rescind or vary the Fire Protection Charge and any terms imposed therein.

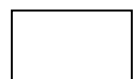
**OFFENCES:**

1501. No person shall:

- (a) contravene any provision of this Bylaw;
- (b) obstruct the Fire Chief or his/her designate from inspecting Property or from performing any work necessary to remedy a Fire Hazard;
- (c) obstruct a Member from performing his/her duties under this Bylaw;
- (d) impede, obstruct or hinder a Member of the Fire Department, or other person assisting or acting under the direction of the Fire Chief or the Member in Command at any Incident;
- (e) damage or destroy Fire Department Property, Apparatus or Equipment;
- (f) at an Incident, drive a vehicle over any Apparatus or Equipment without permission of the Fire Chief or the Member in Command;
- (g) at an Incident, enter the boundaries or limits of an area prescribed in accordance with Section 501 unless he/she has been authorized to enter by the Fire Chief or the Member in Command;

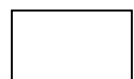


- (h) obstruct a Member from carrying out any function or activity related in any way to Fire Protection;
- (i) falsely represent themselves as a Member or wear or display any Fire Department badge, cap, button, insignia, or other paraphernalia for the purpose of such false representation;
- (j) obstruct or otherwise interfere with access roads or streets or other approaches to any Fire alarm, fire hydrant, cistern or body of water designated for fire-fighting purposes or any connections provided to a fire main, pipe, stand pipe, sprinkler system, cistern, or other body of water designated for fire-fighting purposes;
- (k) light any Firework or Fire including an Outdoor Fire unless that person is the holder of a subsisting Fire Permit, unless:
  - (i) the Fire has been set by a Member for the purpose of training Members; or
  - (ii) the Fire is a Recreational Fire;
- (l) have in his or her possession, sell, offer for sale, give away or otherwise distribute, discharge, fire or set off Fireworks unless that person is the holder of a subsisting Fire Permit or the Fireworks have been set by a Member for the purposes of training Members;
- (m) permit Fireworks or an Outdoor Fire or Structure Fire to be lit upon lands that is owned or occupied by that person, or under that person's control except when such a Fireworks or Fire is allowed under this Bylaw;
- (n) create or permit to be created a Fire Hazard upon lands that are owned or occupied by that person or under that person's control;
- (o) cause or permit to be caused Fireworks or a Fire to be lit during a Fire Ban;
- (p) permit Fireworks or an Outdoor Fire or Structure Fire to be lit upon lands that is owned or occupied by that person, or under that person's control during a Fire Ban;
- (q) when a Fire is set under any circumstances described in this Bylaw or during a Fire Ban, under order by the Fire Chief or his designate, the



owner or occupier of the land, or the person having control of the land upon which the Fire is lit shall:

- (i) extinguish the Fire immediately; or
- (ii) if unable to extinguish the Fire immediately, report the Fire to the Fire Department as soon as possible;
- (r) either directly, or indirectly, personally or through an agent, servant or employee kindle a Fire or let it become a Running Fire on any land not his or her own Property or allow a Running Fire to pass from his or her own Property to the Property of another;
- (s) light a Fire without first taking sufficient precautions to ensure that the Fire can be kept under control at all times;
- (t) light a Fire when the weather conditions are conducive to creating a Running Fire, notwithstanding that a Fire Ban may not be in place pursuant to Section 1001;
- (u) fail to take reasonable steps to control a Fire for the purpose of preventing it from becoming a Running Fire or from spreading onto Property other than his or her own;
- (v) deposit, discard or leave any burning matter or substance where it might ignite other materials and cause a Fire;
- (w) conduct any activity that involves the use of flame or heated materials that might reasonably be expected to cause a Fire unless that person exercises reasonable care to prevent the Fire from occurring;
- (x) knowingly make a false statement in a Fire Permit application;
- (y) provide false, incomplete, or misleading information to the Fire department with respect to a Fire;
- (z) use a Fire to burn:
  - (i) manure;
  - (ii) livestock or other animal carcasses;



