

The Corporation of the City of Penticton

Bylaw No. 2015-37

A bylaw to regulate the use of bows and arrows and the discharge of firearms within the City of Penticton.

WHEREAS Council, in the interest of public safety, wishes to regulate the use of bows and arrows and firearms in the City of Penticton;

AND WHEREAS pursuant to Section 8 (3)(e) and 8 (5) of the *Community Charter*, a Council may regulate, prohibit and impose requirements in relation to bows and arrows and to the discharge of firearms;

NOW THEREFORE the Council of the City of Penticton, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. Citation

This Bylaw may be cited as "Bow and Arrow and Firearms Regulations Bylaw No. 2015-37".

2. Administration

This Bylaw shall be administered by the Bylaw Supervisor.

3. Definitions

In this bylaw, the following terms have the following meanings:

Archery means the sport of shooting with a drawbow and arrow at a target.

Crossbow means a bow fixed on a stock with a mechanism to hold the bow drawn and release via a trigger.

Drawbow means a bow that is drawn with the tension supplied by the archer, which does not have a locking mechanism.

Firearm includes a gun, rifle, pistol, revolver, air gun, air pistol, spring gun and any device that propels a projectile by means of an explosion, compressed gas or spring.

4. Bow and Arrow Regulations

4.1 No person shall operate a crossbow within the City of Penticton.

4.2 A drawbow may be operated in the City of Penticton, with the purpose of practicing the sport of archery, under the following conditions:

- a) In a facility specifically designed for archery, designed to archery industry safety standards; or
- b) In an area set up for archery temporarily, the property owner must be in possession of documentation from the BC Archery Association or other recognized authority confirming that the area has been set up to archery industry safety standards; or
- c) Under the direct supervision of a registered archery coach or safety officer as recognized by the British Columbia Archery Association or equivalently recognized accredited archery association.

5. Firearms Regulations

- 5.1 No person shall discharge a firearm within the City of Penticton.
- 5.2 Notwithstanding Section 5.1, firearms may be lawfully discharged under the following situations:
 - a) In a firing range designated for that purpose that is built to acceptable industry standards and approved by the City of Penticton for that purpose;
 - b) Police, conservation officers and armed service personnel lawfully engaged in the performance of their duties;
 - c) Any person discharging a flare in the case of an emergency; or
 - d) With a permit to discharge issued pursuant to this bylaw.

6. Permit to Discharge

- 6.1 The Bylaw Supervisor may issue a permit authorizing the discharge of firearms or drawbows in areas of the city zoned agricultural and parks for a specific purpose.
- 6.2 The Bylaw Supervisor shall outline the following conditions on the issuance of the permit, including:
 - a) The purpose for the use of the drawbow or firearm;
 - b) The location, date and time where the drawbow or firearm may be used or discharged;
 - c) The type of drawbow or firearm that is to be used or discharged;
 - d) Who may discharge or use the drawbow or the firearm;
 - e) Any other conditions that the Bylaw Supervisor considers necessary to ensure public safety.

7. Offence

- 7.1 Every person who commits an offence against any provision of this bylaw, shall be liable on summary conviction to a fine not exceeding \$2,000.00.
- 7.2 Every person who violated this bylaw, in addition to any other penalty, may be issued a ticket under the Municipal Ticketing Information Bylaw.

8. Repeal

8.1 Upon adoption of this bylaw "City of Penticton Firearms Regulation Bylaw No. 88-76 (1988)" and all amendments thereto are hereby repealed.

READ A FIRST time this	20 day of	July, 2015
READ A SECOND time this	20 day of	July, 2015
READ A THIRD time this	20 day of	July, 2015
ADOPTED this	4 day of	August, 2015



Andrew Jakubeit, Mayor



Dana Schmidt, Corporate Officer