

CORPORATION OF THE TOWN OF LAKESHORE

BY-LAW NUMBER 63-2007

**A COMPREHENSIVE BYLAW PROHIBITING THE
DISCHARGE OF FIREARMS IN RESTRICTED AREAS
WITHIN THE TOWN OF LAKESHORE**

WHEREAS the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that local municipalities may prohibit or regulate the discharge of any weapon;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF LAKESHORE HEREBY ENACTS AS FOLLOWS:

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INTERPRETATION

1. In this by-law:

“Animal Control Officer” means a person designated as such by Council;

“By-law Enforcement Officer” means a person designated as such by Council;

“Corporation” means the Corporation of the Town of Lakeshore;

“Council” means the Council of the Corporation;

“Farmer” means a person whose chief occupation is farming and,

- (a) who is living upon and tilling his or her own land, or land to the possession of which he or she is for the time being entitled, or
- (b) who is a settler engaged in clearing land for the purpose of bringing it to a state of cultivation; (“exploitant agricole”)

“Firearm” means a barrelled weapon, bow or crossbow 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 a barrelled weapon and anything that can be adapted for use as a firearm;

“Highway” includes a common public highway, street, avenue, parkway, driveway, square, place bridge, viaduct or trestle designed and intended for, or used by the general public for the passage of vehicles;

“Minor” means a person who is, or in the absence of evidence to the contrary, appears to be, under 18 years of age;

“Owner” includes a person who keeps or possesses a firearm and where the owner is a minor the person responsible for the custody of the minor;

“Person” includes any partnership or any association;

“Police Officer” means a member of the Ontario Provincial Police Service;

“Premises” includes the entire lot on which a building is situated;

“Public Property” means any property owned by the Corporation, including but not limited to, Parks, Walkways and Trails;

“Set Fine” means the fine for By-law infractions pursuant to the *Provincial Offences Act* Part I as set by the Regional Senior Justice of the Ontario Court of Justice;

“Vehicle” includes a motor vehicle, trailer, tractor engine, farm tractor, road building machine, and any vehicle drawn, propelled or driven by any kind of power, including muscle power, but not including railway cars running only upon rails.

PROHIBITIONS

2. Subject to sections 3, 4 and 5 below, no person shall discharge a Firearm in those areas of the Town of Lakeshore set out in Schedule “A” of this by-law.

EXEMPTIONS

3. The provisions of this by-law shall not apply to Police Officers or the Corporation's Animal Control Officers while in the discharge of their duties;
4. The provisions of this by-law shall not apply to a Farmer acting for the protection of his or her crops or livestock provided that in so doing the Farmer does not endanger human life.
5. The provisions of this by-law shall not apply to persons issued a permit by the Clerk of the Corporation to discharge a Firearm for the purpose of hunting geese during the geese hunting season, established by Canadian Wildlife Services, in order to reduce the geese population to manageable numbers in the over populated areas identified in Schedule “B”.
6. A permit issued pursuant to section 5, above, may be revoked at any time by the Clerk of the Corporation provided the Clerk is satisfied that it is necessary in the interest of public safety to do so.

SCHEDULE (S)

7. Schedule “A” attached hereto forms part of this by-law.
8. Schedule “B” attached hereto forms part of this by-law.

ENFORCEMENT

9. Police Officers of the Ontario Provincial Police Service and By-law Enforcement Officers of the Corporation shall have the duty of enforcing the provisions of this by-law.

PENALTY

10. (1) Every person who contravenes any provisions of this by-law is guilty of an offence and upon conviction is liable to a penalty as provided in the *Provincial Offences Act* exclusive of costs.
- (2) The defendant may, within twenty (20) days of the service of the By-law Infraction Notice, pay the Set Fine or give notice of intention to appear in Court for the purpose of entering a plea.
- (3) Failure by the defendant to pay the set fine or give notice of intention to appear in Court for the purpose of entering a plea within twenty (20) days of the service of the By-law Infraction Notice shall render the defendant liable to prosecution pursuant to the *Provincial Offences Act*.

SEVERABILITY

11. Should any section, clause or provision of this by-law be declared to be invalid by a court of competent jurisdiction the same shall be deemed to be severable and shall not affect the validity of the remainder of this by-law.

REPEALS

12. That By-laws 94-2003, 10-2004 and 80-2004 of the Town of Lakeshore that deal with the same subject matter are hereby repealed.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 14 DAY OF AUGUST, 2007.



