

THE CORPORATION OF THE VILLAGE OF PORT STANLEY

BY-LAW NO. 1538

To regulate the display and the discharge of fireworks in the Village of Port Stanley

WHEREAS pursuant to the Municipal Act, Section 379 (1) Councils of Municipalities are authorized to pass by-laws for the following:

- (a) for regulating the sale of fireworks and for prohibiting the sale of fireworks on any day or days during the year;
- (b) for prohibiting or regulating the setting off of fireworks in the municipality or in any defined area or areas thereof and for requiring a permit for the holding of fireworks displays and prescribing the conditions under which fireworks displays may be held under such permit:
- (c) for making such other regulations for preventing fires and the spread of fires as the Council may deem necessary.

THE COUNCIL of the Village of Port Stanley enacts as follows:

1. In this by-law fireworks shall include squibs, fireballs, firecrackers, or bangers.
2. No person shall within the Village of Port Stanley sell or give to any person under the age of 16 years any type of fireworks.
3. No person under the age of 16 years shall set off any type of fireworks in the Village of Port Stanley
4. No person shall within the Village of Port Stanley sell any type of fireworks except upon the three business days prior to the days upon which the twenty-fourth day of May and the first day of July are celebrated as holidays.
5. No person shall within the Village of Port Stanley discharge any type of fireworks on any day other than the days upon which the twenty-fourth day of May and the first day of July are celebrated as holidays.
6. Notwithstanding any other provisions of this by-law no person shall within the Village of Port Stanley display, offer for sale, or sell fire-crackers or bangers.
7. Notwithstanding any other provisions of this by-law no person shall let off or discharge within the Village of Port Stanley fire-crackers or bangers.
8. No person shall within the Village of Port Stanley display in any store window any type of fireworks.
9. Notwithstanding the provisions of this by-law, any group or association having a continuity of existence and organization shall be entitled to obtain a permit from the Chief of The Port Stanley Fire Department for the holding of a fireworks display, subject to compliance with the following:
 - (a) Applications for such permits shall be in writing addressed to the Chief of the Fire Department of the Village of Port Stanley and shall set out the name and address of the applicant and full particulars of its qualifications for permit;

(b) The applicant shall state the day for which the permit is desired and the location where such display is to be given;

(c) The location referred to in the preceding paragraph must be such that there can be no danger to adjacent properties or highways or persons using the same;

(d) The name, qualification and experience of the person to discharge the display shall be given.

10. Notwithstanding the provisions of this by-law, The Corporation of the Village of Port Stanley may hold special displays of fireworks to celebrate national or civic holidays or national celebrations.

11. By-law No. 1249 and any other by-law contrary to this by-law is hereby repealed.

12. Any person convicted of a breach of any of the provisions of this by-law shall forfeit and pay at the discretion of the convicting Judge a penalty or sum, not exceeding (exclusive of costs) the sum of \$300.00 for each offence, and the provisions of The Summary Convictions Act, as provided by The Municipal Act, shall apply thereto.

13. This by-law shall come into force and take effect as of the day of the final passing thereof.

READ a first, second and third time and finally passed this 9th day of June , 1969.


REEVE


CLERK