

**PROVINCE OF QUEBEC
CITY OF DORVAL**

BY-LAW NO RCM-57-2015

**BY-LAW CONCERNING WOOD BURNING STOVES
AND OTHER SOLID FUEL BURNING APPLIANCES**

Regular meeting of the Municipal Council of Dorval held in the Council Chamber, 60 Martin Avenue, Dorval, Quebec, on November 16, 2015 Mayor Edgar Rouleau presiding.

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Council decrees and orders under this By-law as follows:

CHAPTER I

GENERAL PROVISIONS

1. This By-law applies to appliances and fireplaces that use solid fuels, with the exception of an appliance used for cooking food for commercial purposes, installed in a building where commercial use is authorized.
2. In this By-law, the term "competent authority" means the Director of the Urban Planning Department of the City of Dorval or his authorized representative.

CHAPTER II

DEFINITIONS

3. In this By-law, the following words mean :

CSA standard : Canadian environmental protection standard issued by the Canadian Standards Association to set out the requirements for performance testing of solid-fuel burning appliances, including the maximum emission rates.

EPA standard : American standard environmental protection issued by the US Environmental Protection Agency aimed at reducing emissions of fine particles in the air.

Smog warning : a warning issued by Info-Smog, daily air quality forecast and warning service for Southwestern Quebec delivered by Environment Canada, in partnership with the Quebec Ministry of Sustainable Development, Environment and Climate change, the Quebec Ministry of Health and Social Services with its regional Public Health departments and the City of Montreal.

Solid fuel : wood, charcoal or any other non-gaseous or non-liquid fuel.

Treated wood : any specie of wood that has been chemically impregnated, painted or similarly modified to improve its resistance to insects or to weathering.

Unseasoned wood : wood that has not been dried for a period of at least six (6) months.

CHAPTER III

USE

4. It is prohibited to use or permit the use of any appliance or fireplace that uses solid fuel unless it has been certified to have an emission rate of 2.5 g/h or less of fine particles in the atmosphere.

The prohibition in the first paragraph does not apply in the case of an EPA or CAN/CSA-B415.1 certified pellet appliance installed before the effective date of this article in accordance with municipal by-laws applicable at the time of installation.

5. It is prohibited to use or permit the use of any appliance or fireplace that uses solid fuel when a smog warning issued by Environment Canada is in effect for an area which includes the territory of the Agglomeration of Montreal, in whole or in part.
6. No person may use the following materials as fuel in a wood-burning appliance or fireplace:
 - Wet or unseasoned wood
 - Any waste
 - Treated, painted or stained wood
 - Plastic products
 - Rubber products
 - Used oil
 - Paint, solvents or other similar products
 - Coal or charcoal
 - Glossy or colored paper
 - Particle board
7. The prohibitions detailed in Sections 4 and 5 do not apply when a power failure affecting the building where the solid fuel burning appliance or fireplace is located has lasted more than three hours.

CHAPTER IV

INSPECTION POWERS

8. On presentation of proper identification, the competent authority may, for the purposes of the application of this By-law, visit, examine and take photos of any movable or immovable property.

Every person must permit the competent authority to enter a building without impeding the execution of his duties.

CHAPTER V

INFRACTIONS AND PENALTIES

9. Any person who contravenes a provision of this By-law, tolerates or allows such a contravention commits an infraction and is liable to a fine of not less than \$250 nor more than \$500, if the offender is a natural person, or a fine of at least \$500 and not more than \$1,000 if the offender is a legal person.

CHAPTER VI

FINAL PROVISIONS

10. This By-law shall come into force according to law.

However, Section 4 shall take effect only from December 1, 2018.

APPROVED _____ MAYOR

APPROVED _____ CITY CLERK