

**BRUCE COUNTY FOREST CONSERVATION BY-LAW, 2004
BY-LAW NO. 4071**

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COUNTY OF BRUCE BY-LAW NO. 4071

Being the Forestry Conservation By-law for the County of Bruce
To prohibit or regulate the destruction or injuring of trees in woodlands in the
County of Bruce

WHEREAS s.135(2) of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, permits the enactment of a By-law by the Corporation of the County of Bruce to prohibit or regulate the destruction or injuring of trees in woodlands;

AND WHEREAS Council may require that an Permit Application to Cut be filed and a permit be obtained to injure or destroy trees in woodlands specified in the By-law.

AND WHEREAS Council has determined that it is desirable to enact such a By-law for the purposes of:

- a) preserving and improving the woodlands in the County of Bruce through Good Forestry Practices;
- b) promoting Good Forestry Practices that sustain healthy woodlands;
- c) minimizing the destruction or injuring of trees;
- d) regulating and controlling the removal, maintenance and protection of trees;
- e) minimizing and guarding against dangerous conditions which may result in injury;
- f) protecting, promoting and enhancing the aesthetic values of woodlands;
- g) contributing to human health and quality of life through the maintenance of woodland cover; and
- h) providing wildlife habitat.

Now, therefore, the Corporation of the County of Bruce HEREBY ENACTS as follows:

1. DEFINITIONS

In this By-law:

- a) "AGS" (Acceptable Growing Stock) means good quality trees suitable for retention in a woodlot for at least one cutting cycle of 15 to 25 years.
- b) "Basal area" means the area of the cross-section of the stem of a tree taken at a point of measurement 1.37 metres (4.5 feet) above the highest point of ground at the base of the tree where the ground meets the stump.
- c) "Building Permit" means a building Permit issued under the *Building Code Act*, 1992, S.O. 1992, c23, as amended.
- d) "Business Day" means any day falling on or between Monday and Friday of each week and not including holidays.
- e) "Circumference" means the measurement of the perimeter or outer boundary of a stem or trunk of a tree with such measurement including the bark of the stem.

- f) "Coppice growth" means where more than one tree stem grows from a single tree stump.
- g) "Council" means the Council of the Corporation of the County of Bruce.
- h) "Diameter" means the diameter of the stem of a tree measured outside the bark at a specified point of measurement.
- i) "DBH" means the diameter of the stem of a tree measured at a point that is 1.37 metres (4.5 feet) above the highest point of ground at the base of the tree where the ground meets the stump.
- j) "Good Forestry Practices" means the proper implementation of harvest, renewal and maintenance activities known to be appropriate for the forest and environmental conditions under which they are being applied and that minimize detriments to forest values including significant ecosystems, important fish and wildlife habitat, soil and water quality and quantity, forest productivity and health and the aesthetics and recreational opportunities of the landscape, and also includes, but is not limited to the forestry management practices set out in the Provincial Silvicultural Guidelines as referred to in the Forest Operations and Silviculture Manual and its revisions prepared under the authority of the *Crown Forest Sustainability Act*, S.O. 1994, c. 25. These Provincial Silvicultural Guidelines include, but are not limited, to: A Silvicultural Guide to Managing Southern Ontario Forests, Silvicultural Guide for the Tolerant Hardwood Forest in Ontario, A Tree Marking Guide for the Tolerant Hardwood Working Group in Ontario, A Silvicultural Guide for the Great Lakes – St. Lawrence Conifer Forest in Ontario;

and Good Forestry Practices permits the destruction or injuring of trees that:

- i) have been damaged by disease, insects, wind, ice, fire, lightning, or other natural causes to an extent that the health of such trees is likely to further deteriorate;
 - ii) should be cut or removed to prevent disease or insects from spreading to other trees;
 - iii) and with regard to Eastern White Cedar, are cut in accordance with "Silviculture Guidelines for Eastern White Cedar, Southern Region Science and Technology Transfer Unit, Technical Report TR-006".
- k) "Officer" means an individual appointed by Council for the administration and enforcement of this By-law who shall be the Forestry Technician/Weeds Inspector or such other person or persons so appointed.
 - l) "Owner" means a person having any right, title, interest or equity in land affected by this By-law.
 - m) "Permit" means a permit issued pursuant to the provisions of this By-law.

- n) "Point of Measurement" means that point on the tree trunk measured above the point on the tree where the ground meets the stump. For coppice growth the point of measurement shall be at the point on the tree trunk where the tree stems separate provided that such point of separation is less than 1.37 metres (4.5 feet) from where the ground meets the stump.
- o) "Registered Professional Forester" is a person who holds a certificate of registration issued by the Ontario Professional Foresters Association pursuant to the *Professional Foresters Act*, 2000, S.O. 2000, c.18.
- p) "Silviculture" means the theory and practice of controlling forest establishment, composition, growth and quality of forests to achieve the objectives of management.
- q) "Tree" means any species of woody perennial plant, including its root system, which has reached or can reach a height of at least 4.5 meters at physiological maturity.
- r) "Woodlands" means land at least one hectare and more in area with at least:
 - i) 1000 trees, of any size, per hectare;
 - ii) 750 trees, measuring over five (5) centimetres in diameter at DBH, per hectare;
 - iii) 500 trees, measuring over twelve (12) centimetres, in diameter at DBH, per hectare; or
 - iv) 250 trees, measuring over twenty (20) centimetres, in diameter at DBH, per hectare;

but does not include a cultivated fruit or nut orchard or a plantation established for the purpose of producing Christmas trees, nor trees growing in a hedge row.