- (iii) material that will result in the production of dense black smoke, including insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, or other materials or creosoted wood; or
  - (iv) herbicides, pesticides or other toxic materials or substances.
- (aa) conduct any activity that involves the use of a Fire, where smoke from the Fire will impede visibility of the vehicular traffic and pedestrian traffic on any Highway as defined in the Traffic Safety Act, R.S.A. 2000, Chapter T-6, as amended;
- (bb) light a Fire or burn any material contrary to federal, provincial or municipal legislation or regulations;
- (cc) use a Fire to burn all normal waste which results from the operation of a household or commercial business or occupation and shall include without restricting the foregoing, paper, rags, lawn and hedge clippings, packaging materials, and waste from the preparation of food unless the same is burned pursuant to the terms of a Permit, or within an incinerator;
- (dd) light a Fire on lands owned or controlled by the Town except with the Town's express written consent; or
- (ee) causes or permits to be caused a False Alarm.
1502. Where an offense is committed or continued on more than one (1) day, it shall be deemed to be a separate offense for each day on which the offense is committed or continued.
1503. Any person who:
- (a) violates any provision of this Bylaw;
  - (b) suffers or permits any act or thing to be done in contravention of or in violation of any provision of this Bylaw;
  - (c) neglects to do or refrains from doing anything required to be done by the provisions of this Bylaw; or
  - (d) does any act or thing or omits any act or thing, thus violating any provision of this Bylaw;





is guilty of an offence under this Bylaw, and upon a conviction, is liable to a fine as set out at Schedule "B" of this Bylaw.

1504. An Enforcement Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part II of the *Provincial Offences Procedure Act*, R.S.A. 2000, Chapter P-34, as amended, or repealed and replaced from time to time, to any person the Enforcement Officer has reasonable grounds to believe that a person has contravened any provision of this Bylaw.



**ENFORCEMENT:**

1601. Where Property does not comply with this Bylaw or a person contravenes this Bylaw, the Town may pursue its enforcement alternatives in accordance with any Act, or common law right, including but not limited to the issuance of an order to remedy contravention by the Town, adding amounts to the tax roll, and pursuing injunctions pursuant to the *Municipal Government Act*, R.S.A. 2000, Chapter M-26, as amended.

**NOTICE:**

1701. Any Notice or Order provided for in this Bylaw shall be in writing.
1702. Service of any Notice or Order provided for in this Bylaw may be made as follows:
- (a) personally upon the person to be served; or
  - (b) by mailing the copy to the person to be served by registered mail to the last known post office address of the person to be served, and service shall be deemed to be effected at the time the copy is delivered by an official of the post office to the person to be served or to any person receiving it on his or her behalf;
  - (c) where the Property is not occupied, by mailing the notice by registered mail to the mailing address noted on the Town's tax roll for that Property, and service shall be deemed to be effected at the time the copy is delivered by an official of the post office to the person to be served or to any person receiving it on his or her behalf; or
  - (d) as directed by the Court.

**APPEAL:**

1901. A person who considers himself or herself aggrieved by a Notice or Order given pursuant to this Bylaw may request a review of the Notice or Order by Council by providing written notice of the review request to Council within 14 days of the receipt of the Notice or Order. After reviewing the Notice or Order, Council may confirm, vary, substitute or cancel the Notice or Order.



**REPEAL**

2001. Bylaw #96-21 and amendments thereto are hereby rescinded.

**EFFECTIVE DATE**

2101. This Bylaw shall come into full force and effect upon third and final reading thereof.

**READ A FIRST TIME** this 20<sup>th</sup> day of April, 2005.

**READ A SECOND TIME** this 18<sup>th</sup> day of May, 2005.

**READ A THIRD TIME** and finally passed this 18<sup>th</sup> day of May, 2005.

---

**MAYOR**

---

**EXECUTIVE ASSISTANT**



**SCHEDULE "A"**  
**TOWN OF STRATHMORE**  
**FEES AND CHARGES**

**1. Responses to Incidents**

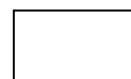
- |   |   |
|---|---|
| a) To the owner of Property or a resident located in the Town and who does not fall within categories c), d), or e) | NO CHARGE                                     |
| b) To the owner of movable Property who does not reside or pay taxes to the Town of Strathmore                      | \$300.00/hour/unit<br>\$300.00 minimum charge |
| c) To a person convicted of arson under the Criminal Code of Canada   | \$300.00/hour/unit<br>\$300.00 minimum charge |
| d) To a person who deliberately sets a fire without first obtaining a Fire Permit                                   | \$300.00/hour/unit<br>\$300.00 minimum charge |
| e) To a person or company that has had an uncontrolled release of dangerous goods                                   | \$300.00/hour/unit<br>\$300.00 minimum charge |
| f) Rescue Services - Jaws of Life/Water etc.  | \$300.00/hour/unit<br>\$300.00 minimum charge |
| g) Mutual Aid to other jurisdictions  | As per Agreement                              |

