

YELLOWHEAD COUNTY

BYLAW NO. 7.05

BEING A BYLAW OF YELLOWHEAD COUNTY IN THE PROVINCE OF ALBERTA TO PROHIBIT THE DISCHARGE OF GUNS OR OTHER FIREARMS IN ANY SPECIFIED PART OR PARTS OF YELLOWHEAD COUNTY

WHEREAS, Section 7 of the *Municipal Government Act*, R.S.A. 2000, c. M-26.1, as amended authorizes Council pass bylaws respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS, Council deems it desirable in the best interest of the public to prohibit the discharge of guns or other firearms within Yellowhead County;

NOW THEREFORE, the Council of Yellowhead County, in the Province of Alberta, duly assembled, enacts as follows:

1 Name of Bylaw

1.1 This Bylaw may be cited as the "Firearms Bylaw".

2 Definitions

2.1 In this Bylaw:

- a) "Council" means the Council of Yellowhead County;
- b) "County" means Yellowhead County;
- c) "Firearm" shall mean a barrelled weapon from which any shot, bullet or other projectile can be discharged and that is capable of causing serious bodily injury or death to a person;
- d) "Gun" shall mean a portable firearm for throwing a projectile with gunpowder that is capable of causing serious bodily injury or death to a person;
- e) "Occupier" shall mean any person other than the Owner who is actually occupying, legally responsible for or in possession of lands, including, but not restricted to, a lessee, licensee, tenant or agent of the Owner;
- f) "Owner" shall mean:
 - i a person who is registered under the *Land Titles Act* as the owner of the lands;
 - ii the person who is recorded as the owner of the lands on the assessment roll of the County;
 - iii a person who has purchased or otherwise acquired the lands, whether he has purchased or otherwise acquired the lands directly from the owner or from another purchaser, and has not become the registered owner thereof;
 - iv a person holding himself out as the person having the powers and authority of ownership or who for the time being exercises the powers and authority of ownership; or

v a person controlling the lands under construction.

- g) "Prohibited Area" shall mean all those portions of Section 29, Township 53, Range 15, West of the 5th Meridian within the boundaries of Yellowhead County; as shown in the attached Schedule "A";
- h) "Violation Ticket" means a ticket issued for a breach of any of the provisions of this Bylaw and shall be in the form prescribed by the *Provincial Offences Procedure Act, R.S.A. 2000, c. P-34*, as amended, and the Regulations thereunder.

3 General Prohibition

- 3.1 No person shall discharge a Gun or other Firearm within the boundaries of the Prohibited Area.

4 Exceptions

- 4.1 No person shall be in contravention of this Bylaw who is an Owner or Occupier of lands in the County and who discharges a Gun or other Firearm for the purpose of shooting coyotes which threaten the safety and well-being of persons and property located on land owned or occupied by that person.
- 4.2 For the purposes of Section 4.1 of this Bylaw, only rimfire rifles and shotguns shall be used to shoot coyotes.

5 Offences

- 5.1 Any person who fails to comply with any provision of this Bylaw is guilty of an offence and liable on conviction to a fine of \$250.00 for a first offence and \$500.00 for any second and subsequent offences.
- 5.2 A Violation Ticket issued to a person referred to in Section 5.1 of this Bylaw shall require payment of the appropriate penalty specified in Section 5.1 of this Bylaw.
- 5.3 A Violation Ticket shall be deemed to be sufficiently served if served personally on the accused or if mailed to the address of the person accused.

This Bylaw comes into effect at the beginning of the day that is it passed in accordance with s. 189 of the *Municipal Government Act*, being c.M-26, R.S.A., 2000.

READ a first time this 22 day of MARCH, A.D., 2005.

READ a second time this 26 day of APRIL, A.D., 2005.

READ a third time this 26 day of APRIL, A.D., 2005.

SIGNED this 26 day of APRIL, A.D., 2005.



