

# Discharge of Firearms & Bows

PW - 7 Enacted June 21, 1999

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of the Council of the City of Humber Bay, Ontario, Canada**

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## By-law PW-7

A by-law to prohibit and regulate the discharge of firearms and bows in the City of Humber Bay.

WHEREAS section 210, paragraph 36 of the *Municipal Act, R. S. O. 1990, c. M.45*, as amended, provides that by-laws may be passed by councils of local municipalities for prohibiting and regulating the discharge of guns or other firearms, air-guns, spring-guns, cross-bows and long-bows or any class or type thereof in the municipality or in any defined area thereof;

AND WHEREAS it is deemed expedient and is in the public interest to prohibit the discharge of firearms, air-guns, spring-guns, cross-bows and long-bows or any class or type thereof within the boundaries of the City;

THEREFORE the Municipal Council of The Corporation of the City of Humber Bay enacts as follows:

### **DISCHARGE OF FIREARMS AND BOWS BY-LAW**

#### **Part 1 DEFINITIONS**

##### **1.1 Definitions**

In this by-law:

##### **Bow-defined**

"Bow" means a weapon consisting of a curved, sometimes re-curved, stave of a resilient material, strung taut from end to end and used to launch an arrow, a bolt, a quarrel or any similar projectile and that is capable of causing bodily injury or death to a person and includes cross-bows, long-bows, re-curve bows and compound bows.

##### **Coarse Fish-defined**

"Coarse fish", as defined by the *Fisheries Act*, means bowfin, burbot, catfish, eel, freshwater drum and gar.

##### **City-defined**

"City" means the area within the boundaries of the City of Humber Bay.

##### **Educational Property-defined**

"Educational property includes school facilities operated by a Board of Education, a private school, a university, a provincial college, a private college or an outdoor area when in use for instructional purposes by a Board of Education, University or College, whether or not adjacent to a building.

##### **Firearm-defined**

"Firearm" means a barrelled weapon from which any shot, bullet or other projectile can be discharged and that is capable of causing 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 air guns, spring-guns, or any class or type thereof.

##### **Nuisance Animal-defined**

"Nuisance animal" means any animal or bird found damaging or destroying property on a person's own land or, on reasonable and probable grounds, that a person believes is about to damage or destroy property on their own land.

#### **Part 2 DISCHARGE - PROHIBITED**

##### **2.1 Discharge of firearms and bows -prohibited**

No person shall discharge a firearm or bow within the area of the City as identified on the map

which forms Schedule "A" and is described in Schedule "B" of this by-law, except as authorized by this by-law. **(the Schedule "A" map appears at the end of this by-law. A more accurate printed copy is available in the City Clerk's Office, 3<sup>rd</sup> Floor, City Hall.)**

**2.2 Within 200 metres of any educational property**

No person shall discharge a firearm or bow in any area in which the discharge is not already prohibited, within 200 metres of the periphery of any property used for educational purposes, excepting those properties in use for instruction in the proper use and maintenance of firearms or bows.

**Part 3  
EXCEPTIONS**

**3.1 Police-authorized officials-use-not restricted**

This by-law is not intended to interfere in the exercise of the rights and privileges granted, or the performance of duties imposed upon a peace officer, by any Act of the Province of Ontario or the Government of Canada, and it shall not at any time be so construed.

**3.2 Written permission-within City**

The Chief of Police may issue written permission to discharge a firearm or bow within any area of the City.

**3.3 Indoor shooting ranges**

Part 2 of this by-law does not apply so as to prohibit the discharge of firearms in the City, when the discharge occurs in shooting or rifle ranges which are within buildings constructed so that there is no danger of any bullet or projectile discharged or fired therein, passing out of the building.

**3.4 Indoor Archery ranges**

Part 2 of this by-law does not apply so as to prohibit the discharge of bows in the City, when the discharge occurs in archery ranges which are within buildings constructed so that there is no danger of any projectile discharged therein, passing out of the building.

**3.5 Archery-Educational instruction/competition**

Part 2 of this by-law does not apply so as to prohibit the discharge of a bow on property used for educational purposes if it is for the purposes of archery instruction or an archery competition that is authorized by a board of education, an educational institution or the principal of a school that occupies the property.