**2. False Alarms**

- |  |                    |
|--|--------------------|
| a) First Incident  | WARNING            |
| b) Second Incident and subsequent Incidents  | \$300.00/hour/unit |
| c) To a person that has willfully caused or activated an alarm to which the Fire Department has responded. | \$300.00/hour/unit |

**3. Requested Commercial Fire Inspections and Occupant Loads**

- |   |                    |
|---|--------------------|
| a) Requested commercial inspection and occupant loads | NO CHARGE          |
| b) Required re-inspection for deficiencies            | \$50.00/Inspection |



**4. Permits Required for**

- |  |           |
|--|-----------|
| a) Fire Permits                                  | \$10.00   |
| b) Fire Pit Permits                              | NO CHARGE |
| c) Fire - Ground Frost Removal (Permit Required) | NO CHARGE |

**5. Administrative**

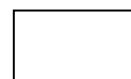
- |   |  |
|---|--|
| a) Record search, reports, letters etc. | \$50.00/hour<br>\$50.00 minimum charge |
|---|--|



**SCHEDULE "B"**

**PENALTIES**

<b>OFFENCE</b>	<b>PENALTY</b>
Setting Illegal Fire	\$200.00
Burning refuse, waste, junk, garbage, structures, or debris	\$250.00.
Using Fireworks, or permitting use of Fireworks without Permit or when Fire Ban is in place	\$150.00
Burning Fire when Fire Ban in place	\$200.00
Contravening provision of Bylaw (where no other specific fine imposed)	\$200.00
Depositing, discarding, leaving, or burning matter or substance	\$100.00
Providing false, incomplete, misleading information; Impeding, obstructing, hindering Member or Officer	\$200.00
Damage, destroy Fire Department Property	\$400.00
Falsely represent self as Member of Fire Department	\$300.00
Drive over Fire Department Property	\$200.00
Obstruct access	\$200.00
Obstruct Member	\$200.00
Allowing Fire to become Running Fire	\$300.00
Failing to keep Fire under control	\$200.00
Lighting Fire when condition conducive to creating Running Fire	\$200.00
Failing to use reasonable care in use of flame or heated materials	\$150.00
Impeding Vehicular and pedestrian traffic by smoke	\$100.00
Lighting Fire on Town lands	\$150.00



**SCHEDULE "C"**  
**TOWN OF STRATHMORE FIRE PERMIT**  
**Strathmore Fire Department**  
**680 Westchester Road, Strathmore, Alberta T1P 1J1**  
**Phone (403)934-3133      Fax (403)934-4713**

**Permission is Hereby Granted To:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_ Phone # : \_\_\_\_\_

For the Purpose of Burning: \_\_\_\_\_

Location: \_\_\_\_\_

Date - From: \_\_\_\_\_ To: \_\_\_\_\_ Time - From: \_\_\_\_\_ To: \_\_\_\_\_

Description of Permit: \_\_\_\_\_

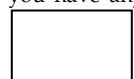
The undersigned applicant covenants and agrees with the Town as a term and condition of the permit to:

- 1) At all times keep a competent person (not less than 18 years of age who is mentally and physically capable of supervising the fire) in charge of the fire and barricade or otherwise secure the area to limit entry of unauthorized persons;
- 2) Possess adequate fire extinguishing equipment for fire control;
- 3) Extinguish any fire that impairs visibility in the immediate area due to the weather, wind or the location of the fire;
- 4) Fees may be charged for non-compliance or Fire Department actions;
- 5) Permittee may be liable for any damage resulting from the fire;
- 6) This permit may be suspended or cancelled at any time at the sole discretion of the Fire Chief or his designate;
- 7) The Fire Department shall be notified in advance of igniting a burn by calling 934-4079;
- 8) Extinguish the fire immediately upon hearing of a complaint concerning the fire or the issuing of a fire ban.
- 9) \_\_\_\_\_

**Date:** \_\_\_\_\_ **Approved** \_\_\_\_\_ **Refused** \_\_\_\_\_

\_\_\_\_\_  
**Signature of Applicant**

\_\_\_\_\_  
**Strathmore Fire Department**



**SCHEDULE "D"**  
**TOWN OF STRATHMORE FIRE PIT PERMIT**  
**Strathmore Fire Department**  
**680 Westchester Road, Strathmore, Alberta T1P 1J1**  
**Phone (403) 934-3133      Fax (403)934-4713**

The Town of Strathmore reserves the right to regulate and control the design, construction materials and safety precautions of all Fire Pits within the corporate limits of the Town of Strathmore and any land under the care of the Town of Strathmore.

