



PROVINCE OF QUEBEC
CITY OF BEACONSFIELD

DRAFT

BY-LAW BEAC-170
BY-LAW REGARDING SOLID FUEL APPLIANCES AND FIREPLACES

Adopted at the regular Council meeting
held on the XXX, 202X



PROVINCE OF QUEBEC
CITY OF BEACONSFIELD

BY-LAW BEAC-170

BY-LAW REGARDING SOLID FUEL APPLIANCES AND FIREPLACES

At the regular meeting of the Council of the City of Beaconsfield, held at City Hall, 303 Beaconsfield Boulevard, Beaconsfield, Quebec, on Monday, the XXX 2023, at 8 p.m.;

WERE PRESENT: His Honour the Mayor Georges Bourelle, councillors Dominique Godin, Martin St-Jean, Robert Mercuri, David Newell, Roger Moss and Peggy Alexopoulos

WHEREAS a draft by-law was filed and a notice of motion of this by-law was adopted at the regular Council meeting on Monday, XXX, 2025;

On motion given by Councillor XXX, seconded by Councillor XXX and UNANIMOUSLY RESOLVED:

THE COUNCIL OF THE CITY OF BEACONSFIELD ENACTS THE FOLLOWING:

SECTION 1 **Scope of application**

This by-law applies to appliances and fireplaces that permit the use of solid fuel, with the exception of appliances used for commercial food cooking purposes installed in a building where commercial use is permitted.

For the purposes of this by-law, “solid fuel” means: any solid matter with which one can make fire.

SECTION 2 **Competent authority**

The responsibility for the administration and enforcement of this by-law is incumbent upon the Director of the Urban Planning and Municipal Patrol Department of the City of Beaconsfield, under the title of Officer in Charge. Any employee of the Urban Planning and Municipal Patrol Department or the Public Works Department of the City of Beaconsfield, as well as any employee of the *Service de Sécurité Incendie* or the *Service de police de la Ville de Montréal*, is considered an assistant to the Director of the Urban Planning and Municipal Patrol Department of the City of Beaconsfield.

SECTION 3 **Use of a solid fuel appliance or fireplace**

It is prohibited to use or permit the use of any appliance or fireplace that permits the use of solid fuel, except for certified solid fuel appliances and fireplaces that meet an emission standard equal to or less than 2.5 grams per hour (g/h) of fine particulate matter released into the atmosphere.

This emission rate must be certified by:

- the United States Environmental Protection Agency (EPA),
- the Canadian standard CSA/B415.1-10, or
- POLYTESTS Services.

This prohibition shall take effect on September 30, 2026.

SECTION 4 **Declaration and register**

To benefit from an acquired right until October 1, 2027, the owner of an existing appliance or fireplace that does not meet the emission standard equal to or less than 2.5 grams per hour (g/h) of fine particulate matter released into the atmosphere must declare it to the competent authority no later than September 30, 2026, using the form available with the Urban Planning Department, in order to be included into the register of addresses that have submitted a declaration.



An owner who has not submitted the declaration will be deemed to possess a non-compliant fireplace and will not be eligible for acquired rights until October 1, 2027.

SECTION 5 **Total ban during a smog warning**

The use or permitting of use of any solid fuel appliance or fireplace is prohibited when a smog warning issued by Environment Canada is in effect for a region that includes all or part of the City of Beaconsfield.

SECTION 6 **Temporary lifting of prohibition**

The prohibitions in Sections 3 and 5 do not apply when a power failure affecting the building where the solid fuel appliance or fireplace is located has lasted more than three (3) hours. This exemption ceases once power is restored.

SECTION 7 **Inspection and order powers**

Upon presentation of an identity card, the competent authority may, for the purposes of this by-law, visit, examine, and take photographs of any real or personal property.

Any person must permit the competent authority to enter a building without obstructing the execution of their duties.

SECTION 8 **Offences and penalties**

Any person who contravenes a provision of this by-law commits an offence and is liable to a minimum fine, for a first offence, of \$200 plus costs for a natural person and \$400 plus costs for a legal person.

For a second offence, a minimum fine of \$300 plus costs for a natural person and \$600 plus costs for a legal person.

For subsequent offences, a minimum fine of \$400 plus costs for a natural person and \$600 plus costs for a legal person.

If the offence is ongoing, each day constitutes a separate offence and the penalty may be imposed for each day the offence continues.

SECTION 9 **Coming into force**

This by-law shall come into force in accordance with the law

MAYOR

CITY CLERK