

# THE CORPORATION OF THE DISTRICT OF HOPE

## BYLAW NO. 49/93

A bylaw to regulate the sale and exploding of firecrackers and prohibit the discharge of firearms.

WHEREAS Chapter 290 of the Municipal Act provides the authority to regulate the discharging of firearms and the sale and exploding of fireworks;

AND WHEREAS it is expedient to combine all regulations prohibiting the exploding and discharge of any device;

NOW THEREFORE the Council of the District of Hope, in open meeting assembled, enacts as follows:

1. In this bylaw, unless the context otherwise requires the following words shall have the meaning:
  - a) "Fireworks" - includes cannon firecrackers, fireballs, fire crackers, mines, Roman Candles, sky rockets, squibs, torpedoes and any other explosive designated as a firework, by regulation
  - b) "Firearms" - means any barrelled weapon from which any shot, bullet or other projectile can be discharged and that is capable of causing serious bodily injury or death to a person, and includes any frame or receiver of such a barrelled weapon and anything that can be adapted for use as a firearm, including bow and arrow, crossbow and slingshot.
2. The "Fireworks Act" RSBC 1979, Chapter 135 applies to the Municipality of the District of Hope, as shown on the plan attached hereto, and outlined in red and marked appendix "A".
3. A person shall not, in any year, possess, sell, give, fire or set off fireworks in the District of Hope, unless they have written permission of the Fire Commissioner or any of his local assistants.
4. The Fire Commissioner may designate fireworks that may not be sold to a minor without the written permission of this parent or guardian.
5. Fireworks may be sold to and discharged by a person or organization at a public display if the public display is held with the written permission of the Fire Commissioner or any of his local assistants having jurisdiction in the District of Hope.
6. A person shall not discharge any firearm within the Municipal boundaries of the District of Hope unless they are in possession of a special use permit to use and discharge a firearm, as herein provided:
  - A. For the purposes of predator or rodent control, pursuant to Part 7.
  - B. For the purposes of recreational shooting, pursuant to Part 7.

- C. For the purposes of operation of an animal impoundment facility, pursuant to Part 7.

7. **Terms and Conditions**

- A) A recreational group applying for an initial special use permit shall provide a plan clearly delineating the lands for which the permit is requested.
- B) Council shall, by resolution both define a permitted recreational shooting area and impose such terms and conditions as it deems proper for the control of shooting in such place, in addition to the Terms and Conditions contained in Part 7 of this bylaw.
- C) Any recreational shooting area shall at all times be under the control and management of an established recreational group approved by the Council.
- D) When applying for an initial special use permit and for subsequent renewals, the recreational group shall make a signed application which shall list:
  - i) the names, addresses and telephone numbers of its Officers, and
  - ii) the details of all gun and range control courses taken and passed by such Officers, and
  - iii) a letter of approval from the land owner, authorizing such use, and
  - iv) a complete description of the nature of and conduct of the recreational activities and including hours of operation proposed.
- E) Each applicant, including Officers of a recreational group, shall complete and submit to the Municipal Clerk, a signed application in writing, setting out the purpose for which the firearms is required, together with all additional information as shall be required by the Municipal Clerk.
- F) All special use applications may be referred to the local R.C.M.P., peace officer or police, at Council's discretion.
- G) No special use permit shall be issued for a term in excess of thirty (30) days except a special use permit issued for:
  - (1) the exclusive purposes of, and relative to operation of an approved animal impoundment facility: whose special use permits shall be issued to coincide with Terms imposed in the Operations Agreement, and
  - (2) the exclusive purposes of, and relative to the written mandate of an approved recreational group, whose special use permits shall be issued for a term Council deems proper for control.


- H) By resolution of Council, all special use permits shall be signed by the Municipal Clerk and countersigned by the Mayor.
8. The provisions of this bylaws do not apply to a police officer of peace officer as defined by the Criminal Code of Canada.
  9. A person who contravenes this bylaw by doing an act that it forbids, or omitting to do an act that it requires to be done, commits an offence and is liable on conviction to a penalty not exceeding Two Thousand Dollars (\$2,000.00) with each offence.
  10. Bylaw No. 223, Hope Village Firecracker Regulation Bylaw 1953 and all amendments thereto, and the Town of Hope Firearms Control Bylaw No. 604, 1980, and all amendments thereto, are hereby rescinded.
  11. This bylaw may be cited for all purposes as the District of Hope Firearms and Fireworks Bylaw No. 49/93".

READ A FIRST TIME THIS 23rd DAY OF August, 1993

READ A SECOND TIME THIS 23rd DAY OF August, 1993

READ A THIRD TIME THIS 23rd DAY OF August, 1993

RECONSIDERED, FINALLY PASSED AND ADOPTED BY THE COUNCIL OF THE DISTRICT OF HOPE ON THE 27th DAY OF September, 1993

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Municipal Clerk

"I hereby certify that this is a true and correct copy of the District of Hope Firearms and Fireworks Bylaw No. 49/93".

\_\_\_\_\_  
Municipal Clerk