

## **BLDGREG-005 - RESIDENTIAL SOLID FUEL BURNING APPLIANCES**

- Authority: Building By-law No. 7258
- Covers: All persons required to obtain a Building Permit in accordance with the Building By-law for the construction, design and installation of *solid fuel* burning appliances and all their accessories, in living spaces.
- Effective: January 1, 2020
- Purpose: To establish provisions with respect to the construction, design and installation *solid fuel* burning appliances and fireplaces for which a Building Permit is required.
- Author: Murray Fischer, Manager of Building Safety and designated Authority Having Jurisdiction with respect to the Building By-law

### **1. Definitions**

- (a) Unless otherwise expressly provided or unless the context otherwise requires, words and expressions in this Regulation have the same meaning as the same words and expressions in the Building By-law.
- (b) In this Regulation:
- (1) “CERTIFIED APPLIANCE” means a wood burning appliance or furnace that bears the markings of a regulatory or certifying body such as CSA or ULC.
  - (2) “CERTIFIED PROFESSIONAL” means a certified technician, installer or inspector that has met the qualifications set out by Wood Energy Technology Transfer Inc. to perform inspections on wood burning appliances and fireplaces.
  - (3) “NON-CERTIFIED APPLIANCE” means a wood burning appliance or furnace that does not bear the markings of a regulatory or certifying body such as CSA or ULC.
  - (4) “SOLID FUEL” means a form of material that can be burnt to release energy providing heat and light through the process of combustion. Common forms of solid fuel are wood, charcoal, peat, coal, hexamine tablets, wood pellets, corn, wheat, rye and other grains.

### **2. Permit Requirements**

- (a) The installation or replacement of a *solid fuel* burning appliance or fireplace requires a building permit.

### **3. Construction and Design**

- (a) The design, construction and installation of all *solid fuel* burning appliances and fireplaces shall meet the requirements set out within this regulation and the Code.
- (b) All non-certified *solid fuel* burning appliances and fireplaces shall be installed by a certified professional.
- (c) The installation specifications for all certified appliances shall be submitted to the authority having jurisdiction prior to obtaining a permit.
- (d) A certificate attesting to the conformity of the installation of all *solid fuel burning* appliances or fireplaces and their accessories shall be submitted to the authority having jurisdiction. Such certificates shall be prepared by a *certified professional*.

### **4. Enforcement**

In accordance with the authorities established by the Building By-law, any person who contravenes, or does not comply, or improperly complies, or only partly complies, with any provision of this Regulation commits an offence and is subject to penalty.

#### Related Information:

Building By-law No. 7258  
The Building and Mobile Homes Act, C.C.S.M. 1987, c.B93  
The Manitoba Building Code  
Compliance By-law No. 7198

**Conflict:** Where there is a conflict or inconsistency between this Regulation and provisions contained within a statute or regulation of the Government of Canada or the Province of Manitoba, the Federal or Provincial statute or regulation shall supercede those impacted provisions of this Regulation.