

CITY OF NANAIMO

BYLAW NO. 7224.05

A BYLAW TO AMEND “BUILDING BYLAW 2016 NO. 7224”

The Council of the City of Nanaimo in open meeting assembled, hereby enacts as follows:

1. Title

This Bylaw may be cited as the “Building Bylaw Amendment Bylaw 2023 No. 7224.05”.

2. Amendments

“Building Bylaw 2016 No. 7224” is hereby amended as follows:

2.1 By adding the following definitions to Section 2:

“BC ZERO CARBON STEP CODE”	means the greenhouse gas (GHG) emission requirements set out in subsections 9.37 and 10.3 of the Building Code, as amended.
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2.2 By replacing the title of Section 29 with the following:

“BC Energy Step Code / BC Zero Carbon Step Code”

2.3 By deleting Sections 29.1 to 29.6 in their entirety and replacing with the following:

- “29.1 Any new building or structure to which Part 3 or Part 9 of the Building Code applies, and is within the scope of the application of the Zero Carbon Step Code, as described in the Building Code, must be designed and constructed to meet performance requirements specified in EL-1 (measure only) of the Zero Carbon Step Code.
- 29.2 In the case of a building permit submitted after 2024-JUL-01, a new building or structure to which Part 3 or Part 9 of the Building Code applies, and which is within the scope of the Zero Carbon Step Code, must be designed and constructed to meet performance requirements specified in EL-4 (Zero Carbon Performance) of the Zero Carbon Step Code
- 29.3 In the case of a building permit submitted after 2026-JAN-01, a new building or structure to which Part 3 of the Building Code applies, and which is within the scope of the Energy Step Code as described in the BC Building

Code, must be designed and constructed to meet the performance requirements specified in Step 3 of the BC Energy Step Code.”

- 29.4 When an Energy Advisor or an architect, as required, provides energy reports or field reviews in accordance with this bylaw, the City will rely solely on field reviews undertaken by the Energy Advisor or architect and the reports submitted pursuant to this bylaw as assurance that the construction or applicable aspect thereof substantially conforms to the design, and that the construction or applicable aspect thereof substantially complies with the Building Code, this bylaw, and other applicable enactments respecting energy efficiency and greenhouse gas emissions.
- 29.5 With respect to a building permit for a building or structure that falls within the scope of Part 9 of the Building Code, the owner must provide, to the satisfaction of the Building Official, all the materials and documentation required by the BC Energy Step Code and BC Zero Carbon Step Code, prepared and signed by an Energy Advisor or Registered Professional, and such other reports and materials as required by the Building Official.
- 29.6 The Energy Advisor, providing the required materials and documentation set out in the BC Energy Step Code and BC Zero Carbon Step Code, must provide evidence to the building inspector that they are an Energy Advisor registered and in good standing with Natural Resources Canada in accordance with the EnerGuide Rating System Administrative Procedures and adheres to the technical standards and procedures of the ERS.
- 29.7 For certainty, and notwithstanding Sections 29.5 above, where a registered professional is required under this bylaw, in respect of a building permit for a building or structure that falls within the scope of Part 3 or Part 9 of the Building Code, the professional design and field review shall include the materials and documentation required by the applicable step of the BC Energy Step Code and BC Zero Carbon Step Code, and such other reports and materials as required by the Building Official.”

PASSED FIRST READING: 2023-SEP-25
PASSED SECOND READING: 2023-SEP-25
PASSED THIRD READING: 2023-SEP-25
ADOPTED: _____

MAYOR

CORPORATE OFFICER