



Fireworks Retailer:

Norfolk County Council passed By-Law 2008-103, as amended by By-law 2010-111, regulating in part the retail sale of Consumer or Family Fireworks. Any retailer intending to sell Family Fireworks is required to obtain a license. Failure to do so can result in charges. Please see below the by-law requirements as it pertains to you as a retailer of fireworks.

Retail Sales:

Section 3.3 (b) of the by-law states as follows:

No Person shall display or sell any Family Fireworks except on Canada Day, Labour Day, July 4th, New Year's Eve, and on the day fixed by proclamation for the observance of Victoria Day, or any other such day as is proclaimed by the Council of Norfolk as a suitable patriotic celebration, and the preceding seven (7) days in each case.

Advertising:

Section 3.3 (c) if the by-law states as follows:

No Person shall advertise the sale of Family Fireworks except on Canada Day, Labour Day, July 4th, New Year's Eve, and on the day fixed by proclamation for the observance of Victoria Day, or any other such day as is proclaimed by the Council of Norfolk as a suitable patriotic celebration, and the preceding twenty one (21) days in each case.

License:

Section 3.3 (e) of the by-law states as follows:

No Person shall display, sell or offer or expose for sale any Family Fireworks without first obtaining a License to do so from the Licensing Officer by completing in its entirety a "Retail of Family Fireworks Form" and such License application is approved by the Chief Fire Official and after paying the appropriate fees as set out in the Norfolk County Fees By-Law.

Application to obtain the annual licence must be made at the Office of the Clerk, 50 Colborne Street South, Simcoe, ON N3Y 4H3. Application should be made as soon as possible, to allow for review and approval from the office of the Chief Fire Official prior to license issuance.

Applications received less than 21 days before the first event applied for, may not be approved until second event.

Please Note: The fees for the sale of fireworks are currently set at:

Inspection of Location- \$313.00

Trailer-\$80.00

Fire Safety Plan- \$80.00

License-\$63.00

Fees for the Inspection and Review of Fire Safety Plan are paid directly to the Fire Department.

Fees for the License are paid at the Clerk's Office after Inspections are completed and approved.

Licenses are annual and expire on December 31st of each year.

Corporate Services

Governor Simcoe Square

50 Colborne Street South, Simcoe, Ontario N3Y 4H3

519-426-5870 Fax: 519-426-8573

www.norfolkcounty.ca

Retail of Family Fireworks - Application Guide

Print Form

This guide has been provided to you to assist in completing the application process to obtain a vendor's licence to permit the Retail of Family Fireworks, in accordance to Norfolk County By-law Number 2008-103. The information contained in this document is provided as a guide only and does not constitute part of the application submission documentation. Questions regarding any part of the application process should be directed to the appropriate agency.

Norfolk County By-law Enforcement

Norfolk County By-law Enforcement Division will ensure that the intended Family Fireworks Vending and/ or Storage location is zoned correctly. To ensure that this agency can check the zoning, please ensure that the correct Civic Address is provided on all of the application documentation. Norfolk County By-law Enforcement is located at 8 Schellburg Avenue, Simcoe.

Norfolk County Fire & Rescue Services Division

Norfolk County Fire & Rescue Services Division will ensure that adequate Fire & Life Safety provisions are in place. This agency will require the following documentation be completed prior to obtaining agency approval:

- "Retail of Family Fireworks Form - Supplemental" be completed in its entirety
- Fire Safety Plan as required by the Ontario Fire Code be submitted and approved *see below
- Site Plan of the Vending and/ or Storage location(s) submitted

In addition, Norfolk County Fire & Rescue Services Division, Fire Prevention Bureau, will conduct a fire safety inspection of both the intended Vending location and the proposed Storage location. Fire Safety Inspection requests are to be submitted in writing to 95 Culver Street, Simcoe, Ontario N3Y 2V5. Due to the numerous inspection requests this agency receives, please submit your Inspection Request as soon as possible to avoid any delay. If you do not own the building, you may require the owner's written consent before an inspection can take place.

