



THE MUNICIPALITY OF DUTTON-DUNWICH

BY-LAW No. 2012-60

BEING A BY-LAW TO PROHIBIT OR REGULATE THE DISCHARGE OF FIREARMS / WEAPONS IN THE MUNICIPALITY OF DUTTON-DUNWICH

WHEREAS Section 119 of *The Municipal Act, 2001, as amended*, permits a municipal council to prohibit or regulate, for the purpose of public safety, the discharge of guns or other firearms, air guns, spring guns, cross-bows, long-bows or any other weapon in the municipality or any defined area thereof;

AND WHEREAS, it is deemed expedient and appropriate in the interest of public safety to regulate the use of such firearms and archery equipment to certain defined areas of the municipality;

NOW THEREFORE, pursuant to *The Municipal Act, 2001* the Council of the Municipality of Dutton-Dunwich enacts as follows:

1. In this By-law:
 - a) **Council** – shall mean the Council of the Municipality of Dutton-Dunwich
 - b) **Archery Equipment** – shall include cross bows, long bows or any class or type thereof.
 - c) **Firearm** – shall include air guns, spring guns, hand guns, rifles, shot guns and other barreled weapons 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
 - d) **Weapon** – shall mean any firearm or archery equipment as herein defined.
2.
 - a) No person shall use or discharge a weapon within that portion of the Municipality of Dutton-Dunwich shown hereto as Schedules “B, C, D & E”,
 - b) No person shall discharge a weapon on any land owned by the Municipality of Dutton-Dunwich and/or park within the Municipality of Dutton-Dunwich included in Schedules “B, C, D & E”
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 signaling 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.

- d) The discharge of a weapon by a person who is the holder of a valid Trapper's License issued by the Ministry of Natural Resources, for the purpose of the humane destruction of an injured animal or for wildlife control purposes as directed by Council.
 - e) The discharge of a paintball from an air gun within an indoor and/or outdoor facility supervised, designed and used for the game of paintball.
 - f) 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.
4. This By-law does not apply to any member of the Ontario Provincial Police, Royal Canadian Mounted Police, Ministry of Natural Resources Conservation Officers, Members of the Canadian Armed Forces or Municipal Enforcement Officers in the proper execution of their duties pursuant either to the applicable statute or to common law, and does not apply to any Ontario Provincial Police Firing Range.
 5. The following persons and/or organizations are approved to enforce this By-law and can enter onto private property to investigate violation of this By-law:
 - Members of the Ontario Provincial Police
 - Members of the Royal Canadian Mounted Police
 - Ministry of Natural Resources Officers
 - Municipal Enforcement Officers appointed by the Council of the Municipality of Dutton-Dunwich
 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. A schedule with set fines and offences is attached as Schedule "A".
 7. That any by-laws or provisions of by-laws found to be inconsistent with the provisions found in this by-law shall be and are hereby repealed.
 8. This By-law shall come into force and effect upon the final passing thereof.

READ A FIRST AND SECOND TIME the 28th day of November 2012.

READ A THIRD TIME AND FINALLY PASSED this 28th day of November 2012.



Mayor



Chief Administrative Officer/Clerk



**The Municipality of Dutton-Dunwich
Schedule A
By-law 2012-60**

SET FINE SCHEDULE

PART 1 Provincial Offences Act

ITEM:	COLUMN 1 Short Form Wording	COLUMN 2 Offence Creating Provision or Defining Offence	COLUMN 3 Set Fine
1.	Use or Discharge of a weapon within Restricted Areas	Section 2 (a)	\$500.00
2.	Use or Discharge of a weapon on any Municipal Property	Section 2 (b)	\$500.00