2. GENERAL PROHIBITION

- a) Except as provided in section 3, no person through their own actions or through any other person shall destroy or injure any living trees located within any Woodlands unless:
 - i) the person who is destroying or injuring trees does so in accordance with Good Forestry Practices and has submitted to the County an application required under Schedule C, "Permit Application to Cut in Accordance with Good Forestry Practices", which achieves a Minimum Basal Area after cutting as follows:

Tree DBH (cm)	Minimum Residual Basal Area
10 – 24	5
26 – 40	5
42 – 48	4
50 – 60	4
62 +	2
Total	20

- and is holding a valid Permit; or
 - ii) the person who is destroying or injuring trees, has only destroyed or injured those trees which have attained, at the specified point of measurement, the Circumference measurement which equals or is greater than the minimum Circumference prescribed for the species in Schedule A and has submitted to the County an application required under Schedule D, "Permit Application to Cut for Circumference Harvest", and is holding a valid Permit; or
 - iii) with regard to strip or patch cutting of Eastern White Cedar, the person who is destroying or injuring trees does so in accordance with Good Forestry Practices as outlined in the "Silviculture Guidelines for Eastern White Cedar, Southern Region Science and Technology Transfer Unit Technical Report TR-006", and has submitted to the County an application required under Schedule E, "Permit Application to Cut Eastern White Cedar", and is holding a valid Permit; and
 - iv) the destruction or injuring of trees will not reduce the number of trees per hectare below the minimum number of trees per hectare required to be considered Woodlands as defined by this By-law;
- b) A person shall not:
- i) fail to comply with an Order issued under this By-law;
 - ii) remove or deface any Order that has been posted pursuant to this By-law; and
 - iii) contravene the terms or conditions of a Permit.
- c) A person shall not:
- i) destroy or injure any tree that is to remain standing after the destruction or injuring of trees is completed in accordance with this By-law;
 - ii) operate a vehicle, machinery or equipment or conduct their operations in such a manner or at such a time that results in excessive damage to the soil, wetlands or other portions of the Woodlands; and
 - iii) operate a vehicle, machinery or equipment or conduct operations in a manner or at a time, that results in the leaving of any part of a tree in a watercourse including any trees that have not been cut, but have been pushed, knocked over or otherwise ended up in a watercourse;
- d) A person cutting trees pursuant to a Permit issued pursuant to this By-law has given two Business Days prior verbal or written notice to an Officer.

3. OUTRIGHT EXEMPTIONS

This By-law does not apply to:

- a) activities or matters undertaken by a municipality or a local board of a municipality;

- b) activities or matters undertaken under a licence issued under the *Crown Forestry Sustainability Act, 1994*;
- c) the injuring or destruction of trees by a person licensed under the *Surveyors Act* to engage in the practice of cadastral surveying or his or her agent, while making a survey;
- d) the injuring or destruction of trees imposed as a condition to the approval of a site plan, a plan of subdivision or a consent under section 41, 51, or 53, respectively, of the *Planning Act* or as a requirement of a site plan agreement or subdivision agreement entered into under those sections;
- e) the injuring or destruction of trees imposed as a condition to a development permit authorized by regulation made under section 70.2 of the *Planning Act* or as a requirement of an agreement entered into under the regulation;
- f) the injuring or destruction of trees by a *transmitter* or *distributor*, as those terms are defined in Section 2 of the *Electricity Act, 1998*, for the purpose of constructing and maintaining a transmission system or a distribution system, as those terms are defined in that Section;
- g) the injuring or destruction of trees undertaken on land described in a licence for a pit or quarry or a Permit for a wayside pit or wayside quarry issued under the *Aggregate Resources Act*;
- h) the injuring or destruction of trees undertaken on land in order to lawfully establish and operate or enlarge any pit or quarry on land,
 - i) that has not been designated under the *Aggregate Resources Act* or a predecessor of that Act; and
 - ii) on which a pit or quarry is a permitted land use under a By-law passed under section 34 of the *Planning Act*.
- i) the injuring or destruction of trees where the Owner of the Woodlands has been granted an exemption pursuant to section 4;
- j) the injuring or destruction of trees that is required in order to erect any building, structure or thing in respect of which a Building Permit has been issued and has taken into consideration the protection of trees surrounding the structure or work within the building envelope;
- k) the injuring or destruction of trees that is required in order to install and provide utilities to the construction or use of the building, structure or thing in respect of which a Building Permit has been issued;
- l) the injuring or destruction of trees that is required in order to install and provide utilities to a single lane driveway for vehicular access to the building, structure or thing in respect of which a Building Permit has been issued;
- m) the Owner of the Woodlands has destroyed or injured trees for the Owner's own use on the Owner's property, or for the Owner's own consumption, and not for sale, resale, exchange or other commercial purposes; and

