

THE CORPORATION OF THE CITY OF GUELPH

By-law Number (1994)-14738 (**Consolidated Version**)

A By-law to regulate the discharge of firearms within the City of Guelph and to adopt Municipal Code Amendment Number 155 which amends Chapter 143 of the Corporation of the City of Guelph's Municipal Code and to repeal By-law Numbers (1991)-13863 and (1993)-14504.

THE CORPORATION OF THE CITY OF GUELPH ENACTS AS FOLLOWS:

Interpretation

1. For the purposes of this By-law, the following terms shall have the corresponding meanings:
 - (a) **“By-law”** means this By-law and any amendments thereto including any and all Schedules forming any part of this By-law and any amendments thereto;
 - (b) **“Firearm”** means any gun or other firearm, air-gun, pellet gun, spring-gun, shotgun, cross-bow, long-bow, and any other barrelled weapon from which any shot, bullet, missile or other projectile may be discharged;
 - (c) **“Firearms Discharge Area”** means the area identified on Schedules “A” and “B” of this By-law; and
 - (d) **“Permitted Firearm”** means a shotgun, cross-bow or long-bow.

Firearm Discharge Prohibited

2. Except as provided in Section 3 of this By-law, no person shall discharge any Firearm or Permitted Firearm within the City of Guelph at any time.

Firearm Discharge Permitted

3. (a) A person may discharge a Firearm in the City of Guelph only when:
 - (i) such person is exercising his or her rights under the **Livestock, Poultry and Honey Bee Protection Act, R.S.O. 1990, Chapter L.24**, or any successor thereof, and such person exercises due care for the safety of persons and property in such exercise;
 - (ii) such person is discharging the Firearm to destroy an animal or pest in the course of his or her duties as a police officer or an employee of the Federal or Provincial Government, the City of Guelph, the Guelph Humane Society or the University of Guelph;
 - (iii) such person is discharging the Firearm at a skeet or target shooting range which is a range regularly used for such activities by a shooting association or corporation and such association or corporation has public liability insurance in the amount of at least \$1,000,000.00 and due care is exercised at the range for the safety of persons and property; or
 - (iv) such person is the owner of property or a person authorized by the owner of property within the area formerly in the Township of Puslinch which was annexed to the City of Guelph on April 1, 1993 and such person discharges the Firearm on such owned property for the purpose of either protecting the owner's agricultural crops or destroying any animal or pest

that the property owner reasonably believes is of imminent harm to any person or to the owner's livestock, poultry or pets.

- (b) A person may discharge a Permitted Firearm within the Firearms Discharge Area when such Permitted Firearm is discharged at least 200.0 metres away from any habitable building or structure.
- (c) No person discharging a firearm at a range under clause 3(a)(iii) of this By-Law shall do so prior to 9:00 a.m. or after 9:00 p.m. when the noise from such discharge can be heard by any person who is on any road allowance or any other property situate beyond the limits of the range property. **(Added by By-law (1998)-15877)**

Indoor Paintball Facilities (Added by By-law (2001)-16685)

- (d) (i) In this subsection, **(Added by By-law (2001)-16685)**
 - “Indoor Paintball Facility” – means an enclosed facility that is designed for the purpose of conducting Paintball Gun activities.
 - “Paintball Gun” – means a barreled weapon that,
 - (A) is designed for discharging paintballs; and
 - (B) is deemed not to be a firearm pursuant to Section 84(3)(d) of the *Criminal Code*, or any successor thereof.
- (ii) Notwithstanding any other provision of this By-law, a person may discharge a Paintball Gun within an Indoor Paintball Facility. **(Added by By-law (2001)-16685)**

Offence

- 4. Every person who contravenes any provision of this By-law is guilty of an offence.

Penalty

- 5. Every person who is convicted of an offence under any provision of this By-law shall be liable to a penalty as set out in Section 61 of **The Provincial Offences Act, R.S.O. 1990, Chapter P.33**, or any successor thereof.

Prior By-laws Repealed

- 6. By-law Numbers (1991)-13863 and (1993)-14504 are hereby repealed.

Municipal Code Amended

- 7. Chapter 143 of the City of Guelph's Municipal Code is hereby deleted and replaced with this By-law, being Municipal Code Amendment Number 155.

PASSED this SEVENTH day of NOVEMBER, 1994.

Original Signed by:
John Counsell – Mayor

Original Signed by:
Lois Giles - Clerk

