

DISTRICT OF SEHELDT

Bylaw No. 445, 2005

A Bylaw to regulate the Sale and Discharge of Fireworks within the District of Sechelt

WHEREAS the Community Charter provides that Council may by bylaw, regulate, prohibit and impose requirements in relation to firecrackers, fireworks, and explosives;

AND WHEREAS the Council of the District of Sechelt deems it expedient and necessary to prohibit the sale, and use of fireworks and firecrackers in Sechelt except under special circumstances;

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

TITLE

This bylaw may be cited for all purposes as "District of Sechelt Fireworks Prohibition Bylaw No. 445, 2005".

DEFINITIONS

"Bylaw Enforcement Officer" means the person designated by the District of Sechelt to enforce bylaws within the municipality.

"Fire Chief" means the Chief of the Sechelt Fire Department.

"Firecracker" means a small firework with entwined fuses used solely as noise makers and not for pyrotechnic effect.

"Fireworks" includes cannon crackers, fireballs, firecrackers, mines, Roman candles, skyrockets, squibs, torpedoes and any other explosive designated as a fireworks by provincial legislative regulation.

PROVISIONS

1. Except in the case of Section 2, no person shall sell or cause to be sold, keep with the intent to sell or dispose of to any person, give, accept from another person, set off or allow the explosion of fireworks or firecrackers within the District of Sechelt.

2. Notwithstanding Section 1 above, a person or organization wishing to celebrate a public special event or festival may apply in writing to the local Fire Chief for permission to possess and discharge commercial fireworks at a public display.
3. Any person applying for permission, or acting on behalf of an organization that is applying for permission to possess and discharge commercial fireworks at a public display must show sufficient written confirmation of their knowledge and ability to safely possess and discharge fireworks in a sufficiently controlled environment as determined by the Fire Chief.

PENALTIES

4. Any person who violates any provision of this bylaw shall be deemed to have committed an offence against this bylaw and shall be liable for:
 - a. fines as described the "MTI Bylaw No. 199, 1994" and amendments thereto; and/or
 - b. fines upon summary conviction as provided by the *Offense Act* and regulations thereto

REPEAL

5. "District of Sechelt Fireworks Bylaw No. 385, 2001" is hereby repealed.

READ A FIRST TIME THIS	5 th	DAY OF	October,	2005
READ A SECOND TIME THIS	5 th	DAY OF	October,	2005
READ A THIRD TIME THIS	5 th	DAY OF	October,	2005
ADOPTED THIS	7 th	DAY OF	November,	2007

Mayor

Corporate Officer

I hereby certify this to be a true and accurate copy of "District of Sechelt Fireworks Prohibition Bylaw No. 445, 2005".

Corporate Officer