- n) the destruction or injury of trees where the trees are destroyed or injured pursuant to a legally binding written contract for the sale of trees between the Owner and a third party if:
 - i) the contract was signed on or after May 8, 2002 and on or before May 8, 2003;
 - ii) proof of the signed contract and payment in full has been submitted to the Officer;
 - iii) the Owner and third party are holding a valid Permit; and
 - iv) the trees are injured or destroyed in a manner consistent with the former Forestry By-law No. 2871 and in compliance with the Permit.

4. EXEMPTIONS REQUIRING A PERMIT

- a) In order to be considered for an exemption to Section 2 the Owner of the Woodlands must apply to the Officer for an exemption Permit at least 3 months prior to the anticipated commencement of injury or destruction of trees by submitting a completed application form as described in Schedule B;
- b) Upon submission of a completed application form, the Officer may provide the requested exemption if in the opinion of the Officer the Woodlot is not a healthy or sustainable Woodlot by reason of size, location, biodiversity or such other reason as is deemed appropriate by the Officer. When exemptions are approved by the Officer, a Permit shall be issued and notice of an approved exemption shall be given to Council by the Officer.

5. PERMITS

- a) Every Owner of Woodlands who intends to destroy or injure trees located in such Woodlands, whether personally or through another person, shall complete and submit to the Officer no less than 5 Business Days prior to the start of destruction or injury, all the information as prescribed in the Permit applications attached as Schedules B, C, D, or E as the case may be pursuant to s. 2 of this By-law.
- b) Where the Permit application meets all of the requirements of this By-law and other applicable law, a Permit shall be issued by the Officer.
- c) A Permit issued pursuant to this By-law shall expire one year after the date of issuance unless the Permit has been renewed or extended by the Officer before its expiry date for a further period of one year. If the Permit is not renewed or extended before its expiry, a new Permit application shall be submitted in accordance with the provisions of this By-law.
- d) An Officer may impose conditions in the Permit relating to:
 - (i) a particular practice or requirement pertaining to Good Forestry Practices as defined in this By-law;

- (ii) a requirement that the work proceed in stages and is subject to inspection by an Officer at the completion of each stage before the next stage can be proceeded with;
- (iii) the submission of additional information reasonably required to the satisfaction of the Officer before the Permit becomes effective; and
- (iv) a requirement to comply with other applicable law.

6. MINIMUM REQUIREMENTS ON PERMIT APPLICATIONS

- a) A Permit application shall be deemed not complete, and no Permit shall be issued if:
 - i) the Owner of the Woodlot has not signed the application;
 - ii) the party who will be undertaking or responsible for the cutting of the trees has not signed the application;
 - iii) the Permit application has not been completed in full; or
 - iv) the Permit application is not in keeping with the general purpose and intent of this By-law.

7. ORDERS TO DISCONTINUE ACTIVITY

- a) Where an Officer is satisfied that a contravention of this By-law or other applicable law has occurred, the Officer may make an Order requiring the person who contravened the By-law or who caused or permitted the injuring or destruction of trees in contravention of the By-law to stop the injuring or destruction of trees. The Order shall set out the information contained in Schedule F, "Order to Discontinue Activity".
- b) An Order issued under this section may be served personally or served by sending it by mail to the last known address of:
 - i) the Owner of the Woodlands; and
 - ii) the corporation, company, person or persons identified as injuring, destroying or harvesting a tree or trees.
- c) Where service of an Order is made by mail, service shall be deemed to have been effected on the fifth day after the order is mailed.
- d) Where service cannot be carried out under section 7, subsection (b), the Officer shall place a placard containing the terms of the Order in a conspicuous place on the Owner's lands, and the placing of the placard shall be deemed to be sufficient service of the Order on the person or persons to whom the Order is directed.

8. PENALTY

- a) Any person who contravenes any provision of this By-law, or an Order issued under section 7 is guilty of an offence and is liable:
 - i) on first conviction, to a fine of not more than \$10,000 or \$1,000 per tree, whichever is greater; and
 - ii) on any subsequent conviction, to a fine of not more than \$25,000 or \$2,500 per tree, whichever is greater.
- b) If a person is convicted of an offence for contravening this By-law or an Order issued under section 7, the court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may order the person to rehabilitate the land or to plant or replant trees in such a manner and within such period as the court considers appropriate, including any silvicultural treatment necessary to re-establish the trees.

