

BY-LAW NUMBER 31 OF 1996
OF THE CITY OF SARNIA

"A By-Law to Regulate the Use of Firearms and
Archery Equipment for the Purpose of Public Safety"

READINGS:

FIRST: March 25, 1996

SECOND: March 25, 1996

THIRD: March 25, 1996

THE CORPORATION OF THE CITY
OF SARNIA (DMG:df)
Legal Services
City Hall
Sarnia, Ontario
N7T 7N2

"A By-Law to Regulate the Use of Firearms and Archery Equipment for the Purpose of Public Safety"

WHEREAS Section 210(36) of the Municipal Act, R.S.O. 1990, c. M.45 permits a municipal council to prohibit or regulate, for the purpose of public safety, the use of firearms and archery equipment in the municipality or in any defined areas thereof;

AND WHEREAS it is deemed expedient and appropriate in the interest of public safety to regulate the use of such weapons and to confine their use to certain defined areas of the municipality;

NOW THEREFORE the Municipal Council of The Corporation of the City of Sarnia enacts as follows:

1. In this By-Law;
 - a) "Archery Equipment" includes cross bows, long bows or any class or type thereof;
 - b) "Firearm" means air guns, spring guns, hand guns, rifles, shot guns and any other barrellled weapon from which a shot, bullet or other projectile can be discharged and that is capable of causing bodily injury or death to a person or animal, and includes anything that can be adapted for use as a firearm, and any prohibited or restricted weapon as so defined from time to time in the Criminal Code, R.S.C. 1985, Chap. C-46; and
 - c) "Weapon" means any firearm or archery equipment as herein defined.

2. No person shall use or discharge a weapon within that portion of the City of Sarnia shown within the heavy lines on the plan attached hereto as Schedule "A" and described in Schedule "B".

3. Paragraph 2 herein does not apply to the following:

- a) The discharge of a weapon within an approved, supervised target range;
- b) The discharge of a weapon for the purpose of signalling or notifying of distress or an emergency;
- c) The discharge of a weapon in the presence of or under the direction of, a qualified Veterinarian, for the purpose of:
 - i) the humane destruction of a seriously injured animal; or
 - ii) for tranquilizing an animal; if undertaken by an Animal Control Officer, Medical Officer of Health, Veterinarian, or an authorized representative thereof; or
- d) The discharge of a weapon by a person who is the holder of a valid Trapper's Licence issued by the Ministry of Natural Resources, for the purpose of the humane destruction of an injured animal;
- e) A discharge of weapons intended to be in conjunction with, or as part of, a special event, if approved by Council resolution. In authorizing such a discharge, Council may impose any terms and conditions it deems necessary and appropriate in the interest of public safety.
- f) The discharge of a paintball from an airgun within an indoor facility supervised, designed and used for the game of paintball.

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4. This By-Law does not apply to any member of the Sarnia Police Force, the Ontario Provincial Police or the Royal Canadian Mounted Police or Ministry of Natural Resources Conservation Officers in the proper execution of their duties pursuant either to the applicable statute or to common law, and does not apply to any Police Firing Range.

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5. Paragraph 2 herein does not apply to a parcel of land containing 40 acres or more where:

(a) the discharge of the weapon is by the owner, or invitee of the owner, of said lands so long as the owner is a licensed hunter participating in a legal hunt and is not accompanied by more than three other people; or

(b) the discharge is permitted by, and is in compliance with any conditions imposed by, a valid exemption from the Clerk for the Corporation of the City of Sarnia;

provided said discharge is otherwise legally authorized.

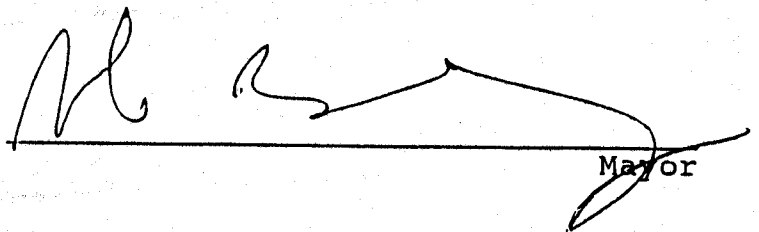
6. Any person found to be in contravention of any of the provisions of this By-Law is guilty of an offence and subject to the provisions of the Provincial Offences Act.

7. This By-Law repeals By-Laws Numbers 3898, 5687, 5822, 7583, and 8457 of the former City of Sarnia, and By-Law Number 89 of 1988 of the former Town of Clearwater.

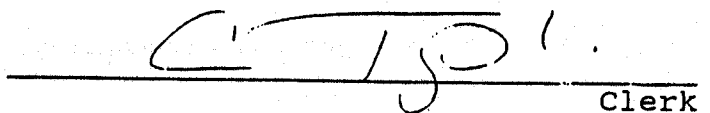
8. The short title of this By-Law is the "Weapons By-Law".

9. This By-Law comes into force and effect upon being finally passed.

FINALLY PASSED this 25th day of March, 1996.



Mayor



Clerk

SCHEDULE "B"

COMMENCING at a point on the banks of the St. Clair River where County Road #33 and Sun Avenue, if projected northwesterly, would intersect the St. Clair River;

THENCE easterly along County Road #33 to Vidal Street;

THENCE north to the intersection of Vidal Street and Churchill Line (Highway 40);

THENCE in an easterly direction following Highway 40, easterly and northerly as it becomes Modeland Road;

THENCE northerly along Modeland Road to its intersection with Confederation Line (County Road #25);

THENCE easterly along Confederation Line to Brigden Road;

THENCE northerly along Brigden Road to Michigan Line;

THENCE easterly along Michigan Line to its intersection with Mandaumin Road (County Road #26);

THENCE northerly along Mandaumin Road and the projection northerly thereof to its intersection with the shores of Lake Huron;

THENCE westerly and southerly along the water's edge as it may be from time to time, to the place of beginning.

EXCEPTING thereout the lands within that area which comprise the Village of Point Edward.