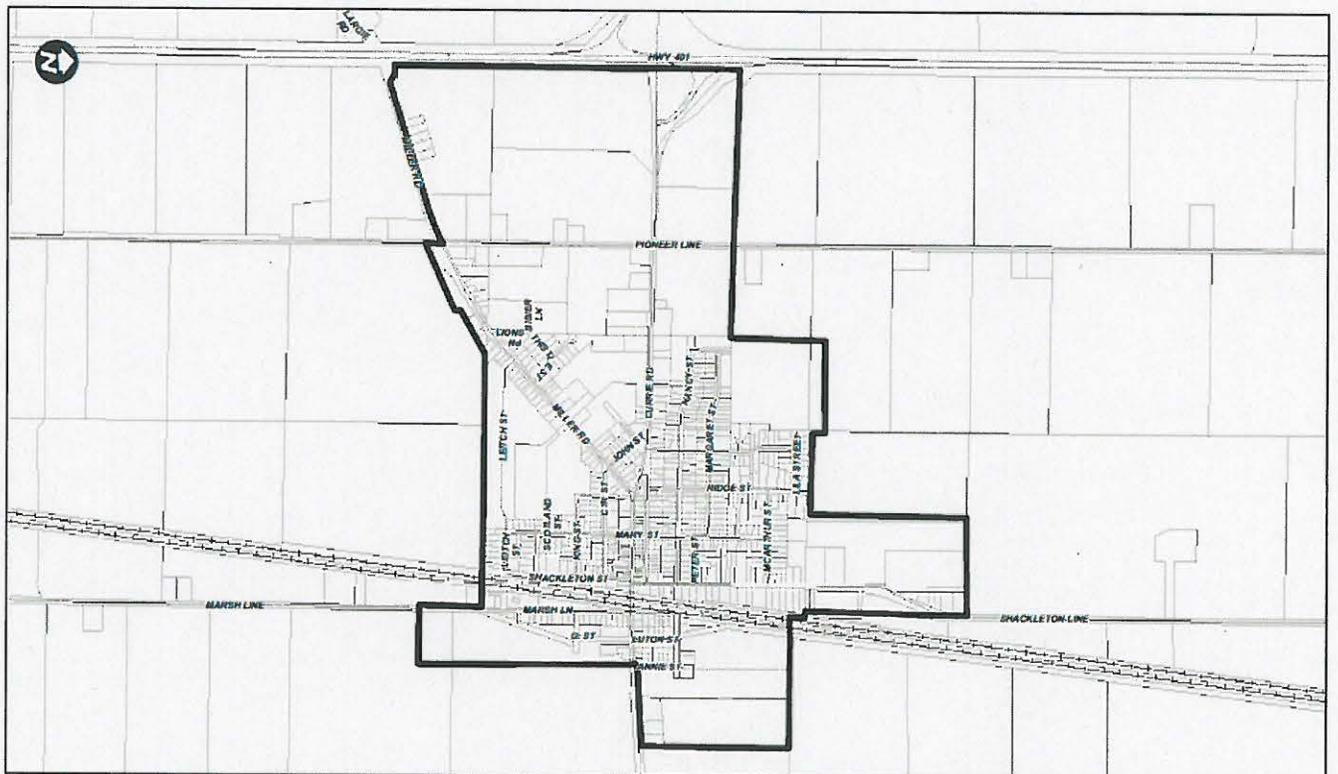


**The Municipality of Dutton-Dunwich
Schedule B**

By-law 2012-60

Urban area within the Municipality of Dutton/Dunwich

DUTTON



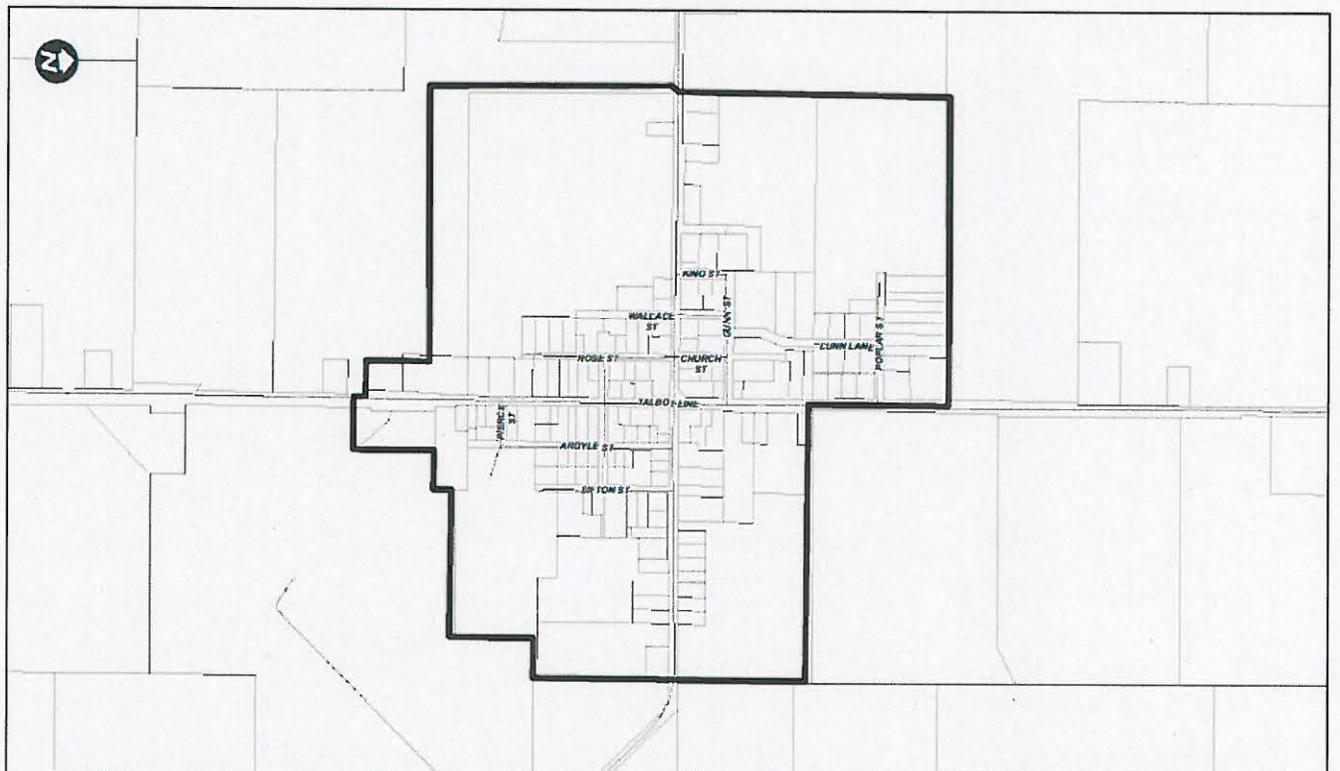


**The Municipality of Dutton-Dunwich
Schedule C**

By-law 2012-60

Urban area within the Municipality of Dutton/Dunwich