**Fire Safety Plan - Fire Safety Plans are required by the Ontario Fire Code, Section 5.2 Explosives, Fireworks and Pyrotechnics and must be compliant with Section 2.8 of the Ontario Fire Code. Norfolk County Fire & Rescue Services Division, Fire Prevention Bureau can provide assistance with Fire Safety Plans but will not prepare this documentation for you. The Ontario Fire Code is available electronically from the Ontario Fire Marshal's web site.*

Norfolk County Clerk's Division

Norfolk County Clerk's Division will ensure that your application meets the requirements and that you are eligible to obtain a vending licence. Once all conditions for licensing are met, the Licensing Officer will issue a Licence for selling Family Fireworks.

The Process

1. Complete the top portion of the of the form "Agency Approval - Retail of Family Fireworks"
2. Obtain Norfolk County By-law Enforcement agency approval
3. Complete the entire document "Retail of Family Fireworks - Supplemental"
4. Complete a Fire Safety Plan as required by SECTION 5.2 Explosives, Fireworks and Pyrotechnics of the Ontario Fire Code
5. Submit written request for Fire Safety Inspection. Submit completed Fire Safety Plan for review at this time.
6. Obtain Norfolk County Fire & Rescue Services Division agency approval
7. Obtain Norfolk County Clerk & Council Services agency approval
8. Complete all additional licensing requirements



50 Colborne Street South
 Simcoe, Ontario N3Y 4H3
 Phone: (519) 426-5870
 Fax: (519) 426-8573

Print Form

Reset Form

RETAIL OF FAMILY FIREWORKS FORM -APPLICATION

Norfolk County By-law Number 2008-103

Business / Vendor Name: _____ Application Date: _____

Vending Address	Street: _____	
	Postal Code: _____	Phone: _____
	E-mail address: _____	

Date of Sales: _____

Description of Structure of which the fireworks will be sold.	Quantity of fireworks stored: _____ Kg
<input type="checkbox"/> Store	Quantity of fireworks on display: _____ Kg
<input type="checkbox"/> Trailer	
<input type="checkbox"/> Other (describe fully): _____	

APPLICANT INFORMATION

Applicant Name: _____

Applicant Address	Street: _____	
	Postal Code: _____	Phone: _____
	E-mail address: _____	

The applicant is the OWNER of the location where the fireworks will be displayed and sold.
 TENANT

The applicant is the OWNER of the location where the fireworks will be stored.
 TENANT

DECLARATION:

I, _____ of _____
 solemnly declare that all the statements contained in this application are true and I make this solemn declaration
 conscientiously believing it to be true.

Further, I hereby indemnify and save harmless Norfolk County and all employees, councillors, agents and representatives of Norfolk County, from any and all claims, demands, damages, costs, expenses, actions and causes or action, whether in law or equity, howsoever caused or attributed to, directly or indirectly, a family fireworks retail event initiated by the owner, occupier or person in charge of the premises.

Signature of applicant: _____ Date: _____



50 Colborne Street South
 Simcoe, Ontario N3Y 4H3
 Phone: (519) 426-5870
 Fax: (519) 426-8573

Print Form

Reset Form

RETAIL OF FAMILY FIREWORKS FORM - SUPPLEMENTAL

Norfolk County By-law Number 2008-103

Application Date: _____

For Office Use Only

Licence #: _____

Business / Vendor Name: _____

**Vending
Address**

Street: _____

Postal Code: _____

Phone: _____

E-mail address: _____

Date of Sales: _____

Location of Sales: _____

Description of Structure of which the fireworks will be sold.

- Store (provide details): _____
- Trailer (provide details): _____
- Other (describe fully): _____

Where and how will the fireworks be stored and displayed?

