

VILLAGE OF MIDWAY
BY-LAW NO. 207

A by-law to regulate the discharge of firearms, within the Village of Midway

The municipal council of the Village of Midway in open meeting assembled enacts as follows:

1. This By-law shall be cited as the “Discharge of Firearms Regulation By-law, 207, 1991.”
2. For the purposes of this By-law the word “Firearms” means a rifle, pistol or shotgun and includes air guns, air rifles, air pistols, spring guns and cross bows, but does not include weapons used for the discharge of blank ammunition in connection with an athletic or sporting event.
3. “Public Highway” means highway as defined in the Municipal Act.
4. The provisions of this By-law shall not apply to: Peace Officers, employees of the Village of Midway, employees of the Government of Canada and employees of the Society for the Prevention of Cruelty to Animals, who are required to use firearms in the performance of their duties when they are performing their duties.
5. No person shall discharge a firearm within or into those areas shown as closed to the discharge of firearms in Schedule “A” attached hereto, except as otherwise provided in this By-law.
6. A permit to allow the discharge of firearms within the Municipality shall be required.
 - (a) for the operation of a pistol, rifle, trap and/or skeet shooting range; and
 - (b) for an organized trap or skeet shooting event not located on a shooting range permitted to operate under this by-law:

A permit for the discharge of firearms may be issued, providing the applicant is covered by an existing public liability and property damage insurance policy in the minimum amount of \$100,000 validated for during the duration of the permit.

7. Notwithstanding Sections 5 and 6 hereof, but subject to the Migratory Birds Convention Act, the Wildlife Act and regulations thereto, a person may discharge a firearm with the Municipality without first obtaining a permit therefore when:

- (a) he is engaged in a farm operation and firearm is discharged for the purpose of protecting his crops or livestock from birds or animals;
 - (b) he is engaged in the humane destruction or slaughter of domestic livestock; or
 - (c) he is engaged in a commercial slaughterhouse operation; or
 - (d) he is engaged in shooting on a pistol, rifle, trap or skeet shooting range duly authorized by a permit pursuant to Section 6 of this By-law.
8. Notwithstanding the provisions of Section Six (6) hereof, a person may discharge firearms without the necessity of obtaining a permit therefore pursuant to this By-law;
- (a) outside those portions of the Municipality shown as closed to the discharge of firearms on Schedule "A", which said schedule is hereto annexed and made part of this by-law.
9. No person shall discharge any firearm within One Hundred Forty (140) metres of any school building, school yard, public park, hiking trails, playground, church, workshop, place of business, dwelling house, farm building, public highway, or other place where people are assembled or engaged in work of any kind, except as otherwise provided under Section Four (4) and Section Eight (8).
10. Every person who violates any of the provisions of this By-law, or who suffers or permits any act or thing to be done in contravention or a violation of any of the provisions of this By-law, who neglects to do or refrains from doing anything required to be done by any of the provisions of this By-law, or who does any act which violates any of the provisions of the By-law, shall be guilty of an infraction thereof and upon summary conviction therefore shall be liable to a fine and penalty not exceeding Five Hundred Dollars (\$500.00), or in default, payment thereof or in the alternative to imprisonment for a period of time not exceeding sixty (60) days.
11. This by-law may be cited for all purposes as the "Village of Midway" regulate the discharge of firearms by-law 207, 1991.

READ A FIRST TIME BY THE MUNICIPAL COUNCIL THIS 8TH DAY OF APRIL, 1991.

READ A SECOND TIME BY THE MUNICIPAL COUNCIL THIS 8TH DAY OF APRIL, 1991.

READ A THIRD TIME BY THE MUNICIPAL COUNCIL THIS 8TH DAY OF APRIL, 1991.

RECONSIDERED AND FINALLY PASSED AND ADOPTED THIS 15TH DAY OF APRIL, 1991.

Mayor

Clerk