

## BYLAW NO. 4266, 2012

A Bylaw to regulate the discharge of firearms and bows within the City of Coquitlam

WHEREAS:

- A. Pursuant to section 8(5) of the *Community Charter*, S.B.C. 2003, c. 26 (the "*Community Charter*"), Council for the City of Coquitlam has authority to regulate and prohibit in relation to the discharge of firearms;
- B. Pursuant to section 8(3)(e) of the *Community Charter*, Council for the City of Coquitlam has authority to regulate and prohibit in relation to bows and arrows;

NOW THEREFORE, the Council of the City of Coquitlam, in open meeting lawfully assembled, ENACTS AS FOLLOWS:

### 1. Name of Bylaw

This Bylaw may be cited for all purposes as the "Firearm and Bow Discharge Bylaw No. 4266, 2012."

### 2. Definitions

In this Bylaw, unless the context otherwise requires, the following words have the following meanings:

**BOW** means a *longbow* or a *crossbow*;

**CITY** means the City of Coquitlam;

**CROSSBOW** means a bow fixed across a stock with a groove for the arrow or bolt and a mechanism for holding and releasing the string;

**FIREARM** includes a rifle, shotgun, handgun or spring gun and any device that propels a projectile by means of an explosion, compressed gas or spring, but does not include a *bow*; and

**LONGBOW** includes a longbow, recurve bow and a compound bow.

### 3. Prohibition

- 3.1 No person shall discharge a *firearm* within the *City* unless that person:
  - 3.1.1 only discharges a *firearm* in those areas shown as open to the discharge of a *firearm* in Schedule "A" attached to this Bylaw;
  - 3.1.2 does not use a single projectile when discharging a *firearm*; and
  - 3.1.3 does not discharge a *firearm* towards shore.
- 3.2 No owner or occupier of private land within the *City* shall cause, allow, or permit another person to discharge a *firearm* on that private land.
- 3.3 No person shall discharge a *bow* within the *City*.
- 3.4 No owner or occupier of private land within the *City* shall cause, allow, or permit another person to discharge a *bow* on that private land.
- 3.5 No person shall discharge a *firearm* or *bow* in contravention of any condition of a permit issued under section 5.1 of this Bylaw.

### 4. Exemptions

- 4.1 Sections 3.1 and 3.2 of this Bylaw do not apply to:
  - 4.1.1 a person engaged in a farm operation who discharges a *firearm* for the purpose of protecting crops or livestock from injury or destruction by animals;
  - 4.1.2 the discharge of a *firearm* at an indoor shooting range that has been authorized under the *Firearm Act*, R.S.B.C. 1996, c. 145, as amended or replaced from time to time; or
  - 4.1.3 the discharge of a *firearm* on the following private land:
    - 4.1.3.1 5000 Harper Road, legally described as District Lot 7086, Group 1, New Westminster District;
    - 4.1.3.2 4141 Quarry Road, legally described as Legal Subdivision 3 of Section 21, Township 40, Except: Part Plan 45478; New Westminster District.
- 4.2 Section 3.1 of this Bylaw does not apply to a person employed as:
  - 4.2.1 a peace officer;

- 4.2.2 a bylaw officer; or
- 4.2.3 a conservation officer,

who discharges a *firearm* in the lawful performance of that person's duties.

4.3 Sections 3.3 and 3.4 of this Bylaw do not apply to the use of a *bow* on private land if:

- 4.3.1 the person using the *bow* has received the prior permission of the owner or lawful occupier of that private land;
- 4.3.2 the *bow* is used to shoot an arrow or other projectile at a stationary, inanimate target; and
- 4.3.3 the person using the *bow* exercises care for the safety of other persons and property.

## 5. Permits

- 5.1 The General Manager of Engineering and Public Works may, upon application, issue a permit allowing a person or group to discharge a *firearm* or *bow* within the *City* other than as set out in section 4 of this Bylaw.
- 5.2 The General Manager of Engineering and Public Works may, when issuing a permit under section 5.1 of this Bylaw, impose conditions including:
  - 5.2.1 the location where the *firearm* or *bow* may be discharged;
  - 5.2.2 the date and time when the *firearm* or *bow* may be discharged;
  - 5.2.3 the type of *firearm* or *bow* that may be discharged;
  - 5.2.4 who may discharge the *firearm* or *bow*; and
  - 5.2.5 any condition the General Manager of Engineering and Public Works considers necessary to ensure public safety or peace and quiet within the *City*.

## 6. Offence

- 6.1 Every person who violates any provision of this Bylaw, or who causes, permits or allows any act or thing to be done in violation of this Bylaw, or who neglects to or refrains from doing anything required to be done by any provision of this Bylaw, is guilty of an offence against this Bylaw and each day that a violation continues is deemed to be a separate offence against this Bylaw.

6.2 Every person who violates a provision of this Bylaw, or who causes, permits, or allows an act or thing to be done in violation of a provision of this Bylaw, or who neglects or refrains from doing anything required by a provision of this Bylaw, is guilty of an offence and is liable, upon summary conviction, to a fine not exceeding the maximum set out in the *Offence Act*, as amended.