Quantity of fireworks stored: _____ Kg Quantity of fireworks on display: _____ Kg

Number, type, capacity, and location of fire extinguishers

Fire & explosion safeguards to be undertaken:

Name(s) of manufacturer of fire works:

Plan of sales and storage location:

Attach a site plan of both the proposed display and sales location and the proposed storage location. As a minimum, the attached plans shall include the following:

- drawing scale or provide plan fully dimensioned
- fireworks display location
- fireworks storage location
- doors and windows (dimensioned)
- licence display location
- NO SMOKING sign location(s)
- location of fire extinguishers (type & size)
- other fire & life safety equipment, if any
- fire safeguards
- explosion safeguards
- other: _____
- other: _____

Storage Location(s)

Fireworks will be stored at the vending location. and/or Fireworks will be stored at the location below:

Street: _____

Postal Code: _____ Phone: _____

E-mail address: _____

APPLICANT INFORMATION

Applicant Name: _____

Applicant Address

Street: _____

Postal Code: _____ Phone: _____

E-mail address: _____

The applicant is the OWNER of the location where the fireworks will be displayed and sold.
 TENANT

The applicant is the OWNER of the location where the fireworks will be stored.
 TENANT

Property Owner Information
 (if applicant does not own the property)

Owner's Name: _____

Street: _____

Postal Code: _____ Phone: _____

DECLARATION:

I, _____ of _____
 solemnly declare that all the statements contained in this application are true and I make this solemn declaration conscientiously believing it to be true.

Further, I hereby indemnify and save harmless Norfolk County and all employees, councillors, agents and representatives of Norfolk County, from any and all claims, demands, damages, costs, expenses, actions and causes or action, whether in law or equity, howsoever caused or attributed to, directly or indirectly, a family fireworks retail event initiated by the owner, occupier or person in charge of the premises.

Signature of Applicant: _____ Date: _____

Signature of Owner: _____ Date: _____

NOTE: Owner's signature required if Applicant is not the property owner of either the Vending location or the Storage location.



50 Colborne Street South
 Simcoe, Ontario N3Y 4H3
 Phone: (519) 426-5870
 Fax: (519) 426-8573

Print Form

Agency Approval - Retail of Family Fireworks

Norfolk County By-law Number 2008-103

Business / Vendor Name: _____

Vending Address <small>(to be completed by applicant)</small>	Street: _____ Postal Code: _____ Phone: _____ E-mail address: _____ Property Zoning: _____
Storage Location(s) <small>(to be completed by applicant)</small>	<input type="checkbox"/> Fireworks will be stored at the vending location; and/or <input type="checkbox"/> Fireworks will be stored at the location below: Street: _____ Postal Code: _____ Phone: _____ E-mail address: _____ Property Zoning: _____

Applicant Name: _____ Date: _____

Signature: _____

Applicant to complete the above information and obtain approval from the Agencies listed below the dotted line. To expedite the approval process, please complete all Application related paperwork before seeking agency approvals.

Norfolk County By-law Enforcement - Agency Approval

8 Schellburg Avenue
 Simcoe, Ontario

Ph: 519-426-4377 Fax: 519-426-1186

- Proposed Vending Location is Zoned Properly
- Proposed Storage Location is Zoned Properly -OR- N/A
- Other: _____

Comments: _____

Agency Approval Agency does NOT Approve

Name: _____ Title: _____

Signature: _____ Date: _____

Norfolk County Fire & Rescue Services Division - Agency Approval

95 Culver Street
Simcoe, Ontario

Ph: 519-426-4115

Fax: 519-426-4140

- Fire Safety Inspection Completed
- Retail of Family Fireworks Application Supplement Received
- Submitted Site Plan Approved
- Fire Safety Plan Approved
- Other: _____

Comments:

Agency Approval Agency does NOT Approve

Name: _____

Title: _____

Signature: _____

Date: _____

Norfolk County Clerk's Division - Agency Approval

50 Colborne Street South
Simcoe, Ontario

Ph: 519-426-5870

Fax: 519-426-8573

- Property Owner Consent: N/A -OR- Provided
- Other: _____

Comments:

Agency Approval Agency does NOT Approve

Name: _____

Title: _____

Signature: _____

Date: _____

Application Approval: <input type="checkbox"/> Application Approved <input type="checkbox"/> Application NOT Approved
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Agency Distribution List

- Norfolk County By-law Enforcement
- Norfolk County Fire & Rescue Services
- Norfolk County Building Division
- Norfolk County Clerk & Council Services
- Norfolk OPP Detachment
- Norfolk County Emergency Medical Services
- Other: _____
- Other: _____

Fee Paid Review Plan = \$80.00 Inspect Occupancy = \$313.00 Application = \$63.00



BY-LAW NO. 2008-103

OF

The Corporation of Norfolk County

BEING A BY-LAW TO REGULATE THE SALE, DISPLAY AND DISCHARGE OF FIREWORKS WITHIN NORFOLK COUNTY.

