

THE RURAL MUNICIPALITY OF WEST ST. PAUL

"NO SHOOTING BY-LAW"

BY-LAW NO. 11/99

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF WEST ST. PAUL TO REGULATE AND ESTABLISH CONTROLS FOR THE CARRYING AND FIRING OF GUNS AND THE SETTING OFF OF FIREWORKS WITHIN THE MUNICIPALITY OF WEST ST. PAUL AND TO REPEAL BY-LAW NO. 2/94

WHEREAS Section 232(1)(j) of The Municipal Act, S.M. 1996, c.58 (the "Act") states as follows:

232(1) A council may pass by-laws for municipal purposes respecting the following matters:

- (j) the sale and use of firecrackers and other fireworks, the use of rifles, guns, and other firearms, and the use of bows and arrows and other devices;

AND WHEREAS the Council of The Rural Municipality of West St. Paul deem it expedient and in the public interest to regulate and establish controls for the carrying and firing of guns and the setting off of fireworks within the Municipality:

NOW THEREFORE The Council of The Rural Municipality of West St. Paul, in Council duly assembled, enacts as follows:

SHORT TITLE:

- 1.0 **THAT** this By-law be may be referred to as "The No Shooting By-law"

DEFINITIONS:

- 2.0 **THAT** unless the context otherwise is required, for the purpose of this by-law the following definitions shall apply;

"Firearm" means any barrelled weapon from which any shot, bullet or other missile can be discharged and that is capable of causing bodily injury or death to any person, animal, or bird and includes any thing that can be adapted for use as a firearm;

"Hunt" means chase, pursue, worry, follow after or on the trail of, lie in wait for, or attempt in any manner to capture, kill, injure or harass a migratory bird or animal, whether or not the migratory bird or animal is captured, killed or injured;

"Migratory birds" or "birds" means migratory game birds, migratory insectivorous birds, and migratory non-game birds as defined in the Migratory Birds Convention Act, and includes such birds raised in captivity that cannot readily be distinguished from wild migratory birds by their size, shape or colour, and any part or parts of such birds;

"Municipality" means The Rural Municipality of West St. Paul;

"Nuisance Animals" means small animals which have become a nuisance to crops, gardens, trees, and flower beds, and include but are not limited to rodents, rabbits, and gophers;

Prohibited Acts:

- 3.0 **THAT** no person shall carry, fire or discharge any gun or Firearm of any kind, including a shot gun, rifle, B.B. gun and air rifle, catapult, bow and arrow, slingshot or any other device capable of projecting objects which may cause bodily injury or death, within the Municipality without first obtaining a special permit from the Municipal By-law Enforcement Officer;
- 3.1 **THAT** no person shall Hunt within the territorial limits of the Municipality;
- 3.2 **THAT** no person or persons other than property owners on their own property shall set off fireworks, firecrackers or squibs in any street, square, park or public place within the Municipality without first obtaining a special permit from the Municipal By-law Enforcement Officer;

Permits:

- 4.0 **THAT** no permit shall be issued to any person under the age of eighteen (18) years of age;
- 4.1 **THAT** no permit shall be issued to any person or persons for the purpose of hunting;
- 4.2 **THAT** a permit may be issued for the purpose of controlling Nuisance Animals if the Municipal By-law Enforcement Officer deems it necessary to do so;

Permit Fee:

- 5.0 **THAT** the fee for each permit shall be Ten Dollars (\$10.00);

Land Not Subject To Provisions of Section 3.0 Herein:

- 6.0 **THAT** a portion of the land commonly know as 1201 Miller Road and further outlined in pink attached as Schedule "A" hereto shall not be subject to the provisions of Section 3.0 herein;

Repeal:

- 7.0 **THAT** by-law number 2/94 of The Rural Municipality of West St. Paul is hereby repealed;

Coming Into Force:

- 8.0 **THAT** this by-law shall come into force on the day it receives the final passage of Council;

Penalty:

- 9.0 **THAT** any person who contravenes or disobeys, or refuses or neglects to obey any provision of this By-law shall be liable to the fines imposed under The Rural Municipality of West St. Paul Penalty By-law;

DONE AND PASSED, in open Council assembled in the Council Chambers of The Rural Municipality of West St. Paul, 3550 Main Street at Middlechurch, Manitoba, this 9th day of September A.D., 1999

THE RURAL MUNICIPALITY OF WEST ST. PAUL

Dave Oster
Reeve

M. E. Didyk
Chief Administrative Officer

Read a first time this 19th day of August, A.D., 1999
Read a second time this 9th day of September, A.D., 1999
Read a third time this 9th day of September, A.D., 1999