Reeve

Mary Nordmecht.
Director of Legislative Services

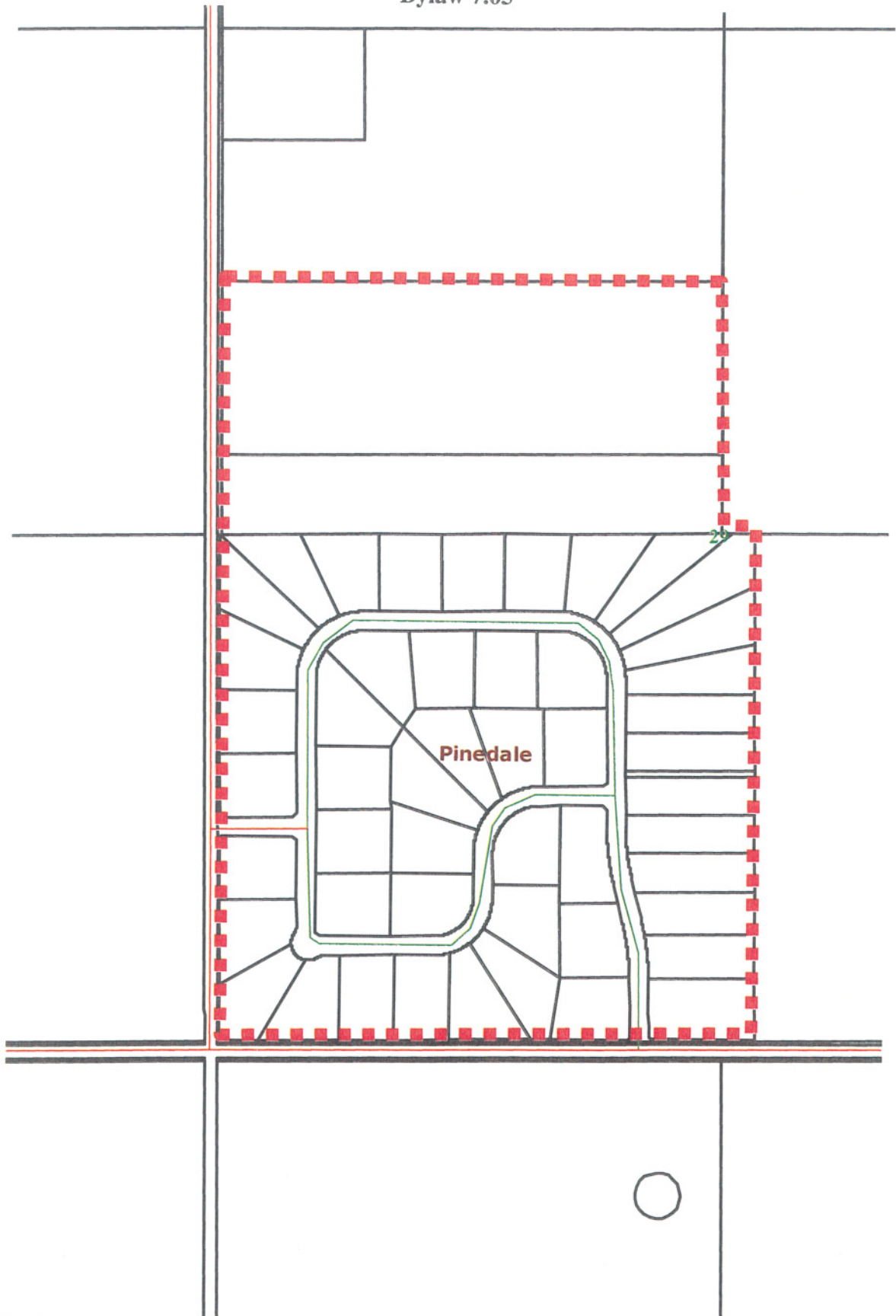
Pursuant to Section 74 of the Municipal Government Act, R.S.A., 2000 this bylaw is hereby approved:

DATED at the City of Edmonton, this 31 day of MAY, 2005.



Minister of Alberta Sustainable Resource Development

**Schedule A
Bylaw 7.05**



Prohibited Area – Includes all of Plan 792-1360 located in the SW 29-53-15-W5M and the south half of the NW 29-53-15-W5M as indicated by the red dashed line.