

DISTRICT OF SOOKE

BYLAW No. 72

A bylaw to regulate the use of explosive agents for blasting and persons engaged in blasting.

Under section 728 of the *Local Government Act* Council, by bylaw, may regulate or prohibit the use of any explosive agent for blasting, regulate persons engaged in blasting and require persons engaged in blasting to give security for damage to persons who, or whose property, may be injured by it.

The Council of the District of Sooke, in open meeting assembled, enacts as follows:

1. This Bylaw is cited as the *Blasting Regulation Bylaw, 2001*.

Blasting Permits

2. No person may blast, carry on blasting operations, or use any explosive agent within the District of Sooke without first obtaining a blasting permit as set out in Schedule B to this bylaw.
3. To apply for a blasting permit, a person must submit a blasting permit application as set out in Schedule A to this bylaw.
4. An applicant for a blasting permit must hold a valid Provincial Blasting Certificate.
5. An applicant for a blasting permit must provide proof of liability insurance for the term of the permit with a minimum coverage of \$2,000,000 per occurrence and naming the District of Sooke as an additional insured.
6. Where blasting is required for excavation for the construction of a building, a holder of a blasting permit must first obtain a building permit for the proposed building.
7. A permit expires and the right of the permit holder under the permit is terminated one year after the date the permit is issued.
8. A permit is deemed invalid if the insurance provided under section 5 has expired and the permit holder has not submitted a new Certificate of Insurance for the remainder of the term of the permit.

Blasting Regulations and Safety

9. No person may blast, carry on blasting operations, use an explosive agent, or operate drills, compressors or other equipment used to prepare land for blasting, other than between the hours of 8:00 am and 4:30 pm, Monday to Saturday, exclusive of statutory holidays.
10. No person may blast, carry on blasting, or use an explosive agent without giving notice at least 24 hours before the blasting commences to
 - (a) owners and occupants of any building within a radius of 100 m of the blasting site;
 - (b) the School District, Principal or person in charge of a school within a radius of 300 m of the blasting site; and
 - (c) the District of Sooke in writing, including the site location and site contact information.
12. No person may blast, carry on blasting operations, use an explosive agent, or operate drills, compressors or other equipment used to prepare land for blasting, unless steps have been taken to suppress dust which may occur as a result of the activity.
13. No person may blast, carry on blasting or operate or use an explosive agent in dangerous proximity to any person, building or property, or the works of any underground utility liable to suffer injury from blasting unless and until precautions have been taken to prevent injury to any person, building, property or utility.

Introduced and read a first time the 10th day of December 2001.

Read a second time the 10th day of December 2001.

Read a third time the 10th day of December 2001.

Third reading rescinded the 28th day of January 2002.

Read a third time as amended the 28th day of January 2002.

Adopted on the 11th day of February 2002.

Ed Macgregor
Mayor

Tom Day
Chief Administrative Officer



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BLASTING PERMIT

Blasting Permit No. _____ Expiry Date: _____

Blaster Name: _____

Mailing Address: _____ Business Telephone: _____

Fax: _____ Cellular Telephone: _____

The blaster is permitted to blast, carry on blasting operations, or use any explosive agent subject to the following requirements:

1. Blasting must be carried out in accordance with Provincial regulations and the *Blasting Regulation Bylaw, 2001*.
2. Blasting must only take place between the hours of 8:00 am and 4:30 pm, Monday to Saturday, exclusive of statutory holidays.
3. Notice must be given to owners and occupants of any building located within 100 m of the blasting at least 24 hours prior to blasting.
4. Notice must be given to the School District or the principal of any school within 300 m of the blasting at least 24 hours prior to blasting.
5. Written notice of any blasting, including site location and site contact information must be given to the District of Sooke at least 24 hours prior to blasting.
5. Precautions must be taken to prevent injury to any person, building, property or utility before blasting takes place.
6. The permit holder must take steps to suppress dust which may occur as a result of blasting or equipment used to prepare for blasting.
7. If the Certificate of Insurance submitted with the application for this permit expires during the term of this permit, the permit holder must submit a new Certificate of Insurance for the remainder of the term of this permit, otherwise this permit is deemed invalid.

Municipal Engineer

Date

Fire Chief

Date