TOM BAIN, MAYOR




MARY MASSE, CLERK

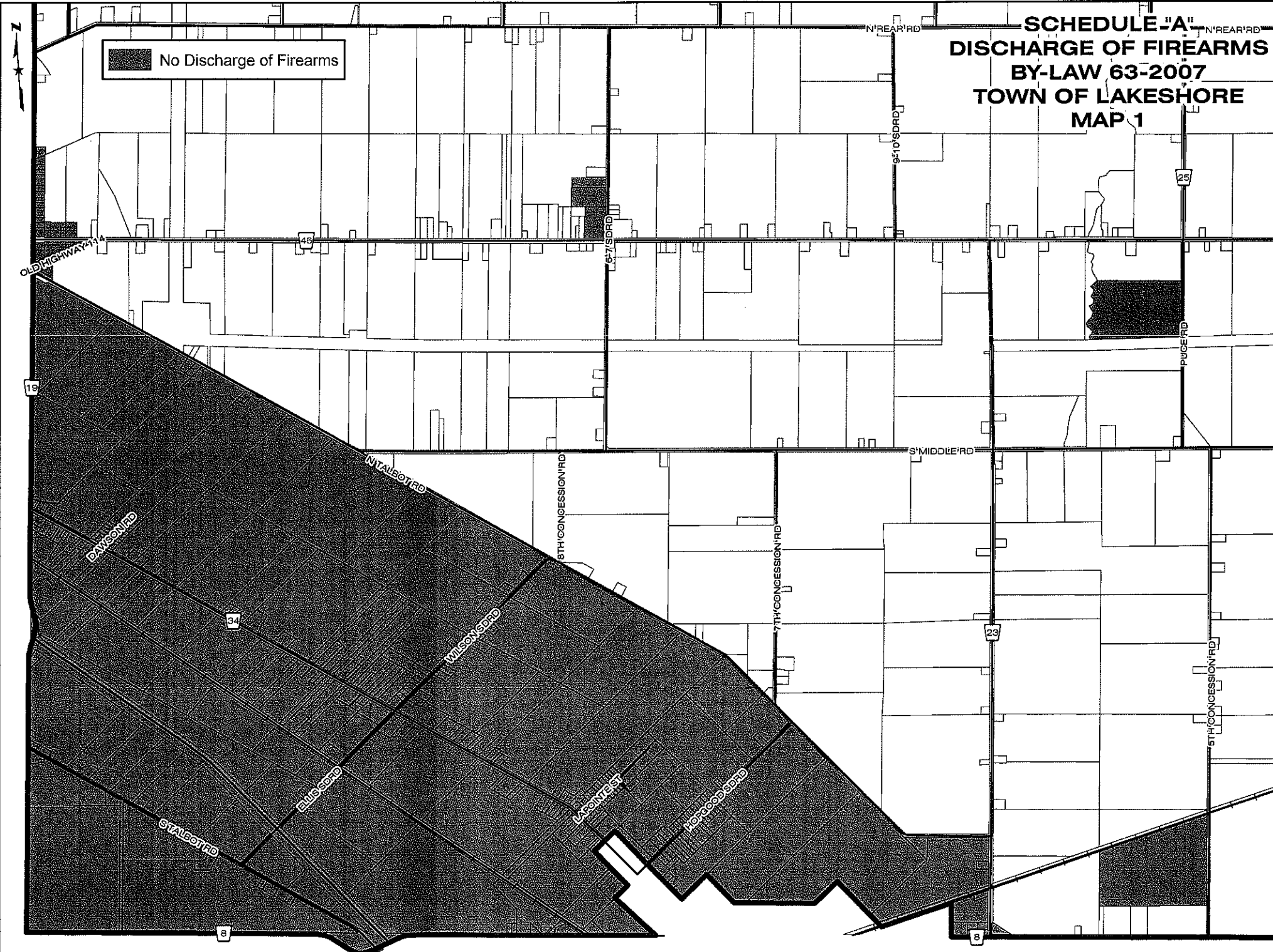
**SCHEDULE "A"
DISCHARGE OF FIREARMS
BY-LAW 63-2007
TOWN OF LAKESHORE**

 No Discharge of Firearms

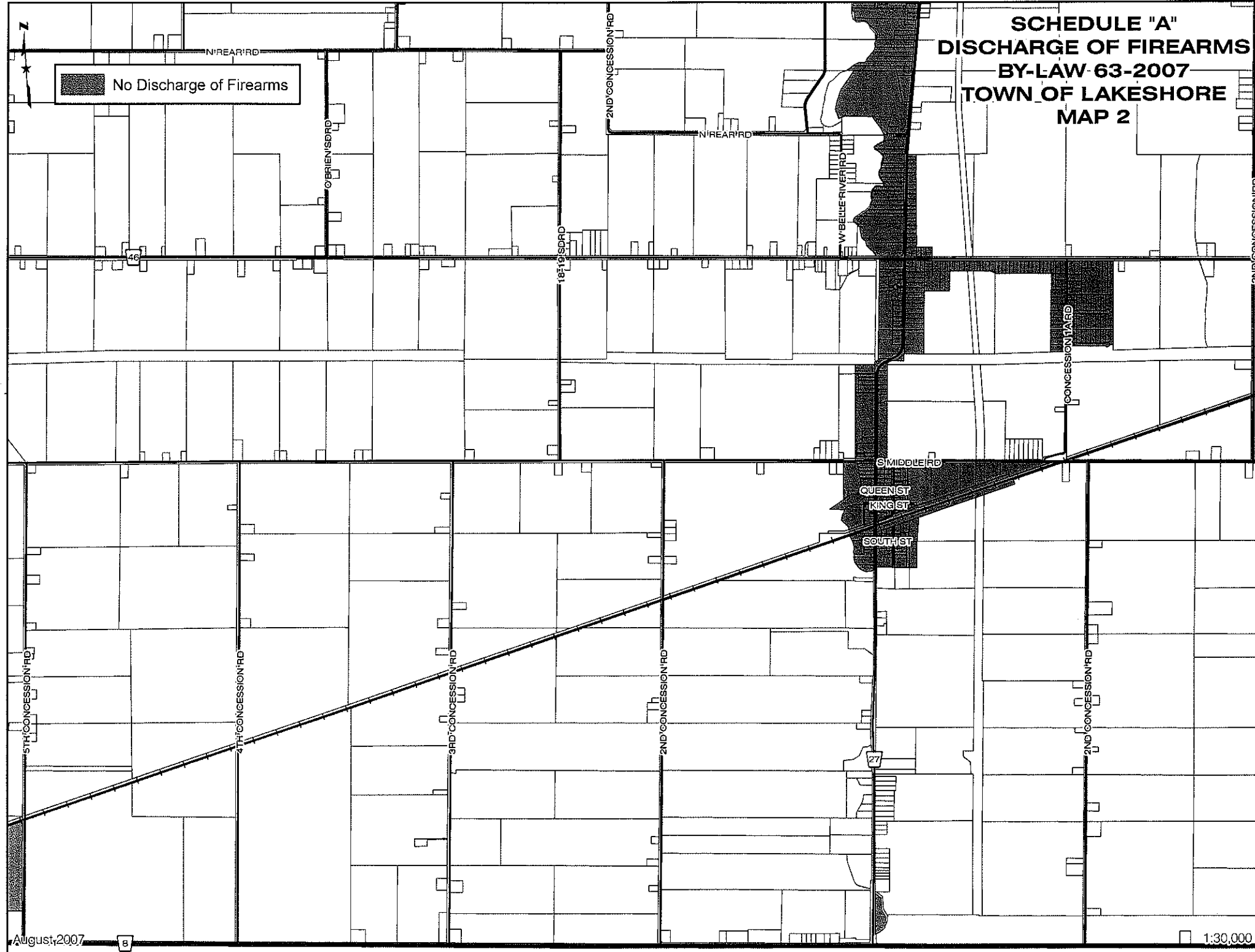


SCHEDULE "A"
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BY-LAW 63-2007
TOWN OF LAKESHORE
MAP 1


