



The Corporation of the District of North Cowichan

Forest Use Bylaw, 2007

Bylaw 3265

[Consolidated and printed by authority of the Corporate Officer under The Corporation of the District of North Cowichan Consolidation and Revision Authority Bylaw 3514. Current to August 19, 2021. Last amended August 18, 2021. Amendments: 3470, 3833.]

The council of The Corporation of the District of North Cowichan enacts as follows:

Definitions

1 In this bylaw:

“forest” means land set aside by the District of North Cowichan as municipal forest reserve land, and other municipal lands managed for forest purposes.

“forest products” means a raw material yielded by a forest, including firewood, plants, trees, shrubs, and other forest materials such as rock, soil, stone, clay, sand, and gravel.

“litter” means waste material improperly discarded, including organic and inorganic matter.

“municipal forester” means the municipal forester, and every person designated by the District of North Cowichan to act in the place of the municipal forester.

“municipality” means the Corporation of the District of North Cowichan.

“open burning” means the combustion of material with or without control of the combustion air and without a stack or chimney to vent the emitted products of combustion to the atmosphere.

Forest Use

2 (1) No person may do any of the following in the forest:

- (a) enter the forest after the municipal forester has closed the forest;
- (b) discard or leave litter;
- (c) harvest or remove forest products without a permit, or without permission from the municipal forester;
- (d) operate motorized vehicles off of designated roads;
- (e) start or maintain open burning
 - (i) when burning restrictions are in place, or
 - (ii) when conditions are such as to render open burning a fire hazard;

- (f) enter active logging areas;
 - (g) damage trees, vegetation or streams;
 - (h) build elevated mountain biking structures or unauthorized trails;
 - (i) remove, destroy, or deface signs;
 - (j) camp when prohibited.
- (2) A permit may be issued for removing firewood, plants, bushes, shrubs, rock or soil.

2.1 A North Cowichan resident may obtain a permit from the Municipal Forester to cut and remove firewood, not including standing or felled timber, from designated areas of the Municipal Forest, upon application in the form prescribed by the Corporate Officer and payment of the fee prescribed in the Fees Bylaw. [BL3470]

Exemptions

3 The restrictions in this bylaw do not apply to municipal employees in the course of their duties, or commercial operators carrying out municipally sanctioned activities.

Offence

4 A person who contravenes a provision of the bylaw or any order or permit issued under this bylaw, shall be liable, on summary conviction, to a penalty not exceeding fifty thousand dollars (\$50,000.00) under the *Offence Act* and the costs of prosecution. Where any offence is a continuing one, each day that the offence continues shall be a separate offence. [BL3833]

Repeal

5 This bylaw repeals bylaw No. 2072, "Firewood Permit Bylaw 1982".

Read a first, second, and third time on December 5, 2007
Adopted on December 19, 2007