9. ENFORCEMENT

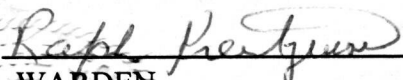
- a) This By-law shall be enforced by an Officer.
- b) An Officer may, at any reasonable time, enter and inspect any lands to determine whether this By-law, an Order or a condition to a Permit is being complied with, but this power of entry shall not apply to any building on such lands.
- c) Any person who obstructs or interferes with an Officer in the discharge of his or her duties under this By-law, shall be considered in contravention of this By-law.

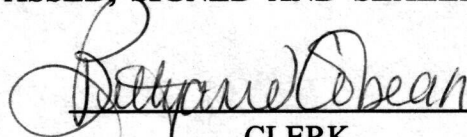
10. ADMINISTRATION

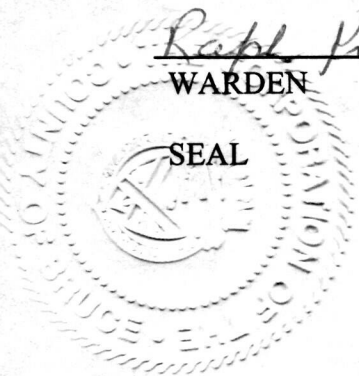
- a) Schedules A, B, C, D, E and F shall form part of this By-law.
- b) If any section or sections of this By-law or parts thereof are found by any court to be illegal or beyond the power of the Council to enact, such section or sections or parts thereof shall be deemed to be severable and all other sections or parts of this By-law shall be deemed to be separate and independent therefrom and continue in full force and effect unless and until similarly found illegal.
- c) The short title of this By-law is the "Forest Conservation By-law 2004".
- d) By-law 4015 of the Corporation of the County of Bruce is hereby repealed effective on the coming into force and effect of this By-law, provided that By-law 4015 shall remain in effect for all Notices of Intent and Exemptions that are in compliance with By-law 4015.
- e) Despite subsection (d) of this section, By-law 4015 of the Corporation of the County of Bruce shall continue to apply to proceedings in respect of offences that occurred before its repeal.

READ A FIRST AND SECOND TIME THIS 1ST DAY OF APRIL, 2004.

READ A THIRD TIME AND FINALLY PASSED, SIGNED AND SEALED THIS 1ST
DAY OF APRIL, 2004.


WARDEN


CLERK



SCHEDULE A**CIRCUMFERENCE LIMITS BY CATEGORY OF TREE SPECIES****SPECIES – A – Circumference Limits, For Areas South of County Road No. 8**

Sugar Maple (hard) Silver Maple, Red Maple, White Pine,
White Ash, Elm, Basswood, Oak, Beech,
Butternut and Hickory

<u>Point of Measurement</u>	<u>Circumference</u>	<u>Diameter</u>
18 in. (46 cm)	60 in. (152 cm)	19 in. (48 cm)
12 in. (31 cm)	66 in. (168 cm)	21 in. (53 cm)
8 in. (20 cm)	75 in. (191 cm)	24 in. (61 cm)
4 in. (10 cm)	85 in. (216 cm)	27 in. (69 cm)

SPECIES – A – Circumference Limits, For Areas North of County Road No. 8

Sugar Maple (hard) Silver Maple, Red Maple, White Pine,
White Ash, Elm, Basswood, Oak, Beech,
Butternut and Hickory

<u>Point of Measurement</u>	<u>Circumference</u>	<u>Diameter</u>
18 in. (46 cm)	53 in. (135 cm)	17 in. (43 cm)
12 in. (31 cm)	60 in. (152 cm)	19 in. (48 cm)
8 in. (20 cm)	69 in. (175 cm)	22 in. (56 cm)
4 in. (10 cm)	79 in. (201 cm)	25 in. (64 cm)

SPECIES – B – All Areas of County

Black Cherry, Yellow Birch, Hemlock, Spruce,
Red Pine and Ash other than White Ash

<u>Point of Measurement</u>	<u>Circumference</u>	<u>Diameter</u>
18 in. (46 cm)	44 in. (112 cm)	14 in. (36 cm)
12 in. (31 cm)	50 in. (127 cm)	16 in. (41 cm)
8 in. (20 cm)	57 in. (145 cm)	18 in. (46 cm)
4 in. (10 cm)	69 in. (175 cm)	22 in. (56 cm)

SPECIES – C – All Areas of County

White Birch, Poplar, White Cedar,
Balsam Fir, Tamarack

<u>Point of Measurement</u>	<u>Circumference</u>	<u>Diameter</u>
18 in. (46 cm)	25 in. (64 cm)	8 in. (20 cm)
12 in. (31 cm)	31 in. (79 cm)	10 in. (25 cm)
8 in. (20 cm)	37 in. (94 cm)	12 in. (30 cm)
4 in. (10 cm)	50 in. (127 cm)	16 in. (41 cm)