 No Discharge of Firearms

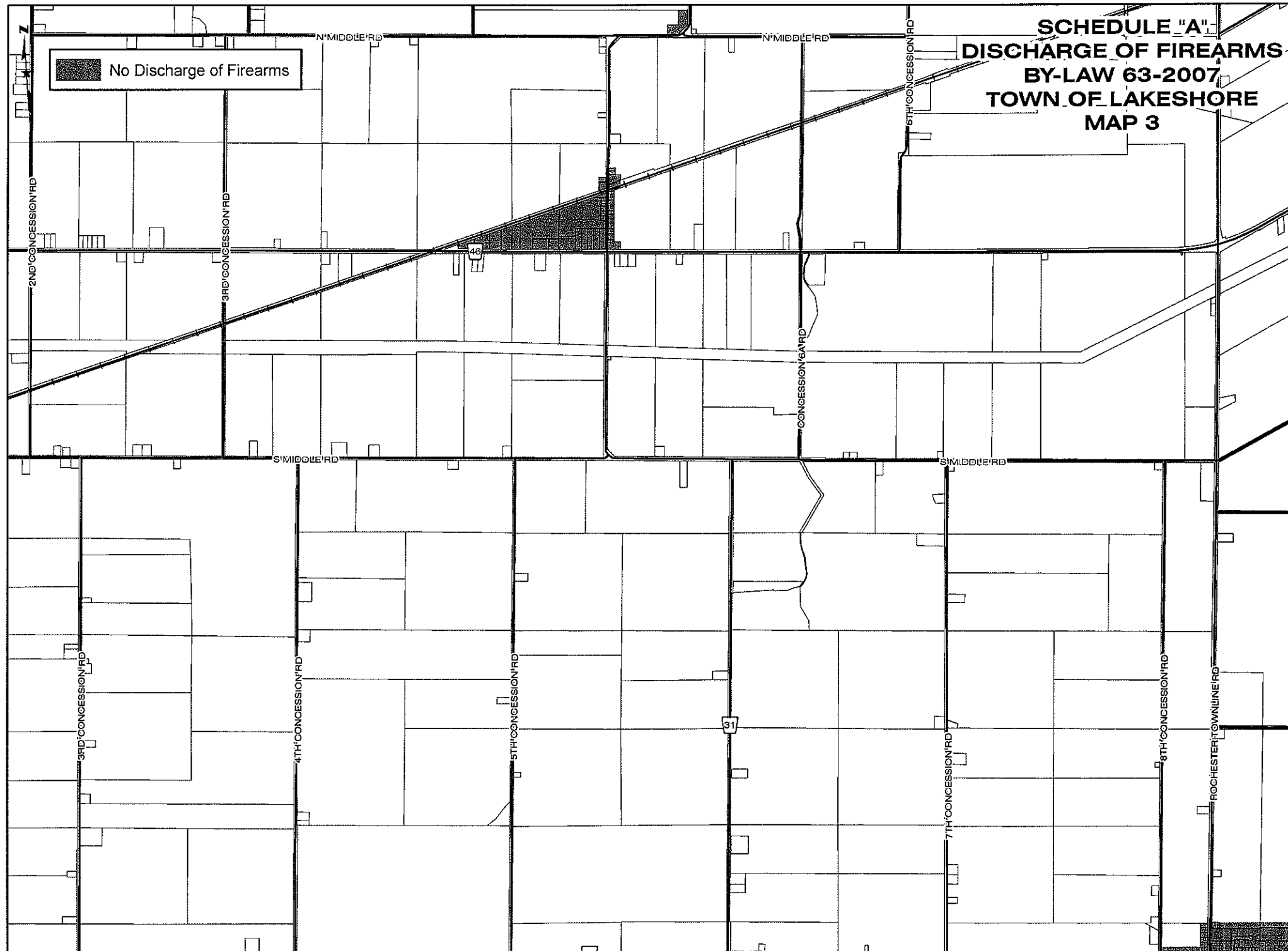


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TOWN OF LAKESHORE
MAP 2**



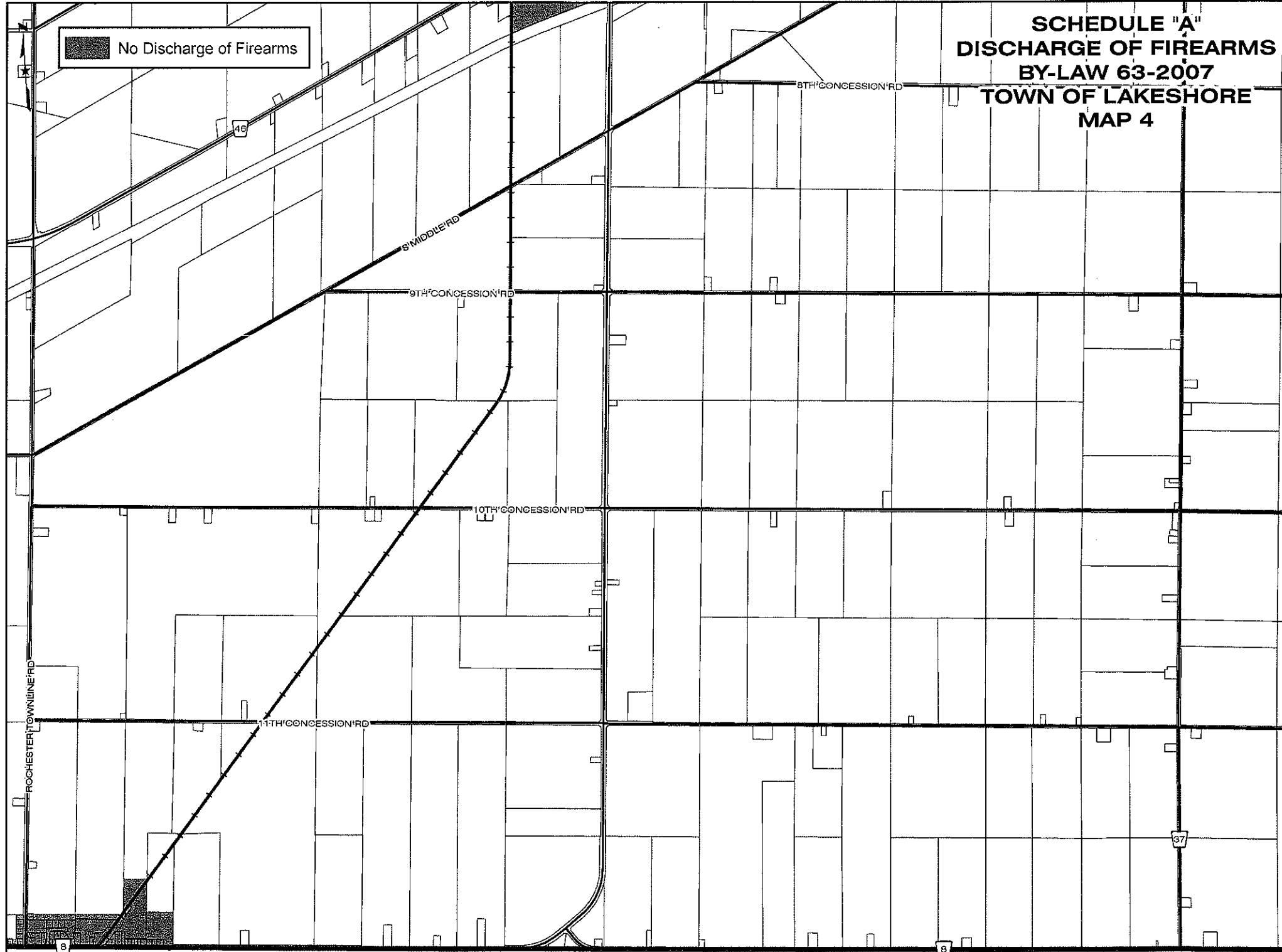
SCHEDULE "A"
