



BY-LAW NO 877-10 | FINAL

By-law no. 877-10 amending Building By-law no. 877, as already amended, in order to modify the requirements concerning wood-burning appliances.

Regular meeting of the Municipal Council of the Town of Baie-D'Urfé held according to the law at the Town Hall, ordinary place of meetings, on Tuesday, June 13, 2017, at 7:30 p.m.

WERE PRESENT:

Mayor: Maria Tutino

Councillors: Michel Beauchamp
Charles Colomb
Peter Fletcher
Brian Manning
Lynda Phelps
Janet Ryan

ALSO PRESENT: Jacques DesOrmeaux, Director General
Michael Nguyen, Town Clerk

WHEREAS wood smoke has been identified by Environment Canada as a significant source of winter air pollution;

WHEREAS the Town has heard from its residents at a public consultation on wood-burning appliances on November 17, 2016;

WHEREAS the Town wishes to allow its residents to use wood-burning appliances in a safe and responsible manner without causing serious health consequences for the Town's families;

WHEREAS notice of motion for the presentation of this by-law was given at a regular meeting of Council held on April 11, 2017;

WHEREAS draft by-law no. 877-10 was adopted at a regular meeting of Council held on May 9, 2017;

WHEREAS draft by-law no. 877-10 was submitted to a public consultation held on June 7, 2017; and

WHEREAS Council declares having read by-law no. 877-10 and hereby dispenses with the reading of said by-law;

THEREFORE, it is moved by Councillor _____, seconded by Councillor _____ and UNANIMOUSLY RESOLVED:

THAT by-law no. 877-10 be, and is hereby adopted; and

THAT it be enacted and decreed as follows:

SECTION 1 Section 2.12 – SOLID FUEL BURNING DEVICES INCLUDING FIREPLACES – is added as follows:

- (i) This section applies to solid-fuel-burning devices including fireplaces, with the following exceptions: (1) devices used for cooking food for commercial purposes, installed in a building where commercial or industrial use is authorized; and (2) indoor open flame fireplaces used occasionally.
- (ii) No building shall have as its principal heating system a solid-fuel-burning device or fireplace installed after the date of the coming into force of this by-law.
- (iii) Any secondary heating system installed after the date of the coming into force of this by-law must be certified by the EPA (Environmental Protection Agency) or CAN/CSA-B415.1 (Performance Testing of Solid-Fuel-Burning Heating Appliances).
- (iv) Effective July 1, 2022, no solid-fuel-burning device may be used or allowed to be used, unless it was certified by the EPA (Environmental Protection Agency) or CAN/CSA-B415.1 (Performance Testing of Solid-Fuel-Burning Heating Appliances) at the time of its installation.

- (v) Paragraph (iv) above does not apply when an electrical failure affecting the building in which the solid-fuel-burning device or fireplace is located, lasts more than three (3) hours.

Notice of motion: April 11, 2017
Adoption of draft by-law: May 9, 2017
Public consultation meeting: June 7, 2017
Adoption of by-law: June 13, 2017
Coming into force:

TRUE CERTIFIED COPY

Mayor

Town Clerk