SCHEDULE B
PERMIT APPLICATION FOR AN EXEMPTION

PLEASE PRINT CLEARLY USING BLACK INK

All Sections are to be filled out completely. Failure to do so will result in making this Application null and void, and this document will be returned to the applicant for correction. Completed forms must be sent to the **Bruce County Planning & Economic Development Dept., P.O. Box 129, 578 Brown St., Wiarton, ON N0H 2T0. Fax (519) 534-1174. A PERMIT IS VALID FOR ONE YEAR AFTER DATE OF ISSUANCE.**

Name(s) of Owner: _____

Address: _____ Postal Code : _____

Telephone: Residence _____ Business _____ Fax: _____

Email: _____

Location of Trees Affected / Ownership

Municipality _____ Assessment Roll Number _____

Lot _____ Concession _____ Former Township _____ Emergency Number _____

Property owned by applicant? _____ YES _____ Length of Time Owned by Applicant: _____
 _____ NO (if no, authorizing letter must be attached)

Property / Forest Description

This application is requesting permission to remove the following (please indicate)

Total Number of Woodland Hectares (Acres) on the Property : _____ ☐ Acres ☐ Hectares

If the woodland has been harvested in the past three years, state name of contractor and date of harvesting activities.

Description of tree species on the described land: _____

Description of tree species to be destroyed on the described land: _____

This Exemption is requested for the following reasons, including description of end use after trees have been destroyed:

Draw a map of the land which you own and identify NORTH, abutting lots, concessions and property owners. Map should show description of lands of the Owner, a description of species and extent of trees subject of this specific Council Exemption Application. (If more space is required please use a separate sheet and attach to application)

Indicate North



Exemption Requirements / Information

- I. An Exemption application must be completed in full in order to be processed.
- II. It shall be normal practice that when an owner or his authorized agent makes an enquiry with regard to Forest Conservation By-law No. 4071, that the Officer will make an inspection of the property to determine whether or not an application for an Exemption is necessary.
- III. An information summary describing the application area and the forest cover components will be prepared by the Officer.
- IV. If the application is approved an on-site inspection will be made and the perimeter of the forest cover which will remain will be marked by tree marking paint or some other means, to clearly indicate the extent of the approved Council Exemption area. Trees destroyed outside any approved area will be considered a violation under the Forest Conservation By-law.

I agree that this application has been completed in compliance with the provision of Forest Conservation By-law No. 4071 of the Corporation of the County of Bruce and that I am familiar with the requirements of this By-law.

Applicant's Signature _____ Date _____

Personal information on this form is collected under the authority of the *Municipal Act*. Pursuant to the *Municipal Freedom of Information and Protection of Privacy Act*, questions about the collection of personal information should be directed to the Clerk.

PLEASE FORWARD THIS FORM TO:

FOREST TECHNICIAN/WEEDS INSPECTOR

C/O BRUCE COUNTY PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

P.O. BOX 129, 578 BROWN ST

WIARTON, ON N0H 2T0

PHONE (519) 534-2092

FAX (519) 534-1174

For Office Use Only:

The Permit for Exemption is hereby:

☐ Refused for the following reasons:

☐ Granted

☐ Granted with the following conditions:

DATE OF ISSUANCE OF PERMIT: _____

DATE OF EXPIRY OF PERMIT: _____

Signature of Officer

PERMIT APPLICATION TO CUT IN ACCORDANCE WITH GOOD FORESTRY PRACTICES

PLEASE PRINT CLEARLY USING BLACK INK

All Sections are to be filled out completely. Failure to do so will result in making this Application null and void, and this document will be returned to the applicant for correction. Completed forms must be sent to the **Bruce County Planning & Economic Development Dept., P.O. Box 129, 578 Brown St., Wiarton, ON N0H 2T0. Fax (519) 534-1174. A PERMIT IS VALID FOR ONE YEAR AFTER DATE OF ISSUANCE.**

Property Owner: Surname: _____ Given Name: _____

Mailing Address: _____ **Postal Code:** _____

Telephone Number: () _____ Emergency Number: _____

Woodlot Location: Lot _____ Concession _____ Former Township: _____

Reason for Tree Removal	Commercial Timber Harvest	<input type="checkbox"/>	Stand Improvement	<input type="checkbox"/>
	Firewood Removal	<input type="checkbox"/>	Other (specify) _____	<input type="checkbox"/>

TREE HARVEST SUMMARY

TREE HARVEST SUMMARY
(A legible tally sheet can be substituted and attached)

Tree Species	No.
Total Trees	

VOLUME ESTIMATE (m³): _____

Harvest Area (ha): _____

***GOOD FORESTRY PRACTICE
APPLICATIONS MUST INCLUDE THE
FOLLOWING DOCUMENTATION:***

- Short (5 yrs) and Long (20+ yrs) term forestry related objectives.
- Present basal area and proposed residual basal area distribution.
- Instructions for tree markers.
- Current species composition, age, height, stocking, stand quality, site class, regeneration.
- Description of significant features, and integrated resource management considerations.