DISCHARGE OF FIREARMS
BY-LAW 63-2007
TOWN OF LAKESHORE
MAP 3

 No Discharge of Firearms




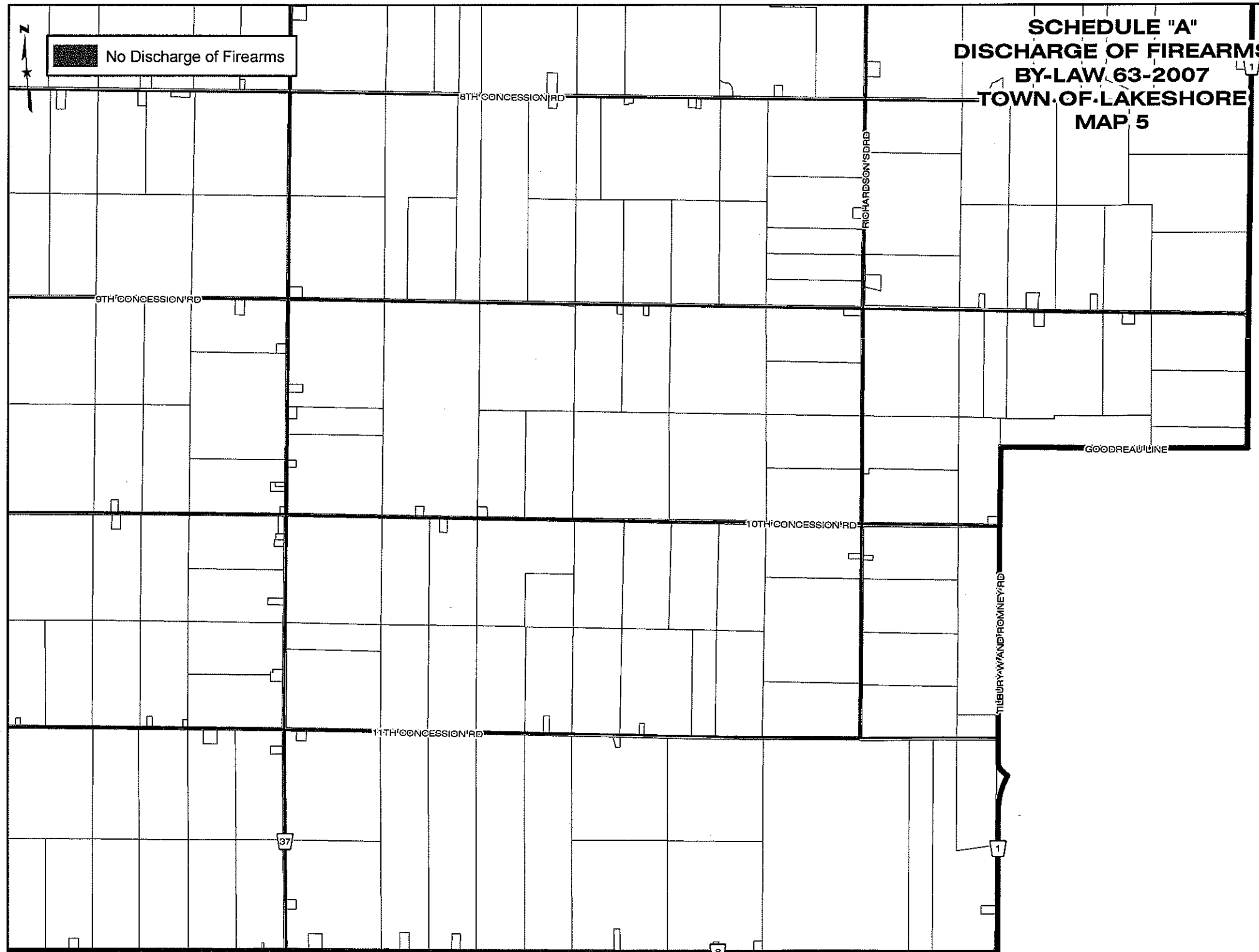
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TOWN OF LAKESHORE
MAP 4**