WHEREAS the Municipal Act, 2001, S.O. 2001, c. 25, as amended, Section 121(a), provides that a municipality may prohibit and regulate the sale of fireworks and the setting off of fireworks;

AND WHEREAS the Municipal Act, 2001, S.O. 2001, c.25, as amended, Section 121 (b), provides that a municipality may prohibit the activities described in Section 121, clause (a), unless a permit is obtained from the municipality for those activities and may impose conditions for obtaining, continuing to hold and renewing the permit;

AND WHEREAS the Council of The Corporation of Norfolk County deems it necessary to regulate the sale and setting off of fireworks,

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF NORFOLK COUNTY HEREBY ENACTS AS FOLLOWS:

1. SHORT TITLE

1.1. This By-Law shall be known as the "Fireworks By-Law".

2. DEFINITIONS

"Act" means the *Explosives Act (R.S., 1985, c. E-17)* (Canada) and the regulations enacted there under.

"Chief Fire Official" means the Chief Fire Official of Norfolk County appointed under the authority of the Fire Prevention and Protection Act, designate or authority having jurisdiction..

"Display Fireworks Manual" means the manual released by Natural Resources Canada: Explosives Regulatory Division as amended

“Firecracker” means a pyrotechnic device that explodes when ignited and does not make any subsequent display or visible effect after the explosion, and includes devices commonly known as Chinese firecrackers.

“Fireworks” means Display Fireworks, Pyrotechnic Special Effects Fireworks and Family Fireworks and:

“Family Fireworks” means an outdoor, low hazard, recreational firework that is classed as a Subdivision 1 of Division 2 of Class 7 fireworks under the Act and includes fireworks showers, fountains, golden rain, lawnlights, pin wheels, Roman candles, volcanoes, and sparklers, but does not include Christmas crackers or caps for toy guns containing not in excess of twenty-five one hundredths of a grain of explosive used per cap.

“Display Fireworks” means an outdoor, high hazard, recreational firework that is classed as Subdivision 2 of Division 2 of Class 7 Fireworks under the Act, and includes rockets, serpents, shells, bombshells, tourbillions, maroons, large wheels, bouquets, bombardos, waterfalls, fountains, batteries, illuminations, set pieces, and pigeons but does not include firecrackers.

“Fireworks Supervisor” means a Person who is an approved purchaser of Display Fireworks and who is qualified under the Act to supervise the discharge of Display Fireworks.

“Licence” means a licence or permit issued by the Licencing Officer of Norfolk County.

“Licencing Officer” means the Clerk/Manager of Council Services, or designate.

“Municipal Law Enforcement Officer” means a person appointed by the Council of Norfolk County for the purposes of enforcing County by-laws and for the purposes of this By-Law shall include the Ontario Provincial Police or any other police agency.

“Norfolk County” means The Corporation of Norfolk County.

“Owner” means the Person who owns the Property and, for the purposes of this By-Law, shall include any owner, occupant, tenant or lessee.

“Person” means the Owner and may also include any individual, company, corporation, partnership, firm, trust, sole proprietorship, government or government agency, authority or entity, however constituted, joint venture, syndicate or any other legal entity, and includes all successors, assigns or other legal representatives of any such entities. A person shall not include a Pyrotechnician as defined in this By-Law.

“Property” means any parcel of land or registered water lot and, without limiting the generality of the foregoing, shall mean lands and premises appurtenant to a building or structure whether residential or commercial but shall exclude any building or structure.

