

The Corporation of the City of Guelph

By-law Number (2025) - 21073

A by-law to amend By-law Number (1993) – 14362, as amended by By-laws (1994)-14680;(1998)-15878;(1999)-16207; (2013)-19578, being a By-law to regulate the display, sale and setting off of fireworks;

Whereas the City has enacted by By-law Number (1993) – 14362, as amended, for the regulation of fireworks within the City of Guelph (the “Fireworks By-law”);

And whereas the City intends to amend the Fireworks By-law to, among other things, change the permitted days and hours for sale and use fireworks, to require firework vendors to provide certain information on site and at point of sale, and to add additional vulnerable occupancies to the schedule of minimum distances;

The Council of the Corporation of the City of Guelph enacts as follows:

1. By-law number (1993)-14362, as amended, is hereby amended as follows:
 - (1) The definition of “Fireworks vendor” in section 1(c) is amended to add the following before the semi-colon: “, and includes temporary vendors”.
 - (2) Section 2 is deleted in its entirety and replaced with the following:

When Sales Permitted

No person shall display, offer for sale or sell fireworks, or any class or classes thereof, except on the days being observed as Victoria Day, Canada Day, and Diwali and for seven (7) days prior to the days being observed as Victoria Day, Canada Day, and Diwali.

- (3) Section 4 is deleted in its entirety and replaced with the following:

4. Posting of By-law and Supplementary Information

(a) Every fireworks vendor shall ensure that a copy of this By-law is posted on the site in a conspicuous place visible to the public.

(b) Every fireworks vendor must display and make available to purchasers and prospective purchasers of fireworks any information, brochures, guidelines and instructions supplied by a fireworks manufacturer, or the City, outlining the safe storage, handling and discharge of fireworks.

- (4) Section 7 (c) is deleted in its entirety and replaced with the following:

7 (c) Provide a site plan showing the location of each vending structure in reference to City streets, buildings on the site and parking areas on the site, demonstrating compliance with all applicable laws and regulations, including the *Explosives Act*, 1985, as amended and regulations thereunder, and all guidelines established by the Federal Explosives Division, Department of Energy, Mines and Resources, and the manufacturer’s instructions included with each specific package of fireworks.

- (5) Section 7 (d) is deleted in its entirety and replaced with the following:

7 (d) Not permit the display or sale of fireworks unless the site complies with all applicable laws and regulations, including the *Explosives*

Act, 1985, as amended and regulations thereunder, and all guidelines established by the Federal Explosives Division, Department of Energy, Mines and Resources, and the manufacturer's instructions included with each specific package of fireworks.

- (6) Section 7 (e) is deleted in its entirety and replaced with the following:

7 (e) Erect and maintain connected pylons or fencing of a temporary nature to establish a no-encroachment zone, which complies with all applicable laws and regulations, including the *Explosives Act*, 1985, as amended and regulations thereunder, and all guidelines established by the Federal Explosives Division, Department of Energy, Mines and Resources, and the manufacturer's instructions included with each specific package of fireworks.

- (7) Section 8 (b) is amended to delete the words "and on the day immediately preceding Victoria Day, Canada Day".
- (8) Section 8 (c) is amended to delete the words "before 9:00 a.m. or after 11:59 p.m." and replace them with "except between 9:00 a.m. and 11:00 p.m."
- (9) Section 8 is amended to add at Section 8(e) with the following:

(e) Within three hundred (300) meters of the boundary of a property on which any of the following are located:

- i. hospital;
- ii. retirement home;
- iii. long-term care home;
- iv. place of worship;
- v. school;
- vi. daycare; or
- vii. other similar type of occupancy unless approval of the fire chief and the consent of the owner is obtained.

- (10) Section 11 is deleted in its entirety and replaced with the following:

Penalties

(a) Every person convicted of an offence under any provision of this By-law is liable to a maximum fine as set out in Section 61 of the *Provincial Offences Act*, R.S.O. 1990, Chapter P.33, as amended or any successor thereof, for each offence.

(b) Any person convicted of an offence under this By-law is liable to a fine as set out in Schedule "A" of set fines as imposed under this By-law.

- (11) Appendix "A" FIREWORKS TABLE OF OUTSIDE DISTANCES is deleted in its entirety.

2. This By-law shall come into force and take effect on the date of approval of the set fines set out in Schedule "A" by the Regional Senior Justice of the Peace.

Passed this 23rd day of April, 2025.

Cam Guthrie, Mayor

Dylan McMahon, Acting City Clerk