 No Discharge of Firearms



**SCHEDULE "A"
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BY-LAW 63-2007
TOWN OF LAKESHORE
MAP 5**

 No Discharge of Firearms

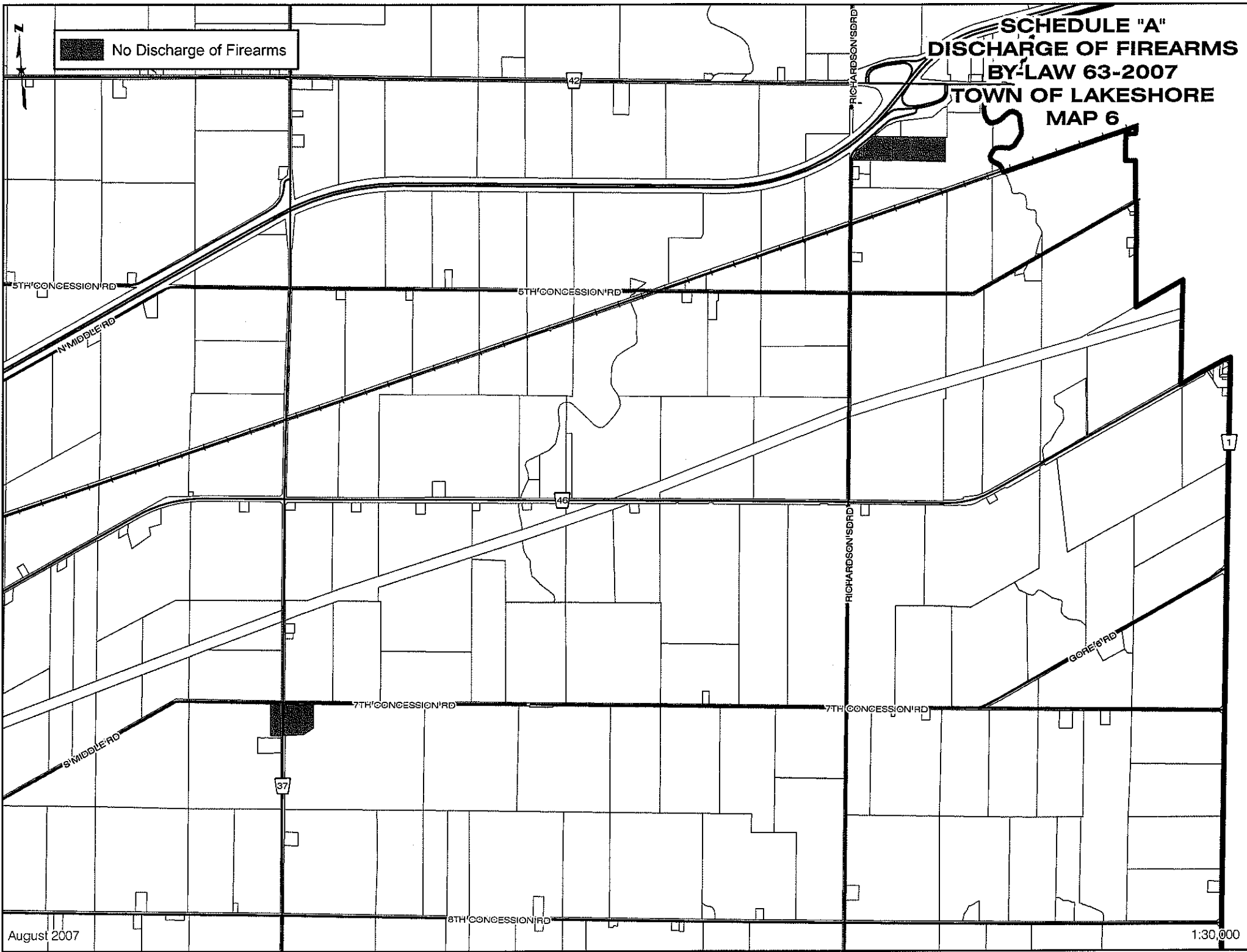


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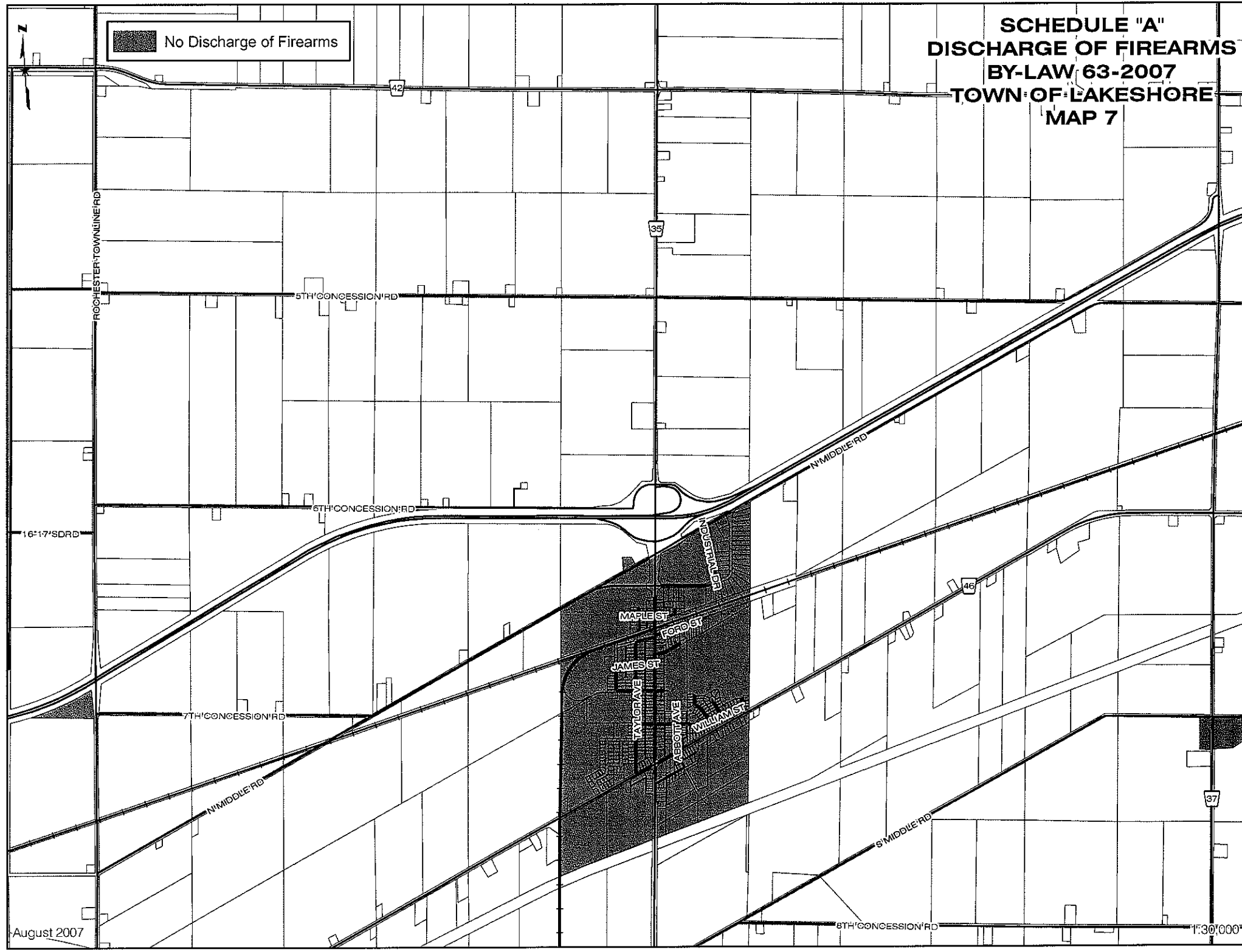
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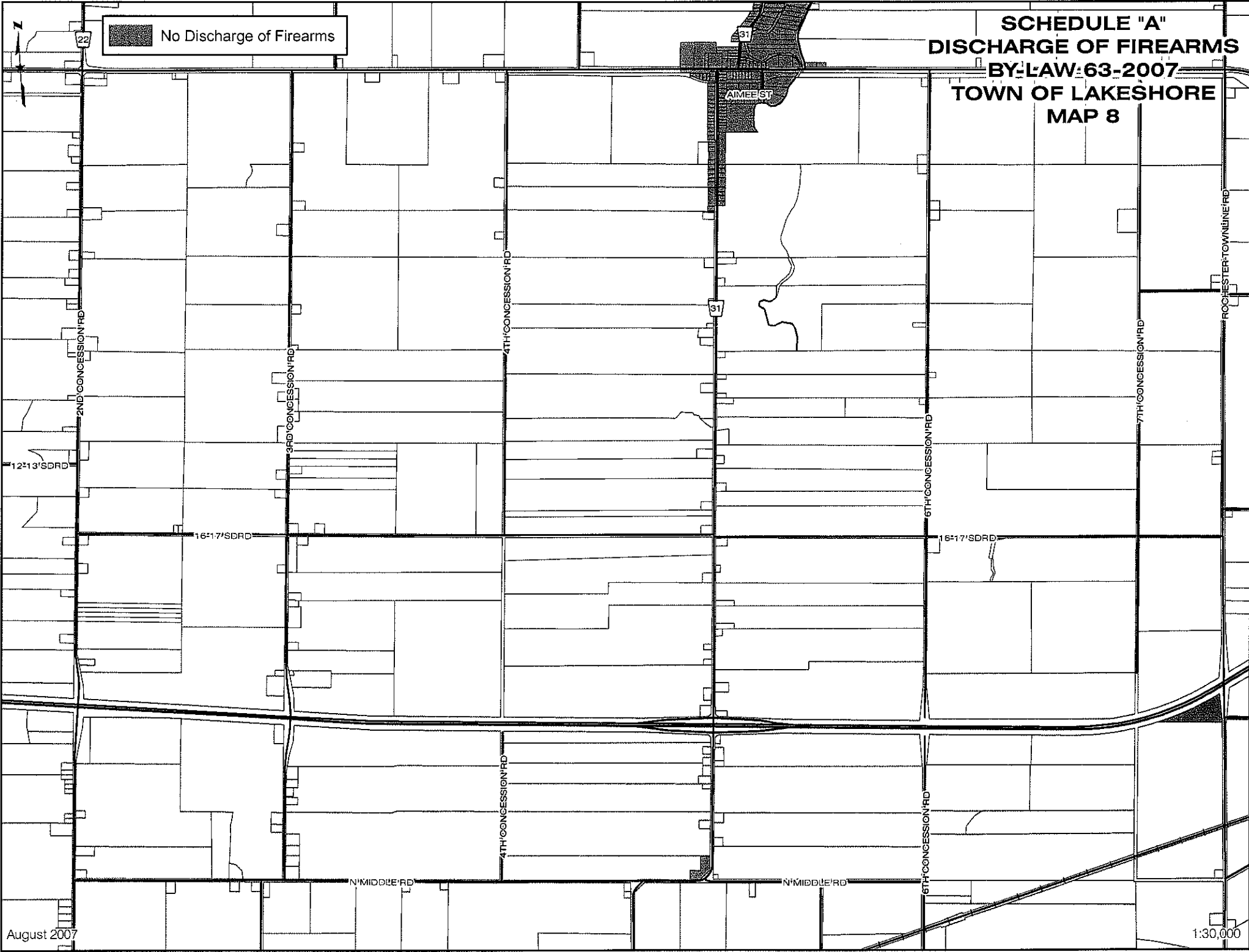
**SCHEDULE "A"
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TOWN OF LAKESHORE
MAP 7**



■ No Discharge of Firearms

August 2007

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**SCHEDULE "A"
DISCHARGE OF FIREARMS
BY-LAW 63-2007
TOWN OF LAKESHORE
MAP 9**

