

THE CORPORATION OF THE TOWN OF ESSEX

BY-LAW #124

BEING A BY-LAW REGULATING THE SALE AND THE SETTING OFF OF FIREWORKS IN THE TOWN OF ESSEX

WHEREAS, Section 37 of the Municipal Act, R.S.O. 1990 and amendments thereto allows for Councils to pass By-Laws for regulating the sale of fireworks or any class thereof and for prohibiting the sale of fireworks or any class thereof on any days during the year specified in the By-Law;

AND WHEREAS, Section 38 of the Municipal Act, R.S.O. 1990 and amendments thereto allows for Councils TO PASS By-Laws for prohibiting or regulating the setting off of fireworks or any class thereof in the municipality or in any defined area or areas thereof and for requiring a permit for the holding of fireworks displays and prescribing the conditions under which fireworks displays may be held under such permit;

AND WHEREAS, the Council of the Town of Essex deems it expedient to pass such By-Law;

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF ESSEX ENACTS AS FOLLOWS:

1. It shall be unlawful for any person or corporation to offer fireworks for sale within the Town of Essex except for the days and dates as mentioned in this By-Law.
 - a) Seven days before and on the third (3rd) Monday of the month of May, being Victoria Day.
 - b) Seven days before and on the 1st day of July, being Dominion Day
 - c) Seven days before and on December 31, 1999.
2. It shall be unlawful for any person or Corporation to set off fireworks within the Town of Essex except on the days and dates as mentioned herein.
 - a) The 3rd Monday of May, being Victoria Day.
 - b) The 1st of July, being Dominion Day.
 - c) The 31st Day of December, 1999.
3. It shall be unlawful for any person or Corporation to set off fireworks in any public place, that is public parks, streets, roads, alleys, etc. without the consent of the Council of the Town of Essex.
4. Every person who contravenes any provisions of this By-Law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act.
5. Any By-Law, or parts of By-Laws not consistent with any of the provisions of this By-Law are hereby repealed

READ A FIRST AND SECOND TIME THIS 4th DAY OF OCTOBER, 1999.

READ A THIRD TIME AND FINALLY PASSED THIS 4TH DAY OF OCTOBER 1999.

Mayor

Clerk

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TOWN OF ESSEX**

Town of Essex By-Law #124

ITEM	COLUMN 1		COLUMN 2		COLUMN 3
					SET FINE
					(includes costs)
1	Selling fireworks on a day other than specified.		Section 1		\$100.00
2	Setting off fireworks other than on a day specified		Section 2		\$100.00
3	Setting off fireworks in a public place.		Section 3		\$100.00

NOTE: The penalty provision for the offences indicated in Section 4 of By-Law #124, a certified copy of which has been filed.