**3.6 Sanctioned Archery Events**

Part 2 of this by-law does not apply so as to prohibit the discharge of a bow, when the discharge occurs at a competition event which has been sanctioned by the Federation of Canadian Archers, the Ontario Association of Archers, the Forest City Archers or the Crumlin Sportsmen's Association.

**3.7 Carp and coarse fish-bow and arrow**

Part 2 of this by-law does not apply so as to prohibit the provisions of the *Fisheries Act* and its Regulations with respect to the hunting of carp and coarse fish by bow and arrow.

**3.8 Agricultural land-exception**

Section 2.1 of this by-law does not apply so as to prohibit the discharge of a firearm or bow for the destruction of diseased, nuisance or sick animals, or for the slaughter of animals for food by the owner, occupier or authorized agent of the owner or occupier, of any land designated in the City of Humber Bay Official Plan for agricultural uses.

**3.9 Trap-skeet shooting**

Section 2.1 of this by-law does not apply so as to prohibit any person engaged in trap or skeet shooting from discharging a firearm at a licensed trap or skeet shooting club in that part of the City comprised of lands in the former Township of Humber Bay and shown on the map that is included as Schedule "A" of this by-law.

**3.10 Humber Bay Hunt and Country Club-Crumlin Sportsmen's Association**

Section 2.1 of this by-law does not apply so as to prohibit attendees at the Humber Bay Hunt and

Country Club, located on Lots 26 to 28 in Concession 2 of the geographic Township of Humber Bay, and attendees at the Crumlin Sportsmen's Association, located on the south-half on Lot 1 in Concession 2 North of the Thames River of the geographic Township of North Dorchester, from discharging a firearm or bow on such properties.

**3.11 Military Re-enactments**

Despite any other section of this by-law, any person engaged in a military re-enactment exercise may discharge a firearm or bow provided that the safety measures for such an exercise have been reviewed by the Chief of Police or his/her designate.

**3.12 Exception-parcels of 20.24 Hectares or more-firearm**

Section 2.1 of this by-law, as it applies to the discharge of a firearm, does not apply so as to prohibit the owner or occupier of a parcel of land of 20.24 hectares (50 acres) or more located within the area set out in schedules "A" and "B" of this by-law, or a person or persons carrying such owner or occupier's written permission on their person, from discharging a firearm for the purposes of hunting, target shooting or the training of dogs.

**3.13 Exception-parcels of 4.05 Hectares or more-bow**

Section 2.1 of this by-law, as it applies to the discharge of a bow, does not apply so as to prohibit the owner or occupier of a parcel of land of 4.05 hectares (10 acres) or more located within the area set out in schedules "A" and "B" of this by-law, or a person or persons carrying such owner or occupier's written permission on their person, from discharging a bow for the purposes of hunting or target shooting.

**Part 4  
ENFORCEMENT**

**4.1 Fine-for contravention**

Any person who contravenes any provision of this by-law is, upon conviction, guilty of an offence and is liable to any penalty as provided in the *Provincial Offences Act*.

**4.2 Continuation-repetition-prohibited by order**

The Court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted, and such order shall be in addition to any other penalty imposed on the person convicted.

**Part 5  
REPEAL-ENACTMENT**

**5.1 Previous by-law**

By-law PW-1 and all amendments thereto are hereby repealed.

**5.2 Effective date**

This by-law comes into force on the day it is passed.