 No Discharge of Firearms

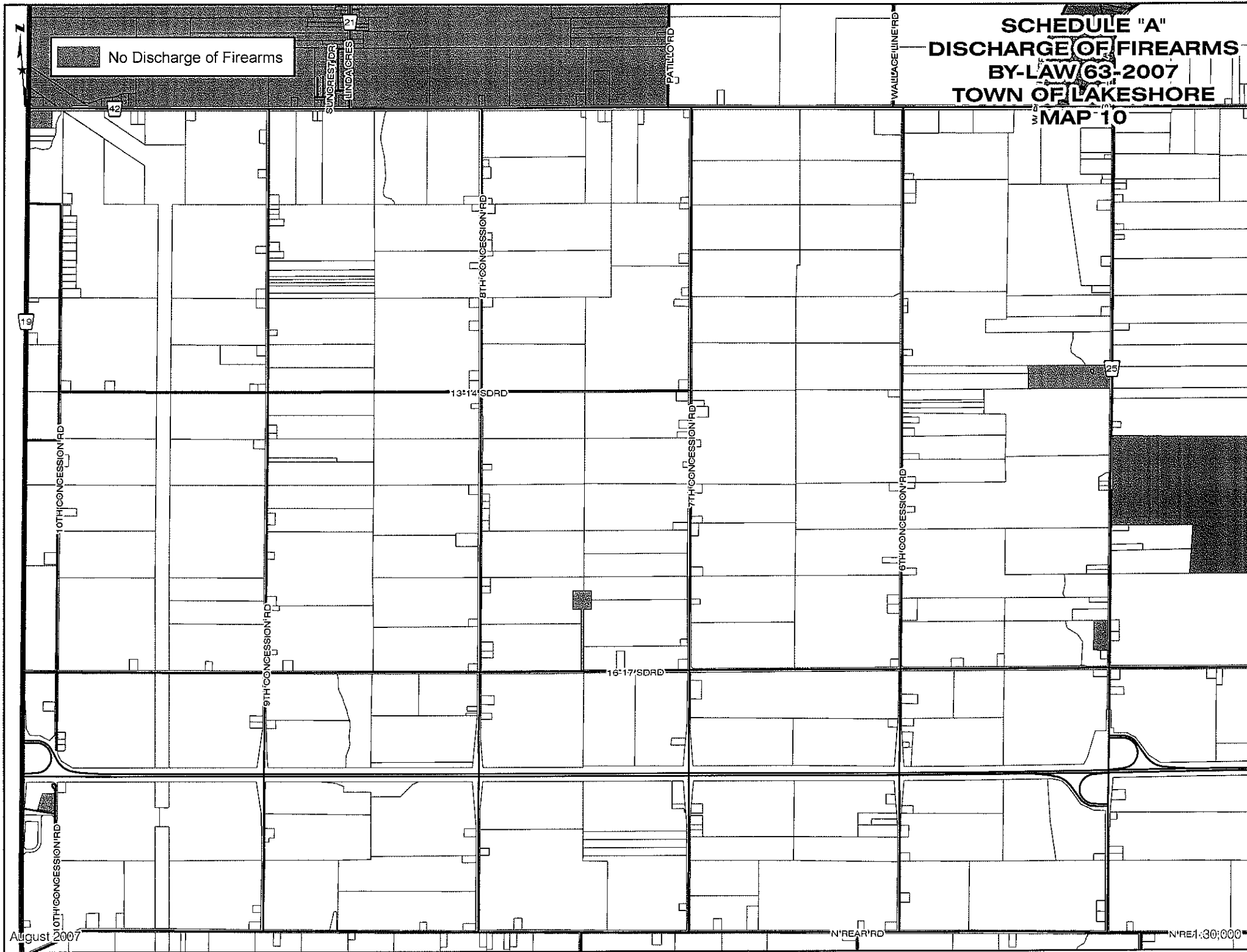


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No Discharge of Firearms

SCHEDULE "A"
DISCHARGE OF FIREARMS
BY-LAW 63-2007
TOWN OF LAKESHORE
MAP 10



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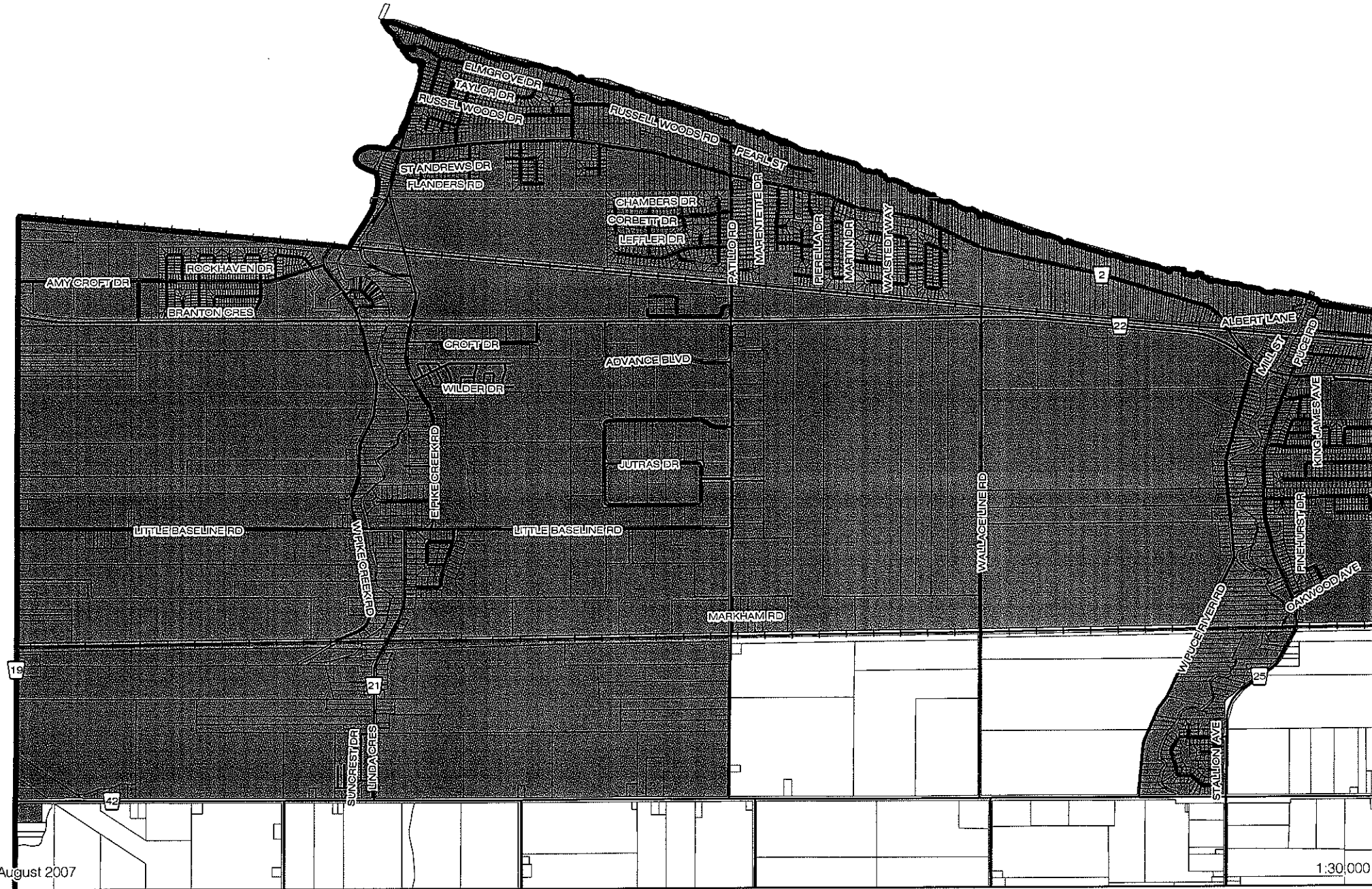
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**SCHEDULE "A"
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BY-LAW 63-2007
TOWN OF LAKESHORE
MAP 11**




 No Discharge of Firearms

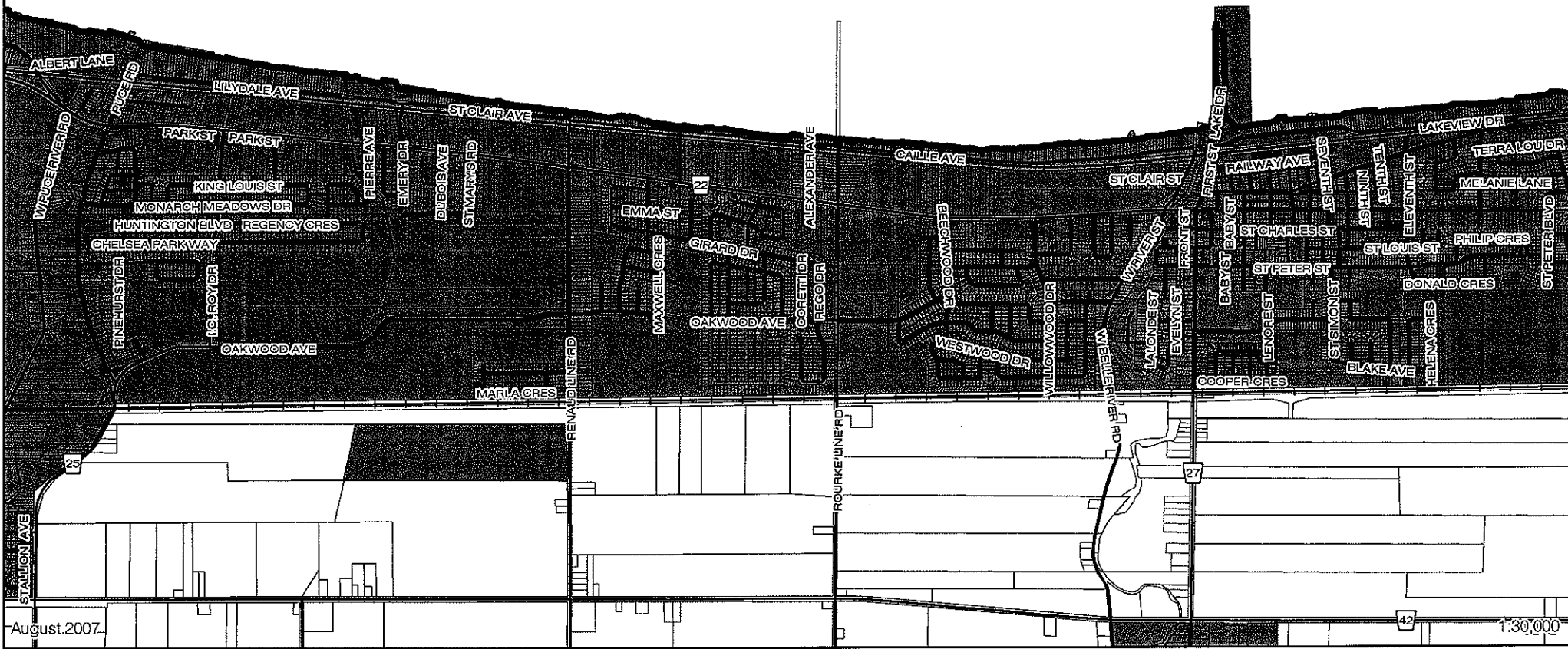


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**SCHEDULE "A"
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TOWN OF LAKESHORE
MAP 12**