“Pyrotechnic Special Effect” means compositions, articles and devices created for the purpose of entertainment through the use of pyrotechnic, propellant and explosive materials

“Pyrotechnician” means the Person certified by Natural Resources Canada to conduct a public or private Pyrotechnic Special Effects Display

“Pyrotechnics” means the sciences of materials capable of undergoing self-contained and self-sustained exothermic chemical reactions for the production of heat, light, gas, smoke and/or sound.

“Pyrotechnics Special Effects Manual” means the manual released by Natural Resources Canada: Explosives Regulatory Division as amended

“Retail Sale” means a sale for the purpose of consumption or use and not for resale and includes sale by auction.

“Shop” means a building or part of a building, booth, stall, trailer, vehicle, or place where goods are exposed and offered for sale.

“Vehicle” shall include a motor vehicle, trailer, recreational vehicle, camper, all terrain vehicle, mobile home, boat, watercraft, traction engine, farm tractor, road-building machine and a vehicle drawn, propelled or driven by any kind of power, including a motorized snow vehicle, or the cars of electric or steam railways running only upon rails.

3. GENERAL PROVISIONS

3.1. General

- (a) No Person shall store, handle, sell, or display Fireworks except in accordance with the Act and this By-Law.
- (b) No Person shall store, handle, sell, or display Fireworks without written permission of the Chief Fire Official.
- (c) No Person under the age of eighteen (18) years shall possess Fireworks.

3.2. Firecrackers

- (a) No Person shall offer for sale, cause to be sold, or sell Firecrackers.
- (b) No Person shall set off, or cause to be set off any Firecrackers.
- (c) No Person shall possess Firecrackers

3.3. Family Fireworks – Sale

- (a) No Person shall sell any Family Fireworks to any Person under the age of eighteen (18) years.
- (b) No Person shall display and/or sell any Family Fireworks except on Canada Day, Labour Day, New Year's Eve, and on the day fixed by proclamation for the observance of Victoria Day, or any other such day as is proclaimed by the Council of Norfolk County as a suitable patriotic celebration, and the preceding seven (7) days in each case.
- (c) No Person shall advertise the sale of Family Fireworks except on Canada Day, Labour Day, New Year's Eve, and on the day fixed by proclamation for the observance of Victoria Day, or any other such day as is proclaimed by the Council of Norfolk County as a suitable patriotic celebration, and the preceding twenty one (21) days in each case.
- (d) No Person shall sell to any person any Family Fireworks, of a type or the setting off of which is prohibited by the provisions of this By-Law or the Act.
- (e) No Person shall display, sell or offer or expose for sale any Family Fireworks without first obtaining a Licence to do so from the Licencing Officer by completing in its entirety a "Retail of Family Fireworks Form" and such Licence application is approved by the Chief Fire Official and after paying the appropriate non-refundable application fees as set out in the Norfolk County Fees By-Law.
- (f) The holder of a Licence issued under Subsection 3.3 (e) shall prominently display the Licence in the place of business where the Fireworks are being offered for sale and such Licence shall be produced to any Municipal Law Enforcement Officer upon request.
- (g) Every Person displaying or storing Fireworks shall post a clearly visible sign prohibiting smoking in letters or symbols at least 10 cm high in the display area and on each door to the storage unit, or on the container being used as a storage unit.
- (h) No Person shall smoke or use an open flame, such as a lighter, match or torch, in a room or space where Fireworks are stored or displayed or in any case less than 3 metres from any fireworks.

