

THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN

BY-LAW NO. 2011-41

A BY-LAW TO PROHIBIT AND REGULATE THE DISCHARGE OF GUNS OR OTHER FIREARMS OR ANY CLASS OR TYPE THEREOF.

WHEREAS Section 119 of the Municipal Act, S.O. 2001, Chapter 25 as amended provides that a local municipality may, for the purpose of public safety, prohibit or regulate the discharge of guns or other firearms, air-guns, spring-guns, cross-bows, long-bows or any other weapon, hereinafter referred to as firearms;

AND WHEREAS the Council of the Corporation of the Township of West Lincoln deems it desirable to prohibit and regulate the discharge of such guns and other firearms within the Township of West Lincoln.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN enacts as follows:

1. No person, other than a Peace Officer, in the lawful carrying out of his/her duties, shall discharge a gun or other firearm, air-guns, spring-guns, cross-bows, long-bows or any other weapon within all those lands designated as the urban area of Smithville as defined in the Official Plan of the Township of West Lincoln;
2. Notwithstanding Section 1 above, the discharge of firearms for historical re-enactments, with ammunition that is incapable of discharging a projectile, will be permitted subject to approval of each individual event by the Council.”
3. No person shall discharge a gun or other firearm, air-guns, spring-guns, cross-bows, long-bows or any other weapon outside those lands designated as the urban area of Smithville as defined in the Official Plan of the Township of West Lincoln, except in accordance with the following provisions:
 - (a) The destruction of a farm or domestic animal for humane reasons; or the destruction by the owner, the owner’s designated agent or the lessee of the lands involved, of rodents, rabbits and pestiferous birds or animals for the sole purpose of protecting the property in question, outside of the urban area of Smithville.
 - (b) The discharge of firearms for the purpose of target or skeet and trap shooting, is permitted provided it is carried out under the supervision of organized gun or revolver clubs, on ranges properly equipped and authorized for such purposes.
 - (c) The discharge of firearms for the purpose of hunting on private property outside of the urban area of Smithville, is permitted subject to the consent of the landowner and subject to all other legislation with respect to firearms and hunting, as regulated by any and all other levels of government.
4. Every person who contravenes any of the provisions of this by-law is guilty of an offence and the liable upon conviction to a penalty as prescribed under the Provincial Offences Act.
5. By Law Number 2009-20 be and is hereby repealed.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 24th DAY OF MAY, 2011.

MAYOR DOUGLAS JOYNER

CAROLYN LANGLEY, CLERK