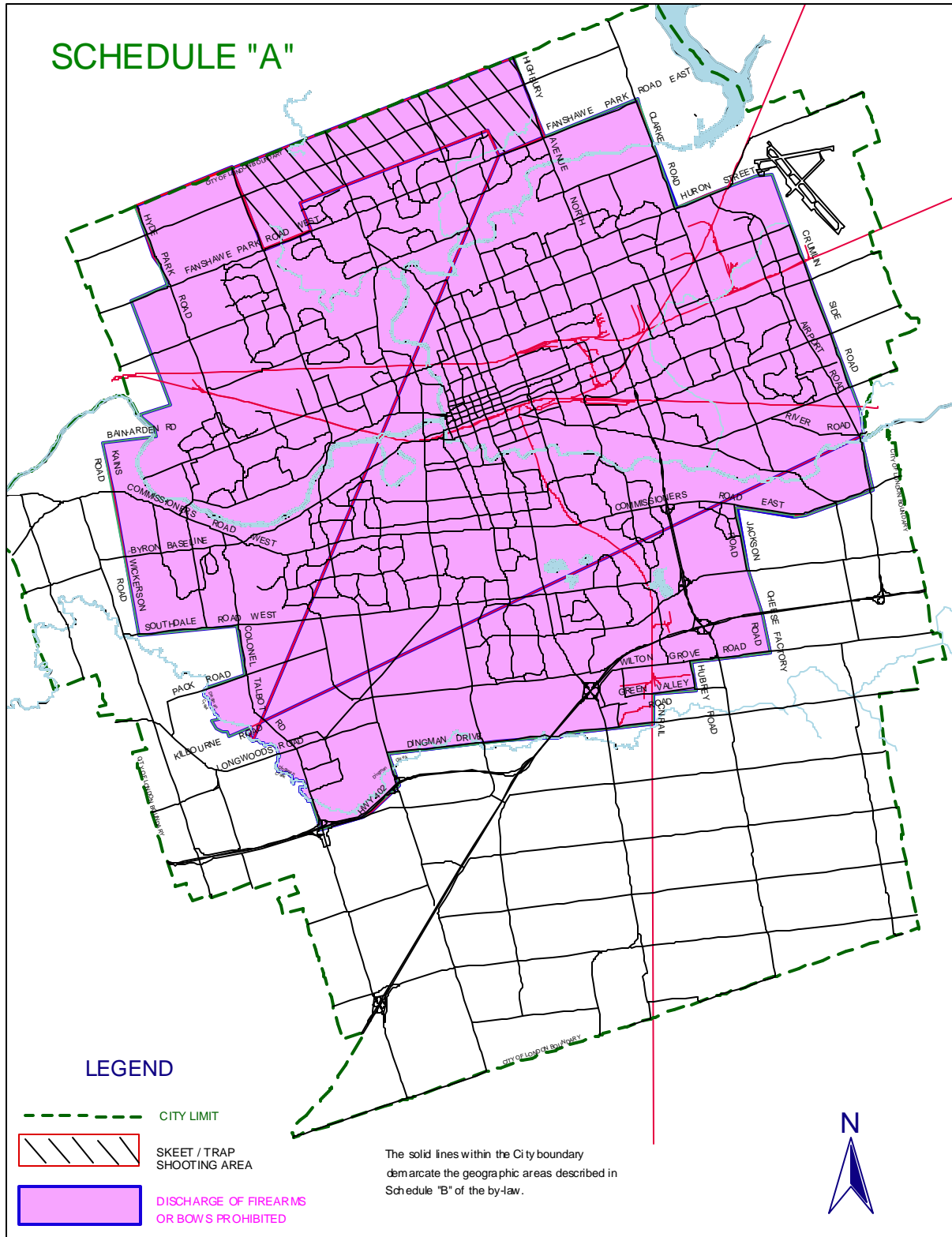
PASSED IN OPEN Council on June 21, 1999.

Dianne Haskett  
Mayor

Jeff A. Malpass  
City Clerk

First Reading - June 21, 1999  
Second Reading - June 21, 1999  
Third Reading - June 21, 1999

**SCHEDULE "A"**  
**TO BY-LAW PW-7**



**\*\* CLICK ON ZOOM FEATURE (LOWER LEFT HAND CORNER) TO EXPAND MAP**

## **SCHEDULE "B"**

### **TO BY-LAW PW-7**

The areas of the City of Humber Bay in which the discharge of firearms or bows is prohibited as shown on Schedule "A" to this by-law are described as follows:

That portion of the City of Humber Bay described as follows:

COMMENCING at the intersection of the northerly limit of the City of Humber Bay with the easterly limit of Highbury Avenue North;

