

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

BYLAW NO. 2037

A Bylaw to regulate blasting.

The Municipal Council of the Corporation of the District of Central Saanich in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as the "**Central Saanich Blasting Bylaw No. 2037, 2020.**"

2. In this Bylaw:

"MUNICIPAL OFFICER" shall mean the Municipal Clerk and any Municipal Employee designated by him to administer this Bylaw.

3. No person shall blast or carry on blasting operations without first having obtained a blasting permit from the Municipal Officer.

4. No person shall carry on any blasting operations that are at variance with any description, plans, specifications or other information supplied to the Municipal Officer in support of the application for the blasting permit.

5. No person shall interfere with or obstruct the Municipal Officer in the conduct or administration and enforcement of this Bylaw.

6. The Municipal Officer:

- (1) may enter into any site or premises at any reasonable time for the purpose of administering or enforcing this Bylaw;
- (2) may revoke or refuse to issue a permit where the work being carried on or proposed to be carried on is in contravention of this Bylaw;
- (3) may order the cessation of work that is proceeding in contravention of this By- Law by placing a "STOP WORK ORDER" at the site or by a registered return letter to the person carrying on the work or causing it to be carried on.

7. Where an application has been made, and:

- (a) the proposed work set out in the application conforms with this Bylaw and all other applicable Bylaws, and;
- (b) the applicant for a permit provides satisfactory evidence that he maintains with an insurance company authorized to carry on business in British Columbia comprehensive general liability insurance which provides for the following minimum requirements:

- (i) Bodily Injury Liability \$5,000,000.00
- (ii) Property Damage Liability \$5,000,000.00

(iii) Third Party Liability \$5,000,000.00

as security for and against all loss, claims, damage or demands which may be made in consequence of such blasting. The said insurance may not be cancelled, lapsed, or materially changed without the insurer giving fifteen (15) days' notice of cancellation to the Municipal Officer.

The Municipal Officer shall issue the permit for which the application is made.

8. Every permit is issued upon condition that the blasting operation authorized thereby shall be started within one (1) month from the date of issuing the permit.
9. The Application and permit shall be in the form prescribed from time to time, by the Municipal Officer.
10. The application for a permit shall be accompanied by a fee as set out in the Fees and Charges Bylaw , and this permit shall be in the form presented from time to time by the Municipal Officer.
11. Any person carrying on blasting operations shall comply with the Industrial Health and Safety Regulations made pursuant to the provisions of the Workers Compensation Act which are hereby made a part of this Bylaw.
12. No person shall do any act or suffer or permit any act or thing to be done in contravention of this Bylaw.
13. Notwithstanding the aforesaid provisions of this Bylaw, no person shall engage in any blasting and no permit shall be issued for any blasting to take place between the fourteenth (14th) day of April and the second (2nd) day of June in any year, both dates excluded, within eight hundred meters (800 m) of any part of any fur farm in the Municipality, registered under the "Fur Farms Act" of the Province of British Columbia without the consent, in writing, of all owners or occupants of such fur farms within such distances from the place where the blasting is to be done. Such consent shall be shown to the Municipal Officer when application is made for a blasting permit.
14. Notwithstanding the aforesaid provisions of this Bylaw, no person shall engage in any blasting and no permit shall be issued for any blasting to take place within eight hundred meters (800 m) of the incubator buildings of any approved hatchery without the consent in writing of all the owners or occupants of such hatcheries within such distance from the place where the blasting is to be done. Such consent shall be shown to the Municipal Officer when applying for the blasting permit. For the purposes of this Bylaw, an "approved hatchery" shall bear the definition given in the Agricultural Produce Grading Act..
15. Every person who, without lawful cause, contravenes this Bylaw by wilfully doing any act which it forbids, or omitting to do any act which it requires to be done, is guilty of an offence and is liable,

on summary conviction to a fine of not less than \$100.00, and not more than \$500.00 for a first offence; and for each subsequent offence to a fine of not less than \$250.00 and not more than \$750.00. A separate offence shall be deemed to be committed upon each day during and in which the contravention occurs or continues.

16. The penalties imposed under Section 15 hereof shall be in addition to and not in substitution for any other penalty or remedy imposed by this Bylaw.

17. **Central Saanich Blasting Bylaw No. 695, 1983 is hereby repealed.**

READ A FIRST TIME this 20th day of January , 2020

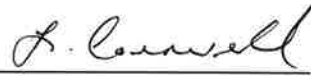
READ A SECOND TIME this 20th day of January , 2020

READ A THIRD TIME this this 20th day of January , 2020

ADOPTED this 3rd day of February , 2020



Ryan Windsor
Mayor



Liz Cornwell
Corporate Officer

