



Council Report

Report Number: MLE2021-015
Meeting Date: December 14, 2021
Title: **Discharge of Firearms By-Law Review and Update**
Description: Deferred from the November 16, 2021 Council Meeting
Author and Title: Aaron Sloan, Manager

Recommendation(s):

That Report MLE2021-015, **Discharge of Firearms By-Law Review and Update**, be received;

That the proposed By-Law, being a By-Law to Regulate the Discharge of Firearms in the City of Kawartha Lakes be amended; and

That the necessary By-Law attached as **Appendix A** be forwarded to Council for consideration Q1 2022.

Department Head: _____

Chief Administrative Officer: _____

Background:

At the Committee of the Whole meeting September 7, 2021, the following recommendation was made:

CW2021-213

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report ML2021-006, **Discharge of Firearms by-law review and update**, be received;

That the proposed By-Law, being a By-Law to Regulate the Discharge of Firearms in the City of Kawartha Lakes, attached as Appendix C to this report be approved;

That By-Law 2005 – 329 being a By-Law to Regulate the Discharge of Firearms in the City of Kawartha Lakes be repealed; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

However, at the regular Council meeting September 21, 2021, Council adopted the following resolution:

CR2021-419

Moved By Councillor Dunn

Seconded By Councillor Seymour-Fagan

That Report ML2021-006, **Discharge of Firearms By-Law Review and Update**, be received;

That the proposed By-Law, being a By-Law to Regulate the Discharge of Firearms in the City of Kawartha Lakes, attached as Appendix C to Report ML2021-006 be referred to staff for review and report back to incorporate the following amendments:

- that the definition of firearm in Section 1.01(i) be amended to replace the reference to 'weapon' with 'device'
- that Section 1.01(s) be deleted
- that Section 2.05 be deleted
- that Section 2.09 be amended to reduce the distance noted to 300 metres

- that Section 2.10 be amended to add 'unless the property owner's permission has been granted'
- that Section 4.01(f) be deleted
- that Section 7.03 be amended to confirm that the By-Law will be effective January 1, 2022

On November 16, 2021 at regular Council, staff presented, **Discharge of Firearms By-Law Review and Update**, supplemental to CR2021-049. The resolution was to deferred to December 14, 2021 Council meeting.

This report provides Council information and requests Council consider the proposed draft by-law.

Rationale:

Staff have reviewed **CR2021-419**, included the amendments recommended by Council and the proposed changes recommended by the Committee of the Whole in CW2021-213; the final draft of the amended by-law is attached as **Appendix A**, being a By-Law to Repeal and Replace By-Law 2005-329, being a By-Law to Regulate the Discharge of Firearms. The By-Law sections have been renumbered according to the amendments.

In addition to the amendments suggested in CR2021-419, staff is suggesting that the exemption offered in Section 4.01 (f) not be entirely deleted; instead, that it be amended by only removing "and a maximum of only ten (10) rounds being fired in a twenty four (24) hour period".

The amendment to section 4.01 (f) will read as follows:

Section 4.00: Exemptions

4.01 General Exemptions: The regulations established by this by-law do not apply to the activities and matters described below:

- (f) **For the Protection of Property from nuisance wildlife that may be killed or harassed in accordance with the Fish and Wildlife Conservation Act or a permit issued under the Canada Migratory Birds Regulations;**

Leaving this exemption in the By-Law will provide property owners with options to protect their properties from nuisance wildlife as authorized by other regulation.

For Council's reference, report MLE2021-006 and all attachments are attached as **Appendix B.**

Other Alternatives Considered:

No other alternatives have been considered.

Alignment to Strategic Priorities

The four strategic priorities within the 2020-2023 Kawartha Lakes Strategic Plan are:

1. Healthy Environment
2. An Exceptional Quality of Life
3. A Vibrant and Growing Economy
4. Good Government

The recommendations in this report align directly with the corporate mission to deliver the highest standard of municipal services while creating a healthy and safe environment for all Kawartha Lakes residents and businesses.

Consultations:

Clerk

Attachments:

Appendix A: Discharge of Firearms By-Law updated draft as per CR2021-419 and report MLE2021-015.



Discharge of
Firearms By-law Draft

Appendix B: Report MLE2021-006



ML2021-006 Report
Discharge of Firearm



ML2021-006
Appendix A.pdf



ML2021-006
Appendix B.pdf



ML2021-006
Appendix B1.pdf



ML2021-006
Appendix C.pdf



ML2021-006
Appendix D.pdf

Department Head email: critchie@kawarthalakes.ca

Department Head: Cathie Ritchie