**7. Severance**

The provisions of this Bylaw are intended to be severable and, should any part of this Bylaw be found to be invalid by a court of competent jurisdiction, the finding of invalidity will not affect the validity of the remainder of this Bylaw.

**8. Repeal**

The *District of Coquitlam Firearms Control Bylaw No. 2068, 1989*, and amendments thereto, are hereby repealed.

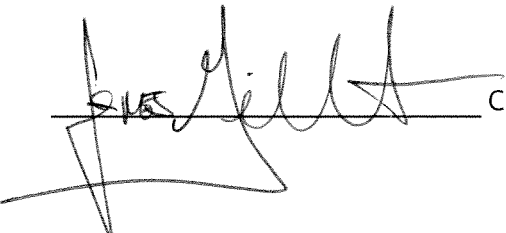
READ A FIRST TIME this 16<sup>th</sup> day of January, 2012.

READ A SECOND TIME this 16<sup>th</sup> day of January, 2012.

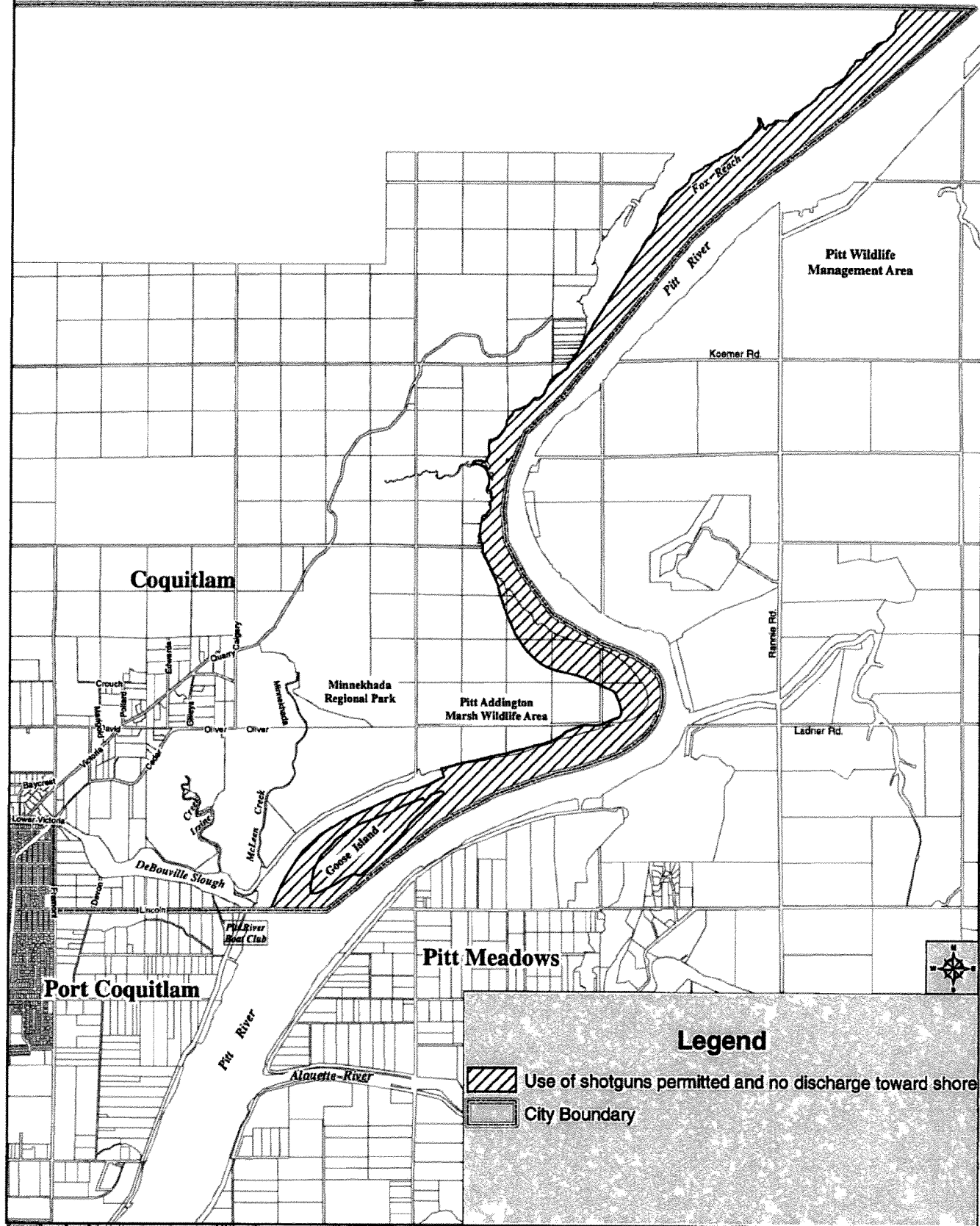
READ A THIRD TIME this 16<sup>th</sup> day of January, 2012.

GIVEN FOURTH AND FINAL READING and the Seal of the Corporation affixed this 9<sup>th</sup> day of July, 2012.

  
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MAYOR

  
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CLERK

### SCHEDULE A Discharge of Firearms Areas



City of Coquitlam, prepared for Minnehaha Regional Park June 29, 2012