3.4. Family Fireworks – Discharging

- (a) No Person shall ignite, set off or have a display of Family Fireworks on any Property unless such Person is the owner of that Property or has written permission to do so by the owner of such Property.
- (b) No Person shall ignite, set off or have a display of Family Fireworks without the supervision of a responsible Person of at least eighteen (18) years of age.
- (c) The person in Subsection 3.4(b) shall have the necessary means readily at hand to summons the Fire Department.
- (d) No Person shall ignite, discharge or set off any Family Fireworks into or inside of any building, structure, vehicle, or on any other place or Property where such ignition, discharge or setting off may create a nuisance or safety hazard to any Person or Property.
- (e) No Person shall ignite, discharge or set off any Family Fireworks into or on Municipal Property including without limitation, streets, lanes, squares or other public places without written approval of the Licencing Officer.
- (f) No Person shall ignite, discharge or set off any Family Fireworks off of, or from the roof of any building or structure without written approval of the Chief Fire Official or designate.
- (g) No person shall ignite, discharge or set off any Family Fireworks after the hour of 11 pm (local time) on the day of, 2 days previous to, or 1 day following the days established by Section 3.3 (b).

3.5. Display Fireworks- Sale

- (a) No Person shall sell any Display Fireworks to any Person under the age of eighteen (18) years or to any Person unless they are qualified as a Fireworks Supervisor.

3.6. Display Fireworks - Discharging

- (a) No Person shall ignite, set off, or have a display of Display Fireworks on any Property unless such person is the owner of that Property or has written permission to do so by the owner of that Property.
- (b) No Person shall ignite, set off, or have a display of Display Fireworks unless such Person is qualified as a Fireworks Supervisor.

- (c) A Fireworks Supervisor shall produce a current certificate of qualification as issued by the Explosive Regulatory Division upon the request of any Municipal Law Enforcement Officer.
- (d) No Person shall ignite, set off, or have a display of Display Fireworks unless there is provided and maintained fully operational fire extinguishing equipment, ready for immediate use and present at all times and for a reasonable period thereafter at the location or site of the discharge of Display Fireworks.
- (e) No Person shall transport, setup, ignite, or operate Display Fireworks except in accordance with the requirements outlined in the Display Fireworks Manual and this By-Law.

3.7. Display Fireworks - Licencing

- (a) No Person shall ignite, set off, or have a display of Display Fireworks without first obtaining a Licence to do so from the Licencing Officer by completing in its entirety the current "Display Fireworks Event Form" and such Licence application is approved by the Chief Fire Official, and after paying the appropriate non-refundable application fees as set out in the Norfolk County Fees By-Law.
- (b) No Person shall ignite, set off, or have a display of Display Fireworks except in accordance with the information provided on the "Display Fireworks Event Form" required by Subsection 3.7 (a)
- (c) Every application shall be made not less than twenty one (21) days prior to the setting off of the Display Fireworks.
- (d) Every application for a Licence must include proof of liability insurance coverage for the setting off or holding of a display of Display Fireworks in the minimum amount of \$2,000,000, and shall name Norfolk County, as an additionally insured.
- (e) Every application shall state the name and contact information in which the Licence is to be issued, state the date, time, and location or site of the setting of the Display Fireworks and state the name and phone number of the Fireworks Supervisor.
- (f) Upon conclusion of the display, the Fireworks Supervisor shall walk the display site and fallout area. Any unused fireworks and all debris resulting therefrom shall be removed immediately and safely disposed of by the Licence holder.

3.8. Pyrotechnics

- (a) No Person shall conduct an event including Pyrotechnic Special Effects without the approval of the Chief Fire Official or designate
- (b) No Person shall transport, setup, ignite, or operate Pyrotechnic Special Effects except in accordance with the requirements outlined in the Pyrotechnic Special Effects Fireworks Manual.
- (c) An application for event approval shall be made using a current "Pyrotechnic Special Event Approval Form" approved by the Chief Fire Official, a "Pyro Effects Plan" for live entertainment containing the requirements as set out by the Chief Fire Official or a "Letter Of Intent" for film productions containing the requirements as required by the Chief Fire Official, and a letter from the venue's owner or agent granting permission for the use of pyrotechnic special effects. All forms must be submitted to the Chief Fire Official at least 1 month prior to the event.

