

DISTRICT OF SEHELDT

Bylaw No. 446, 2005

A Bylaw to Prohibit Backyard Burning in the District of Sechelt

WHEREAS the Community Charter provides that a council may by bylaw, regulate, prohibit and impose requirements in relation to public health and the protection of the natural environment;

AND WHEREAS the Council of the District of Sechelt wishes to prohibit burning or garden waste and other refuse on all property within the District of Sechelt;

NOW THEREFORE the Council of the District of Sechelt in open meeting assembled enacts as follows:

TITLE

This Bylaw may be cited for all purposes as "District of Sechelt Backyard Burning Prohibition Bylaw No. 446, 2005".

DEFINITIONS

In this Bylaw:

Construction Waste means waste materials resulting from the construction, alteration, renovation or demolition of any building, structure or improvement to land and includes but is not limited to drywall and wood materials, particle board, paper, plastic, roofing materials and paint.

Debris means vegetative matter targeted for disposal.

Domestic Waste Materials (Garbage) means household material and food waste but does not include newspaper and cardboard.

Garden Refuse means grass or other clippings, leaves, tree and shrub prunings, cuttings, and similar materials being waste from garden growth.

Incinerator means a metal or masonry container or furnace or other similar device with a screen which prevents the escape of sparks.

Outdoor Fire/Open Burning means the combustion of material without control of the combustion air and without a stack or chimney to vent the emitted products of combustion to the atmosphere. every fire that burns in the open air whether or not it is completely enclosed in an incinerator, furnace or other device, but does not include a campfire for cooking or warmth or barbecue where all regulations of the Sechelt Fire Protection District (Fire Department) and Ministry of Environment and the Ministry of Forests are observed.

Toxic Materials (Noxious Materials) includes rubber tires, tar, asphalt shingles, batteries, electrical wire insulation, various plastic compositions, and all other similar substances which produce heavy black smoke.

Ventilation Index means the Environment Canada forecast ventilation index which provides regional information on airflow venting.

PROVISIONS

Burning Prohibitions

(1) No person shall start, permit or maintain open burning/an outdoor fire whether within an incinerator or otherwise for the burning of:

- (a) Construction waste
- (b) Debris
- (c) Domestic waste materials (garbage)
- (e) Garden refuse
- (f) Toxic materials

or any other materials of any kind, except in the case of land clearing, where the land clearing debris has been brought to one or more areas of the property by machine, and the burning is being done:

- (i) with a valid permit issued on authority of the Sechelt Fire Department for compliance with fire safety; and
- (ii) in compliance with Environmental Management Act Open Burning Smoke Control Regulation, in environmental conditions consistent with parameters set out by the Ministry responsible for environmental conditions as determined by the Ventilation Index.

(2) Notwithstanding Section 1 of this bylaw, the Sechelt Fire Department may conduct practice burns on two properties per year for the purpose of training volunteers.

(3) District of Sechelt Burning Bylaw No. 139, 1991 and any amendments thereto are hereby repealed.

READ A FIRST TIME THIS 16th DAY OF November, 2005.

READ A SECOND TIME THIS 16th DAY OF November, 2005.

READ A THIRD TIME THIS 16th DAY OF November, 2005.

ADOPTED THIS 30th DAY OF November, 2005.

Mayor

Corporate Officer

I hereby certify this to be a true copy of District of Sechelt
"District of Sechelt Backyard Burning Prohibition Bylaw No. 466, 2005"

Corporate Officer