

THE CORPORATION OF THE TOWN OF COCHRANE

BY-LAW NUMBER 162-2002

BEING A BY-LAW TO REGULATE THE LOCATION AND INSTALLATION OF OUTDOOR WOOD BURNING APPLIANCES

WHEREAS The Municipal Act, Section 210 (156) and (167) R.S.O. 1990, Chapter M.45, as amended, permits councils of local municipalities to pass by-laws to regulate the location and installation of outdoor wood burning appliances;

AND WHEREAS it is considered desirable to pass a by-law to provide the regulation of installation and location of outdoor wood burning appliances within the geographic limits of the Corporation of the Town of Cochrane;

NOW THEREFORE the Municipal Council of the Corporation of the Town of Cochrane enacts as follows:

1. Definitions

In this By-Law:

(a) **Fire Chief Building Official:** means the Fire Chief Building Official for the Town of Cochrane appointed pursuant to the applicable legislation.

(b) **Appliance:** means an outdoor wood burning appliance situated outside of the main building which it is intended to heat using solid fuel for combustion.

2. No appliance shall be erected or installed unless a Building Permit has been obtained from the Fire Chief Building Official.

3. No appliance shall be permitted unless such appliance has been certified by the Canadian Standards Association or other accredited laboratory.

4. The installation of appliances will only be permitted in the rural areas of the Town of Cochrane, which are more particularly described as follows:

4.1 The area of the former Township of Glackmeyer, save and except for the Vaillancourt Trailer Park.

4.2 The area of the former geographic Township of Lamarche.

5. Every appliance shall be supported by a base constructed of concrete or other non-combustible material and shall be constructed to adequately support the weight of the appliance while in operation.

6. The dimension of the base for the appliance shall be in accordance with the manufacturers installation instructions or where such dimensions are not provided, the base shall be large enough to extend 12" inches beyond the sides and back and 18" inches from the front of the appliance.

7. The chimney for the appliance shall be equipped with a spark arrestor and rain cap.

8. An appliance shall be located:

(a) Minimum of 25 feet from any property line.

(b) Minimum 50 feet from the principle residence and principle residence on an adjacent property.

(c) Minimum of 10 feet from an accessory building unless otherwise specified in the manufacturers installation specifications.

(d) Only in the rear yard.

- 9. Fuel for the appliance shall not be stored closer than 10 feet from any appliance.
- 10. Fuel used in the appliance shall be either wood or wood by-products only.
- 11. Appliances installed prior to the passing of this By-Law shall be altered as required to comply with the provisions of Section 7 and 9.
- 12. Any person who contravenes any provisions of this By-law upon conviction, is liable to a fine not exceeding (\$5,000.00) five thousand dollars, exclusive of costs for each offence and every such fine is recoverable under the Provincial Offences Act.
- 13. This By-Law shall come into force and take effect on final passing.

READ a first and second time this 14th day of January, 2002

MAYOR

CLERK

READ a third time and finally passed this 14th day of January, 2002.

MAYOR

CLERK

THE CORPORATION OF THE TOWN OF COCHRANE

SCHEDULE "A"

TO BY-LAW NUMBER 162-2002

Part 1 Provincial Offences Act

ITEM	COLUMN 1 (Short Form Wording)	COLUMN 2 (Defining Offences)	COLUMN 3 (Set Fines) (Includes Costs)
1	Installation of Appliance without Permit	Section 2	\$200

Note: The penalty for the offences indicated above is Section 12 of By-Law Number 162-2002, a certified copy of which has been filed.