

## By-law 2020-84

### **A By-law of the City of Greater Sudbury to Amend By-law 2011-100 Being a By-law of the City of Greater Sudbury to Regulate the Sale and Discharge of Fireworks in the City of Greater Sudbury**

**Whereas** the Province of Ontario has declared a state of emergency under the *Emergency Management and Civil Protection Act*, R.S.O. 1990, c. E.9, and issued various orders pursuant to such legislation;

**And Whereas** the sale and discharge of both family fireworks and display fireworks may be contrary to directives of the Province;

**And Whereas** fireworks are a potential source of fires and as such should not be discharged in a restricted fire zone or during a fire ban declared by the Fire Chief;

**And Whereas** Council for the City of Greater Sudbury wish to amend By-law 2011-100 being a By-law of the City of Greater Sudbury to Regulate the Sale and Discharge of Fireworks in the City of Greater Sudbury;

**Now therefore Council of the City of Greater Sudbury hereby enacts as follows:**

#### **Amend Definition of "Permitted Days"**

1. By-law 2011-100 being a By-law of the City of Greater Sudbury to Regulate the Sale and Discharge of Fireworks in the City of Greater Sudbury is amended by repealing the definition of "permitted days" in section 1 and enacting the following definition in its place and stead:

"permitted day" means, during the 2020 calendar year each of:

- (a) January 1<sup>st</sup>;
- (b) Family Day;
- (c) December 31<sup>st</sup>; and
- (d) a day authorized in writing by the Fire Chief."

"permitted day" means, except during the 2020 calendar year, each of:

- (a) January 1<sup>st</sup>;
- (b) Family Day;

- (c) Victoria Day;
- (d) Canada Day;
- (e) December 31<sup>st</sup>; and
- (f) a day authorized in writing by the Fire Chief.”

**Add Subsection 6(3)**

2. By-law 2011-100 being a By-law of the City of Greater Sudbury to Regulate the Sale and Discharge of Fireworks in the City of Greater Sudbury is amended by enacting the following subsection 6(3) immediately after subsection 6(2) and before section 7:

“6(3) Despite anything else herein, no person shall discharge any family fireworks or permit any other person to discharge family fireworks if a permitted day falls during a time that:

- (a) a restricted fire zone is in effect under the *Forest Fires Prevention Act*, R.S.O. 1990, c. F.24, as amended, which affects the City or the part of the City in which the family fireworks would otherwise be discharged; or
- (b) the Fire Chief has declared a fire ban which affects the City or the part of the City in which the family fireworks would otherwise be discharged.”

**Replace 16(2)**

3. By-law 2011-100 being a By-law of the City of Greater Sudbury to Regulate the Sale and Discharge of Fireworks in the City of Greater Sudbury is amended by repealing subsection 16(2) and enacting the following subsection 16(2) in its place and stead:

“16(2) Every display permit shall be automatically revoked without further action by the Fire Chief in the event that:

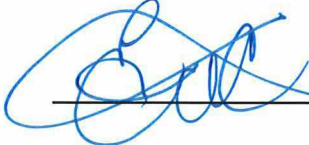
- (a) a restricted fire zone is declared under the *Forest Fires Prevention Act*, R.S.O. 1990, c. F.24, as amended, which affects the City or the part of the City in which the display authorized by the display permit was to take place; or
- (b) the Fire Chief has declared a fire ban which affects the City or the part of the City in which the display authorized by the display permit was to take place.”

**Effective Date**

4. This By-law comes into effect upon passage.

**Read and Passed in Open Council** this 5<sup>th</sup> day of May, 2020

  
\_\_\_\_\_ Mayor

  
\_\_\_\_\_ Clerk