Applicant's Name \_\_\_\_\_ Address \_\_\_\_\_

Postal Code \_\_\_\_\_ Phone # \_\_\_\_\_ Date \_\_\_\_\_

**Type of Outdoor Fire Installation:**

Fire Pit \_\_\_\_\_ Stationary Built in \_\_\_\_\_ Outdoor \_\_\_\_\_ Portable Outdoor \_\_\_\_\_  
BBQ \_\_\_\_\_ Fireplace \_\_\_\_\_ Fireplace \_\_\_\_\_

**Type of Construction:**

Brick \_\_\_\_\_ Concrete \_\_\_\_\_ Heavy Gauge \_\_\_\_\_  
Block \_\_\_\_\_ Masonry \_\_\_\_\_ Metal \_\_\_\_\_

**Utility Companies consulted for line locates:**

Natural \_\_\_\_\_ Cable \_\_\_\_\_  
Gas \_\_\_\_\_ Power \_\_\_\_\_ Phone \_\_\_\_\_ TV \_\_\_\_\_ Water \_\_\_\_\_

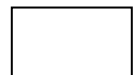
**Comments :**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I, the above applicant have read and understand the Design Guidelines, Use and Safety Considerations on Page 2 of this form and warrant my fire pit installation is in compliance with the Guidelines. I further accept any and all responsibility and liability for damages that may occur from the use of my fire pit installation.

\_\_\_\_\_  
**Signature of the Applicant**

**Inspected & Approved by:** \_\_\_\_\_ **Date** \_\_\_\_\_





**SCHEDULE "D" - Page 2**  
**TOWN OF STRATHMORE FIRE PIT PERMIT**

**1. Design Guidelines**

Fire pits are outdoor fireplaces, stationary barbecues and non-combustible containers that meet the following minimum requirements:

- a) A minimum of 3 meter clearance shall be maintained from Buildings, Property lines and any combustible materials or as approved by the Fire Department.
- b) Installations shall have a surface or cooking area not exceeding 1 square meter.
- c) A spark arrestor mesh screen of 1.25 centimeter expanded metal (or equivalent) to contain sparks shall be provided.
- d) Except for portable outdoor fireplaces, fire pit bases should have a 15-centimeter non-combustible base and a 20-centimeter non-combustible perimeter area.
- e) Other designs with equivalent safety measures may be accepted by the Fire Chief of the Fire Department.

**2. Use Considerations:**

- a) The use of fire pits within the Town of Strathmore is intended for recreational purpose only.
- b) It is the responsibility of the Property owner to ensure that a clean burning fire is maintained to limit the impact on neighbors and passing motorists.
- c) Only seasoned wood that is not contaminated with glue, paint, stain or other preservatives may be used for burning.
- d) Waste material and Prohibited Debris identified in the Alberta Environment Protection and Enhancement Act shall not be burned in Fire Pits.
- e) The users of such installation shall ensure that the smoke or sparks do not create a nuisance or hazards to neighbors or other properties.
- f) Large fires or bon fires are not permitted; fires shall not have a flame height that is greater than 500 millimeters above the fire pit screen surface.

**3. Safety Considerations**

- a) Ensure firefighting equipment is available; i.e. fire extinguisher, garden hose & water supply, bucket of water.
- b) When extinguishing the fire, make sure it is completely out.
- c) Never leave a fire unattended.
- d) Provide a non-combustible receptacle for the disposal of ashes, hot brands or embers and keep this receptacle 1 meter from all combustible materials.
- e) Adult supervision of children is required when a fire pit is in use.
- f) The Fire Chief or his designate may direct that a fire in a fire pit be extinguished, or may extinguish a fire that in his opinion is a nuisance or a threat to public safety.

