



Open Burning / Permits

June 2011

Fire Protection and Life Safety Regulation Bylaw 2011 No. 7108

PART 6 – BURNING PERMITS

29. Open Burning

- (1) Fires and Open Burning set for the purpose of training Members and all fires located at the Nanaimo Fire Training Centre are exempt from this section of the Bylaw.
- (2) No person shall ignite any Open Burning fire or cause or permit any Open Burning fire to be ignited at any time unless the person first obtains a Burning Permit.
- (3) Where, in the opinion of the Fire Chief, adverse atmospheric conditions do not permit, or are not conducive to, the ready dissipation of smoke, the Fire Chief may impose a general ban on all Open Burning for the duration of the said adverse condition.
- (4) No person shall cause, allow or permit Cooking Fires in any City Park contrary to a general burning ban.
- (5) No person shall cause, allow or permit any Open Burning in any City Park contrary to signage banning such Open Burning and without a Burning Permit and written permission from Nanaimo Parks, Recreation and Culture.

30. Burning Permits

- (1) Burning Permits may be issued, cancelled or suspended solely at the discretion of the Fire Chief or an Officer.
- (2) Burning Permits may be issued for an Open Burning fire:
 - (a) by telephone for burning organic yard waste such as garden refuse, pruning, and wood branches on lots that are one (1) acre in size or greater or lots located on Protection Island;
 - (b) for special events in a form prescribed in Schedule "E" attached to and forming part of this Bylaw.
- (3) No person who has been issued a Burning Permit, for an Open Burning fire on a lot that is one (1) acre in size or greater or a lot on Protection Island, shall ignite or maintain a fire except on Fridays and Saturdays from sunrise to sunset during the period from April 01 to April 30th and November 1st to November 30th of each year.

- (4) No person who has been issued a Burning Permit for a special event shall ignite or maintain a fire:
- (a) except on the dates and times permitted on the Permit;
 - (b) contrary to the permit conditions.
- (5) No persons shall:
- (a) maintain an Open Burning fire greater than one and half (1.5) metres across in size;
 - (b) locate an Open Burning fire less than three (3) metres from any combustibles; and
 - (c) fuel the Open Burning fire except by hand feeding it.
- (6) No person shall cause, allow or permit open burning of construction materials, stumps, land clearing materials and debris or household garbage.
- (7) Permit requirements shall not apply to outdoor cooking fires, provided the fire is contained to a device or fixture designed for containing the fire and not exceeding 24 inches in diameter. The fire may only utilize clean, dry wood or briquettes and may not exceed two hours in duration.
- (8) No person possessing a Burning Permit shall maintain an Open Burning fire without keeping a competent person at all times in charge of such fire until such times as the fire is completely extinguished and without providing the competent person with sufficient equipment in order to prevent the fire from getting out of control of causing damage or becoming dangerous to life or property.

Bylaw Fines

29(2)	Open burning Fire without permit	\$200.00
29(3)	Burning contrary to general fire ban	\$200.00
29(4)	Cooking fires in City Park	\$200.00
29(5)	Open burning fire in City Park.	\$200.00
30(3)	Open burning outside permitted times	\$200.00
30(4)	Emission of offensive smoke or ash	\$200.00
30(5)(a)	Fire too large	\$200.00
30(5)(b)	Fire too close to combustibles	\$200.00
30(5)(c)	Fire fuel not hand fed	\$200.00
30(6)	Burning prohibited materials	\$200.00
30(7)	Fire Unattended	\$200.00