 No Discharge of Firearms

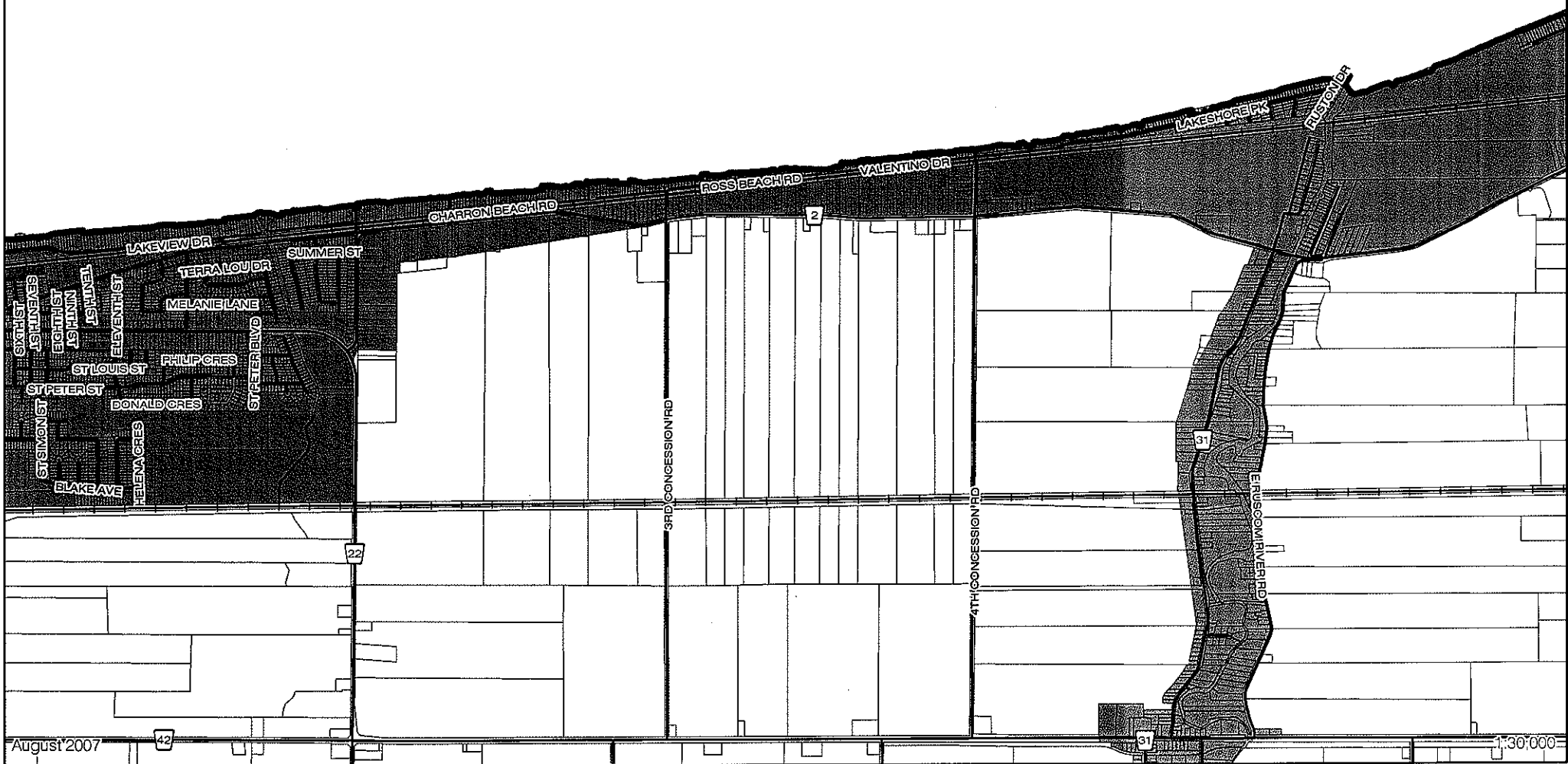


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**SCHEDULE "A"
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TOWN OF LAKESHORE
MAP 13**


 No Discharge of Firearms

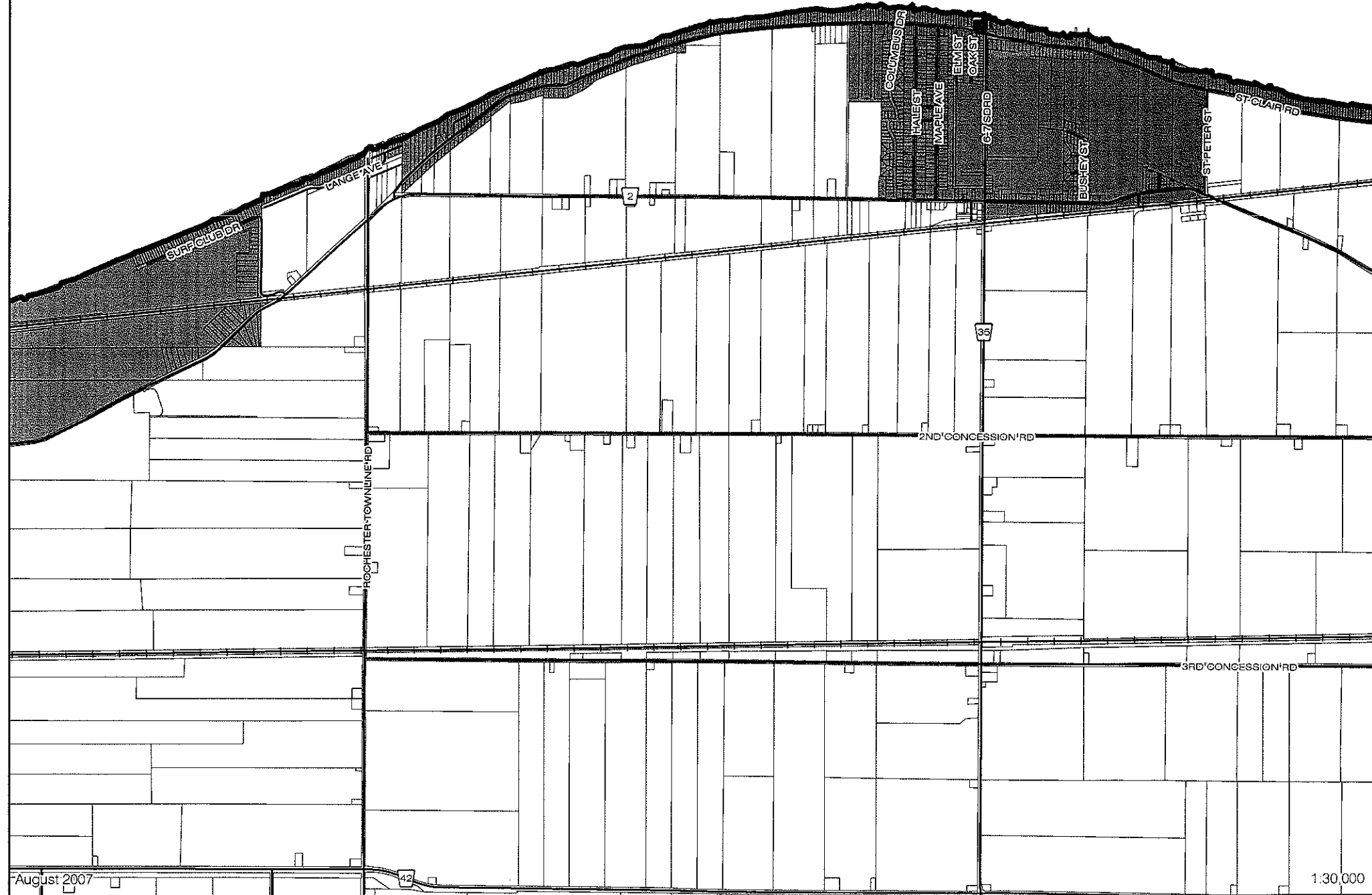


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**SCHEDULE "A"
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TOWN OF LAKESHORE
MAP 14**

