



To: Community Safety Committee
From: Phyllis L Carlyle
 General Manager Law & Community Safety
Re: Fireworks Regulation Changes

Date: October 26, 2007

File:

Staff Recommendation

That:

1. Bylaw No. 8305, which amends Fireworks Regulation No. 7917 by simplifying the enforcement process and enhancing the compliance with regulations be introduced and given first, second and third readings.
2. That Council Policy No. 8600, adopted on November 13, 1973, be rescinded, and that the proposed Policy - Fireworks Displays in Parks, as attached to this report, be adopted.

Phyllis L Carlyle
 General Manager Law & