

THE CORPORATION OF THE DISTRICT OF BURNABY

BYLAW NO. 9424

A BYLAW to require notification of
pesticide application

The Council of The Corporation of the District of
Burnaby ENACTS as follows:

1. This Bylaw may be cited as BURNABY PESTICIDE
NOTIFICATION BYLAW.

2. In this Bylaw, unless the context otherwise requires,
 - (a) "multiple family dwelling" means any building
consisting of three or more dwelling units;

 - (b) "pesticide" and "public land" have the meanings
assigned by the Pesticide Control Act and regulations
thereunder.

3. (1) Every person who uses a pesticide
 - (a) on public land, or

 - (b) on the grounds of a multiple family dwelling or in
the common areas within such dwelling

shall post a warning notice at least 72 hours before the
pesticide is applied and shall keep the notice posted at least
72 hours after the pesticide is applied.

(2) The warning notice required by subsection (1) shall conform with the requirements set out in Schedule "A" hereof.

4. (1) No person shall apply a pesticide in a dwelling unit in a multiple family dwelling unless the occupant of the unit has been notified in writing at least 72 hours prior to the time set for the application of pesticide.

(2) Notwithstanding subsection (1), where the occupant of the dwelling unit consents to a shorter notice period, that shorter notice may be given.

5. Where in the opinion of the Medical Health Officer the interests of public health will be better served by a shorter notice period than is required by this Bylaw, the Medical Health Officer may vary the time required for giving notice.



6. Where, pursuant to section 2 of the Pesticide Control Act, the Lieutenant Governor in Council declares that an emergency exists, this Bylaw shall be limited in its application so as not to interfere with or obstruct the effectiveness of that declaration.

Read a first time this 9th day of JULY 1990

Read a second time this 9th day of JULY 1990

Read a third time this 9th day of JULY 1990

RECONSIDERED AND ADOPTED THIS 23rd day of JULY 1990


MAYOR

CLERK

SCHEDULE "A"

NOTICE REQUIREMENTS

1. SPECIFICATIONS:

All notices shall be printed on signs that are:

- (a) rectangular;
- (b) at least 28 cm x 43 cm;
- (c) made of durable, rain resistant material;
- (d) red-lettered on a white background.

2. INFORMATION CONTENT:

The message on the sign shall have

- (a) the words "PESTICIDE WARNING" printed in bold face at least 2.5 cm in height;
- (b) the trade name of the pesticide, the date of application, the applicator's name and telephone number and the words "AVOID CONTACT WITH TREATED AREA" printed in letters at least 1.5 cm in height, viz.:

PESTICIDE WARNING

(trade name of pesticide) **APPLIED** (date)

by (applicator's name and phone number)

AVOID CONTACT WITH TREATED AREA

3. POSTING LOCATION AND DIRECTIONS:

(1) Warning notices shall be posted:

(a) at all public entry points to the area being treated, and

(b) at intervals not exceeding 25 m around the perimeter of the area being treated.

(2) Warning notices shall be prominently placed so as to be clearly visible both within and outside the area being treated.