PLAN INFORMATION

Plan prepared by: _____

Mailing Address: _____

Telephone Number: _____

Qualifications: _____

Date Plan Prepared: _____

☐ Check if area has been inspected since tree marking.**TREE MARKER INFORMATION:**

Trees Marked By: _____

Mailing Address: _____

Telephone Number: _____

Paint Colour: _____ Date Marked: _____

All trees to be cut shall be marked with a paint spot on opposite sides of the tree at a height no lower than 1.37 metres above the highest point of ground at the base of the tree. The mark shall be at least 8 centimeters in diameter for hardwood sawlogs/conifer poles or sawlogs and a slash 20 centimeters long for fuelwood/ conifer sawlogs/pulp. A similar mark shall be placed at the base of the tree below the saw line and extending to the ground. All trees shall be marked facing the same direction, unless the terrain requires a change in direction, in which case the marking will proceed consistently with the terrain.

CONTRACTOR INFORMATION

Surname: _____

Given Name: _____

Address: _____

Postal Code: _____ Telephone Number: _____

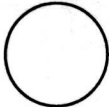
Person in charge of
Harvesting of Trees: _____

Estimated Starting Date: _____

Person in Charge of Harvesting of Trees is required to provide 2 Business Days Verbal or Written Notice to the Officer prior to start date.

DESCRIPTION OF AREA

Indicate North



Map must be legible and include:

- Preferred entry points for inspection
- Location/name of surrounding roads
- Location of buildings on property
- Forested areas and harvest areas
- Log landing(s)
- Power lines and Municipal ditches

It is requested that if loggers are working near or adjacent to power lines that they contact the local Hydro Utility Company for assistance to prevent an accident and any damage that may occur to hydro lines and equipment due to a logging accident.

Please indicate if the property is enrolled in:

Conservation Land Tax Incentive Program☐

Managed Forest Tax Incentive Program☐

BASAL AREA - DISTRIBUTION OF CUT

(Complete below or attach a forest operations silvicultural prescription.)

Prism Tally: m²/ha

Basal Area Factor:

Tree DBH (cm)	Actual BA (m ² /ha)			BA to Cut (m ² /ha)			Actual Residual BA (m ² /ha)			Minimum Residual Basal Area
	AGS	UGS	TOTAL	AGS	UGS	TOTAL	AGS	UGS	TOTAL	
10 – 24										5
26 – 40										5
42 – 48										4
50 – 60										4
62 +										2
TOTAL										20

If the landowner is selling standing timber to a logger for harvesting has:	YES	NO
A contract been signed between landowner and contractor?		
The contractor provided proof of WSIB coverage for employees / liability insurance coverage?		
The contractor provided proof of cutter/skidder certification for all employees and themselves?		
The main skid trail been delineated?		
Arrangement been made to harvest the fuelwood from tree tops?		

I agree that operations will be in accordance with the provisions of Forest Conservation By-law No. 4071 of the Corporation of the County of Bruce and that I am familiar with the contents and requirements of this By-law. I further agree that any tree harvested will be in accordance with Good Forestry Practices.

Signature of OwnerDateSignature of Tree Marker (if applicable)Date

Signature of Plan Writer (if applicable) DateSignature of Contractor (if applicable)Date

I UNDERSTAND THAT UNDER THE AUTHORITY OF THIS BY-LAW AND THE MUNICIPAL ACT, 2001, AN APPOINTED OFFICER CAN ENTER THE DESCRIBED PROPERTY FOR THE PURPOSES OF UNDERTAKING AN INSPECTION.

For Office Use Only:

The Permit is hereby:

☐ Refused for the following reasons:

☐ Granted

☐ Granted with the following conditions:

DATE OF ISSUANCE OF PERMIT: _____

DATE OF EXPIRY OF PERMIT: _____

Signature of Officer

PERMIT APPLICATION TO CUT FOR CIRCUMFERENCE HARVEST

PLEASE PRINT CLEARLY USING BLACK INK

All Sections are to be filled out completely. Failure to do so will result in making this Application null and void, and this document will be returned to the applicant for correction. Completed forms must be sent to the **Bruce County Planning & Economic Development Dept., P.O. Box 129, 578 Brown St., Wiarton, ON N0H 2T0. Fax (519) 534-1174. A PERMIT IS VALID FOR ONE YEAR AFTER DATE OF ISSUANCE.**

Property Owner: **Surname:** _____

Given Name: _____

Mailing Address: _____

Postal Code: _____

Telephone Number: () _____

Emergency Number: _____

Woodlot Location: Lot _____ Concession _____ Former Township: _____

Reason for Tree Removal Commercial Timber Harvest ☐Stand Improvement ☐Firewood Removal ☐Other (specify) ☐

TREE HARVEST SUMMARY

(A legible tally sheet can be substituted and attached)

Tree Species	No.
Total Trees	

Harvesting of Trees

Estimated Starting Date:

Person in Charge of Harvesting of Trees is required to provide 2 Business Days Verbal or Written Notice to the Officer prior to start date.