WALLACETOWN



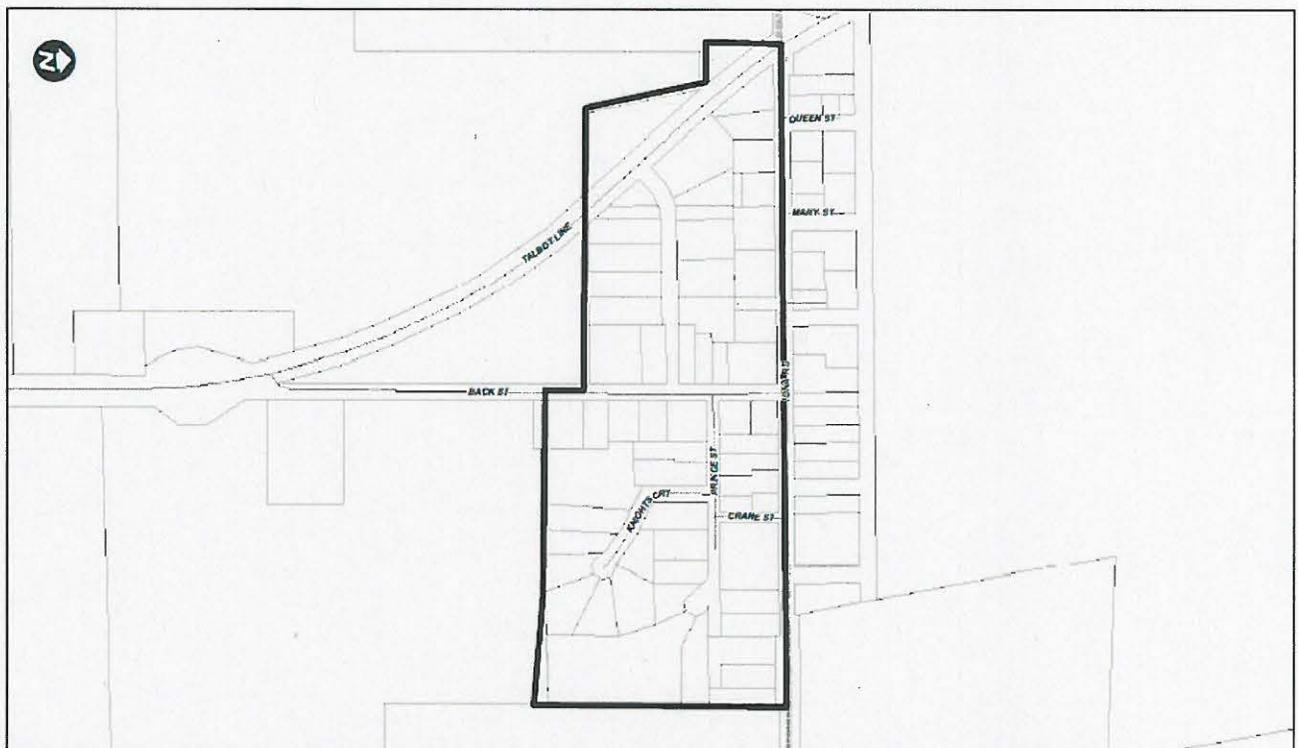


**The Municipality of Dutton-Dunwich
Schedule D**

By-law 2012-60

Urban area within the Municipality of Dutton/Dunwich

IONA





**The Municipality of Dutton-Dunwich
Schedule E**

By-law 2012-60

Urban area within the Municipality of Dutton/Dunwich

IONA STATION