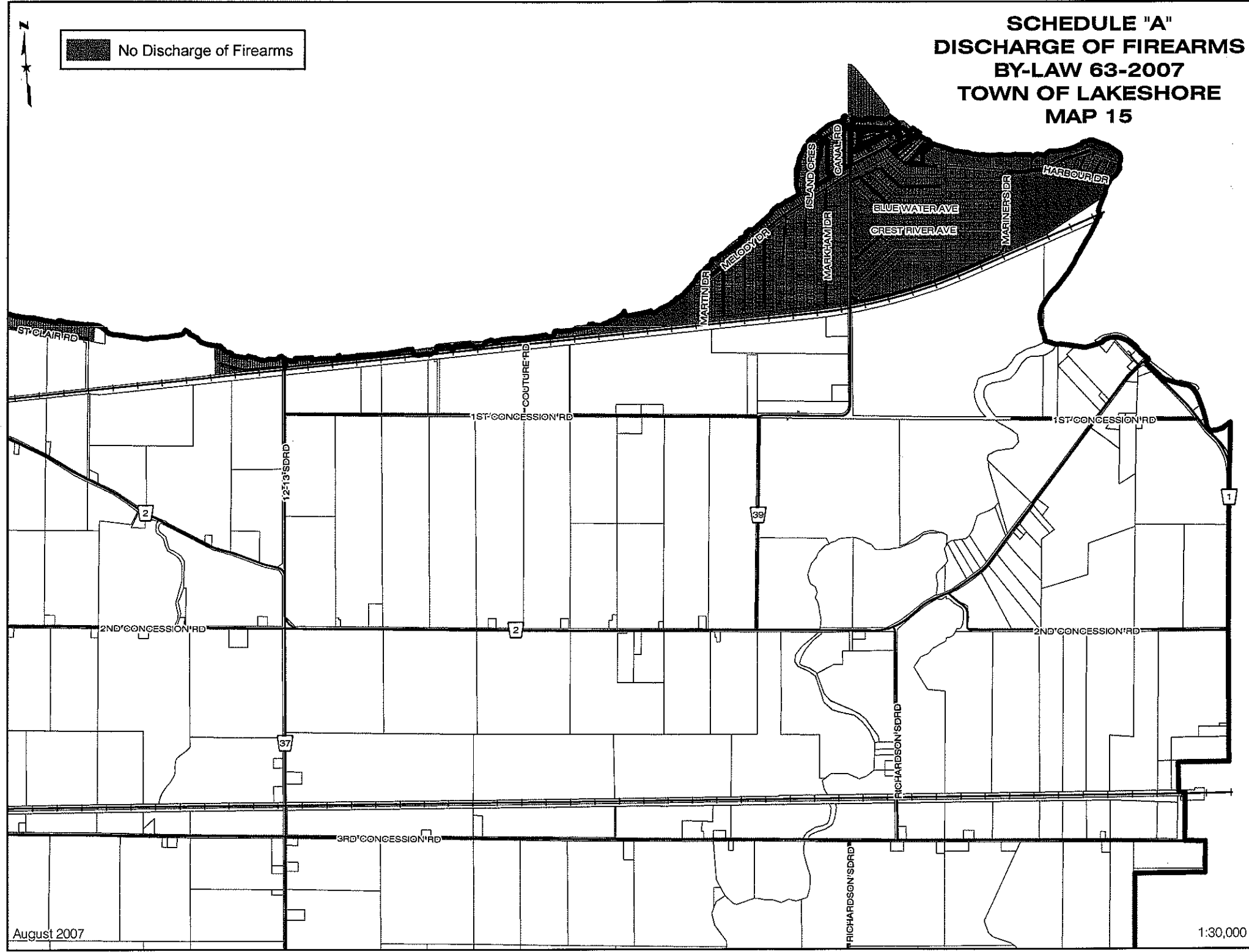
 No Discharge of Firearms



August 2007

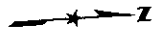
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TOWN OF LAKESHORE
MAP 15**

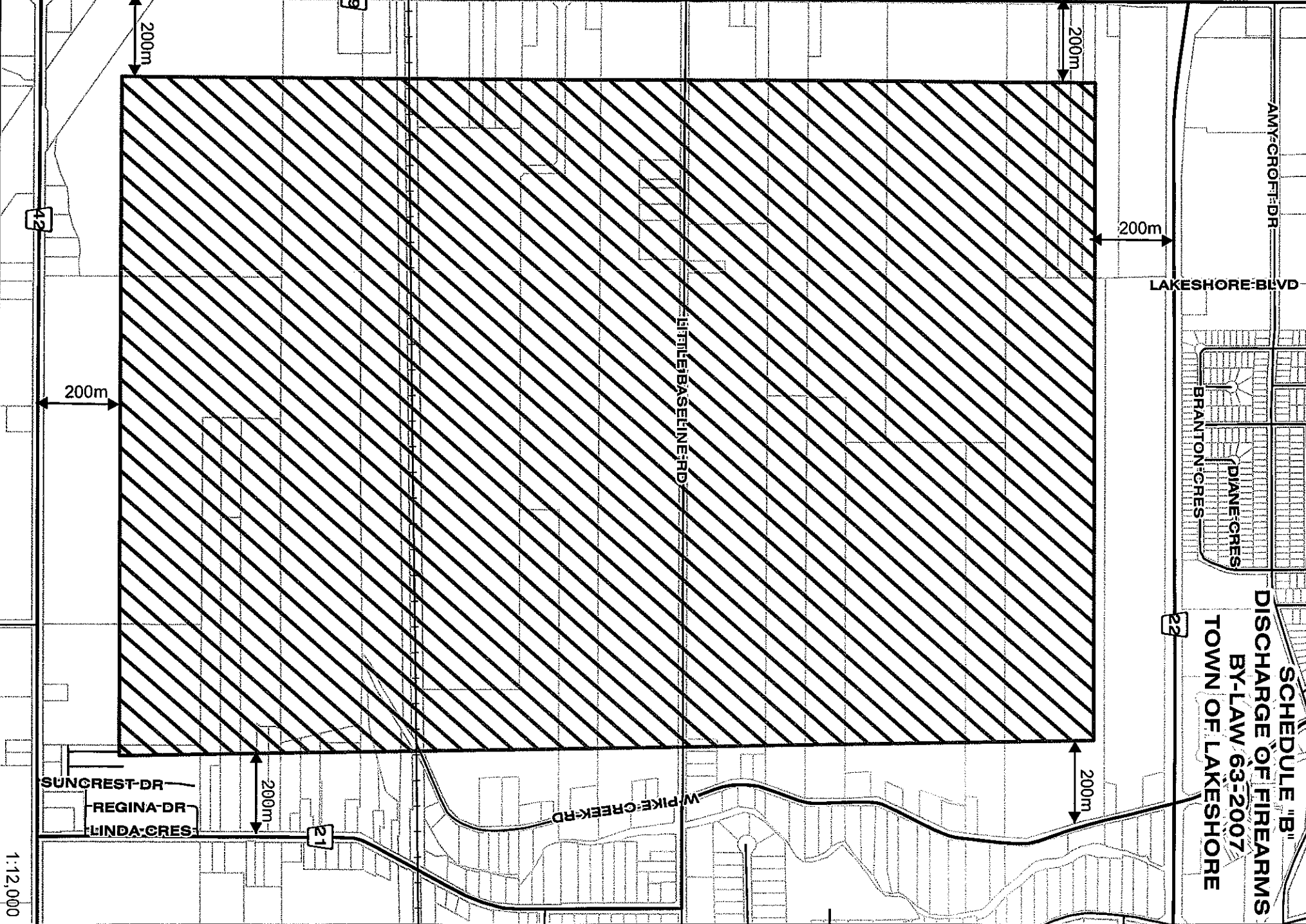


August 2007

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June 2007



AMYCROFT DR
 LAKESHORE BLVD
 BRANTON CRES
 DIANE CRES

SCHEDULE "B"
DISCHARGE OF FIREARMS
BY-LAW 63-2007
TOWN OF LAKESHORE

1:12,000