Trees Marked By: _____

Mailing Address: _____

Telephone Number: _____

Paint Colour: _____

Date Marked: _____

All trees to be cut shall be marked with a paint spot on opposite sides of the tree at a height no lower than 1.37 metres above the highest point of ground at the base of the tree. The mark shall be at least 8 cm in diameter for hardwood sawlogs / conifer poles or sawlogs and a slash 20 cm long for fuelwood/ conifer sawlogs / pulp. A similar mark shall be placed at the base of the tree below the saw line and extending to the ground. All trees shall be marked facing the same direction, unless the terrain requires a change in direction, in which case the marking will proceed consistently with the terrain.

VOLUME ESTIMATE (m³): _____

Harvest Area (ha) _____

CONTRACTOR INFORMATION (if different from above)

Surname: _____

Given Name: _____

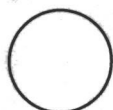
Address: _____

Postal Code: _____

Telephone Number: _____

DESCRIPTION OF AREA

Indicate North

**Map must be legible and include:**

- Preferred entry points for inspection
- Location/name of surrounding roads
- Location of buildings on property
- Forested areas and harvest areas
- Log landing(s)
- Power lines and Municipal ditches

It is requested that if loggers are working near or adjacent to power lines that they contact the local Hydro Utility Company for assistance to prevent an accident and any damage that may occur to hydro lines and equipment due to a logging accident.

Please indicate if the property is enrolled in:

Conservation Land Tax Incentive Program ☐

Managed Forest Tax Incentive Program ☐

If the landowner is selling standing timber to a logger for harvesting has:	YES	NO
a contract been signed between landowner and contractor?		
the contractor provided proof of WSIB coverage for employees / liability insurance coverage?		
the contractor provided proof of cutter/skidder certification for all employees and themselves?		
the main skid trail been delineated?		
arrangement been made to harvest the fuelwood from tree tops?		

THE COUNTY OF BRUCE RECOMMENDS THAT THE BEST MECHANISM TO ENSURE LONG-TERM FORESTRY HEALTH AND LONG-TERM FOREST REVENUE IS TO UNDERTAKE A MANAGEMENT PLAN PREPARED FOR YOUR FOREST BY YOURSELF OR BY A QUALIFIED INDIVIDUAL OR FIRM, PRIOR TO UNDERTAKING A COMMERCIAL HARVEST, AND THAT HARVESTING PROCEED PURSUANT TO A PERMIT ISSUED UNDER SCHEDULE "C" OF BY-LAW 4071. HOWEVER, THE BY-LAW DOES STILL PERMIT A "DIAMETER LIMIT" CUT TO BE UNDERTAKEN, IN ACCORDANCE WITH THE MINIMUM DIAMETER LIMITS AS SET OUT IN THE BY-LAW. I HEREBY ACKNOWLEDGE THAT I HAVE THE OPTION OF UNDERTAKING A FORESTRY MANAGEMENT PLAN AND HEREBY AUTHORIZE _____ (INSERT NAME OF CONTRACTOR, IF APPLICABLE) TO UNDERTAKE A DIAMETER LIMIT CUT IN ACCORDANCE WITH MINIMUM DIAMETER LIMITS AS SET OUT IN THE BY-LAW.

I AGREE THAT OPERATIONS WILL BE IN ACCORDANCE WITH THE PROVISIONS OF FOREST CONSERVATION BY-LAW NO. 4071 OF THE CORPORATION OF THE COUNTY OF BRUCE AND THAT I AM FAMILIAR WITH THE CONTENTS AND REQUIREMENTS OF THIS BY-LAW. I FURTHER AGREE THAT ANY TREE HARVESTED WILL MEET OR EXCEED THE REQUIRED CIRCUMFERENCE LIMITS AT THE HIGHEST POINT OF MEASUREMENT AS SHOWN ON SCHEDULE "A" TO BY-LAW NO. 4071.

Both Signatures are required if a logger is being used to carry out the harvesting of trees.

Signature of Owner

Signature of Contractor (if applicable)

Date

I UNDERSTAND THAT UNDER THE AUTHORITY OF THIS BY-LAW AND THE MUNICIPAL ACT, 2001, AN APPOINTED OFFICER CAN ENTER THE DESCRIBED PROPERTY FOR THE PURPOSES OF UNDERTAKING AN INSPECTION.