4. ENFORCEMENT

- (a) This By-Law shall be enforced by any Municipal Law Enforcement Officer.
- (b) Any Municipal Law Enforcement Officer shall determine what shall constitute a health, fire or safety hazard.
- (c) Any Municipal Law Enforcement Officer or the Licencing Officer, may revoke a Licence issued pursuant to this By-Law at any time. Terms and conditions of the Norfolk County Licencing By-Law as amended shall apply to Licences issued under this By-Law.
- (d) In the case of a health, fire or safety hazard, any Municipal Law Enforcement Officer may compel that said hazard be removed forthwith without notice.

5. PENALTY

Every Person who contravenes this By-Law is guilty of an offence and upon conviction is liable to a fine or penalty as provided for in the Provincial Offences Act, R.S.O. 1990, as amended.

6. SEVERABILITY

In the event that any of the provisions of this By-Law are deemed ultra vires by any Court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

7. REPEAL

Former Township of Delhi By-Law 78-96 and any amendments thereto, former Town of Simcoe By-Law 71-26, amendment 93-14 thereto, and any other amendments thereto, and former City of Nanticoke By-Law 54-93, amendment 98-93 thereto and any other amendments thereto, are hereby repealed in their entirety.

8. EFFECTIVE DATE

The effective date of this By-Law shall be the date of final passage thereof.

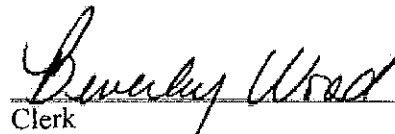
ENACTED AND PASSED THIS 24TH DAY OF JUNE, 2008.

First Reading: June 24, 2008


Mayor

Second Reading: June 24, 2008

Third Reading: June 24, 2008


Clerk



BY-LAW NO. 2010-111

OF

The Corporation of Norfolk County

BEING A BY-LAW TO AMEND BY-LAW 2008-103, TO REGULATE THE SALE, DISPLAY AND DISCHARGE OF FIREWORKS WITHIN NORFOLK COUNTY.

WHEREAS the Municipal Act, 2001, S.O. 2001, c. 25, as amended, Section 121(a), provides that a municipality may prohibit and regulate the sale of fireworks and the setting off of fireworks;

AND WHEREAS the Municipal Act, 2001, S.O. 2001, c.25, as amended, Section 121 (b), provides that a municipality may prohibit the activities described in Section 121, clause (a), unless a permit is obtained from the municipality for those activities and may impose conditions for obtaining, continuing to hold and renewing the permit, including the requiring of submission of plans.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF NORFOLK COUNTY HEREBY ENACTS AS FOLLOWS:

1. That Norfolk County By-Law 2008-103 is hereby amended as follows:
 - a) That Section 3.3 (b) be deleted in its entirety and replaced with:

“No Person shall display and/or sell any Family Fireworks except on Canada Day, July 4th, Labour Day, New Year’s Eve, and on the day fixed by proclamation for the observance of Victoria Day, or any other such day as is proclaimed by the Council of Norfolk County as a suitable patriotic celebration, and the preceding seven (7) days in each case.”
 - b) That Section 3.3 (c) be deleted in its entirety and replaced with:

“No Person shall advertise the sale of Family Fireworks except on Canada Day, July 4th, Labour Day, New Year’s Eve, and on the day fixed by proclamation for the observance of Victoria Day, or any other such day as is proclaimed by the Council of Norfolk County as a suitable patriotic celebration, and the preceding twenty-one (21) days in each case.”
 - c) That Section 3.4 (g) be deleted in its entirety and replaced with:

“No Person shall ignite, discharge or set off any Family Fireworks after the Hour of 11:00 p.m. (local time) and on the day of, each of 2 days previous to, or 1 day following the days established by Section 3.3 (b).

2. That the effective date of this By-Law shall be the date of final passage thereof.

ENACTED AND PASSED THIS 25TH DAY OF MAY, 2010.

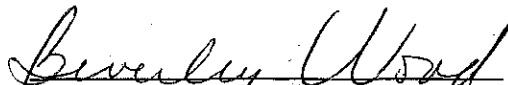
First Reading: May 25, 2010



Mayor

Second Reading: May 25, 2010

Third Reading: May 25, 2010



Clerk/Manager of Council Service

P.E.D. 10-66