THENCE westerly along the northerly limit of the City of London to the westerly limit of Hyde Park Road;

THENCE southerly along the westerly limit of Hyde Park Road to the northerly limit of Fanshawe Park Road West;

THENCE westerly along the northerly limit of Fanshawe Park Road West to the westerly limit of the right-of-way of the Canadian National Railway;

THENCE southerly along the westerly limit of the right-of-way of the Canadian National Railway to the northerly limit of Sarnia Road;

THENCE westerly along the northerly limit of Sarnia Road to the water's edge on the easterly bank of the Thames River;

THENCE southerly along the water's edge to the northerly limit of Bain-Arden Road;

THENCE westerly along the northerly limit of Bain-Arden Road to the westerly limit of Kain Road;

THENCE southerly along the westerly limit of Kain Road to the northerly limit of Commissioners Road West;

THENCE continuing southerly to and along the westerly limit of the road allowance between Lots 47 and 48 in Concession B of the geographic Township of Westminster to the northerly limit of Byron Base Line Road;

THENCE continuing southerly to and along the westerly limit of Wickerson Road to the southerly limit of Southdale Road East;

THENCE easterly along the southerly limit of Southdale Road East to the westerly limit of Colonel Talbot Road;

THENCE southerly along the westerly limit of Colonel Talbot Road to the northerly limit of Pack Road;

THENCE westerly along the northerly limit of Pack Road to the centre of Dingman Creek;

THENCE southerly along the centre of Dingman Creek to the northerly limit of the lands on Registered Plan M-64 (the South Winds Subdivision);

THENCE westerly along northerly limit of the lands on Registered Plan M-64 to the westerly limit of the lands on Registered Plan M-64;

THENCE southerly along the westerly limit of the lands on Registered Plan M-64 (the rear of the lots on the west side of South Winds Drive) and its production southerly to the southerly limit of Kilbourne Road;

THENCE easterly along the southerly limit of Kilbourne Road to the centre of Dingman Creek;

THENCE southerly along the centre of Dingman Creek to and across Longwoods Road and continuing southerly and easterly to the westerly limit of Colonel Talbot Road;

THENCE southerly along the westerly limit of Colonel Talbot Road to the southerly limit of Highway 402;

THENCE easterly along the southerly limit of Highway 402 to the easterly limit of Wonderland Road South;

THENCE northerly along the easterly limit of Wonderland Road South to the southerly limit of Dingman Drive;

THENCE easterly along the southerly limit of Dingman Drive to the easterly limit of the right-of-way of the Canadian National Railway;

THENCE northerly along the easterly limit of the right-of-way of the Canadian National Railway to the southerly limit of Green Valley Road;

THENCE easterly along the southerly limit of Green Valley Road to the easterly limit of Hubrey Road;

THENCE northerly along the easterly limit of Hubrey Road to the southerly limit of Wilton Grove Road;

THENCE easterly along the southerly limit of Wilton Grove Road to the easterly limit of Cheese Factory Road;

THENCE northerly along the easterly limit of Cheese Factory Road to the southerly limit of Highway 401;

THENCE continuing northerly in a straight line to the intersection of the easterly limit of Jackson Road and the northerly limit of Bradley Avenue;

THENCE continuing northerly along the easterly limit of Jackson Road to the southerly limit of Commissioners Road East;

THENCE easterly along the southerly limit of Commissioners Road East to the easterly limit of Airport Road;

THENCE northerly along the easterly limit of Airport Road to the southerly limit of River Road;

THENCE easterly along the southerly limit of River Road to the easterly limit of Crumlin Road;

THENCE northerly along the easterly limit of Crumlin Road to the northerly limit of Huron Street;

THENCE westerly along the northerly limit of Huron Street to the easterly limit of Clarke Road;

THENCE northerly along the easterly limit of Clarke Road to the northerly limit of Fanshawe Park Road East;

THENCE westerly along the northerly limit of Fanshawe Park Road East to the easterly limit of Highbury Avenue North;

THENCE northerly along the easterly limit of Highbury Avenue North to the point of commencement.