For Office Use Only:

The Permit is hereby:

☐ Refused for the following reasons:

☐ Granted

☐ Granted with the following conditions:

DATE OF ISSUANCE OF PERMIT: _____

DATE OF EXPIRY OF PERMIT: _____

Signature of Officer

SCHEDULE E

PERMIT APPLICATION TO CUT EASTERN WHITE CEDAR

PLEASE PRINT CLEARLY USING BLACK INK

All Sections are to be filled out completely. Failure to do so will result in making this Application null and void, and this document will be returned to the applicant for correction. Completed forms must be sent to the **Bruce County Planning & Economic Development Dept., P.O. Box 129, 578 Brown St., Wiarton, ON N0H 2T0. Fax (519) 534-1174. A PERMIT IS VALID FOR ONE YEAR AFTER DATE OF ISSUANCE.**

Property Owner: Surname: _____ Given Name: _____

Mailing Address: _____ **Postal Code:** _____

Telephone Number: () _____ Emergency Number: _____

Woodlot Location: Lot _____ Concession _____ Former Township: _____

Reason for Tree Removal Commercial Timber Harvest ☐ Stand Improvement ☐

Firewood Removal ☐ Other (specify) ☐

TREE HARVEST SUMMARY

(A legible tally sheet can be substituted and attached)

Tree Species	No.
Total Trees	

VOLUME ESTIMATE (m³): _____

Harvest Area (ha): _____

INTENT TO CUT FORMS FOR EASTERN WHITE CEDAR MUST INCLUDE THE FOLLOWING DOCUMENTATION:

- Short (5 yrs) and Long (20+ yrs) term forestry related objectives.
- Current species composition, age, height, stocking, stand quality, site class, regeneration.

PLAN INFORMATION

Plan prepared by: _____

Mailing Address: _____

Telephone Number: _____

Date Plan Prepared: _____

☐ Check if area has been inspected since tree marking.

TREE MARKER INFORMATION (BOUNDARY OR SELECTIVE):

Trees Marked By: _____

Mailing Address: _____

Telephone Number: _____

Paint Colour: _____ Date Marked: _____

CONTRACTOR INFORMATION

Surname: _____

Given Name: _____

Address: _____

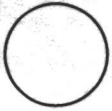
Postal Code: _____ Telephone Number: _____

Person in charge of
Harvesting of Trees: _____

Estimated Starting Date: _____

Person in Charge of Harvesting of Trees is required to provide 2 Business Days Verbal or Written Notice to the Officer prior to start date.

Indicate North

**Map must be legible and include:**

- Preferred entry points for inspection
- Location/name of surrounding roads
- Location of buildings on property
- Forested areas and harvest areas
- Log landing(s)
- Power lines and Municipal ditches

It is requested that if loggers are working near or adjacent to power lines that they contact the local Hydro Utility Company for assistance to prevent an accident and any damage that may occur to hydro lines

Please indicate if the property is enrolled in:

Conservation Land Tax Incentive Program ☐

Managed Forest Tax Incentive Program ☐

Describe Method of Harvesting:

If the landowner is selling standing timber to a logger for harvesting has:	YES	NO
A contract been signed between landowner and contractor?		
The contractor provided proof of WSIB coverage for employees / liability insurance coverage?		
The contractor provided proof of cutter/skidder certification for all employees and themselves?		
The main skid trail been delineated?		

I AGREE THAT OPERATIONS WILL BE IN ACCORDANCE WITH THE PROVISIONS OF FOREST CONSERVATION BY-LAW NO. 4071 OF THE CORPORATION OF THE COUNTY OF BRUCE AND THAT I AM FAMILIAR WITH THE CONTENTS AND REQUIREMENTS OF THIS BY-LAW. I FURTHER AGREE THAT ANY TREE HARVESTED WILL BE IN ACCORDANCE WITH THE SILVICULTURE GUIDELINES FOR EASTERN WHITE CEDAR, SOUTHERN REGION SCIENCE AND TECHNOLOGY TRANSFER UNIT, TECHNICAL REPORT TR 006.

Signature of Owner

Date

Signature of Tree Marker (if applicable)

Date

Signature of Plan Write (if applicable) Date

Signature of Contractor (if applicable)

Date

I UNDERSTAND THAT UNDER THE AUTHORITY OF THIS BY-LAW AND THE MUNICIPAL ACT, 2001, AN APPOINTED OFFICER CAN ENTER THE DESCRIBED PROPERTY FOR THE PURPOSES OF UNDERTAKING AN INSPECTION.

For Office Use Only:

The Permit is hereby:

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☐ Granted

☐ Granted with the following conditions:

DATE OF ISSUANCE OF PERMIT: _____

DATE OF EXPIRY OF PERMIT: _____

Signature of Officer

SCHEDULE F

ORDER TO DISCONTINUE ACTIVITY

YOU ARE HEREBY DIRECTED AND ORDERED TO forthwith stop, halt, cease, and desist from any and all works associated with the destruction of trees or removal thereof from those lands comprising:

MUNICIPAL ADDRESS: _____

LEGAL DESCRIPTION: _____

LOT: _____ **CONCESSION:** _____ **FORMER MUNICIPALITY:** _____

IN THE NEW MUNICIPALITY OF: _____

NAME OF OWNER: _____

IDENTIFIED PERSON, FIRM OR CORPORATION RESPONSIBLE FOR DESTRUCTION OR INJURY OF TREES:

PARTICULARS OF CONTRAVENTION:

Date by Which Order Must be Complied with: _____

Date of Inspection: _____

Effective Order Date: _____

To: _____

Signature of Officer: _____ **Date:** _____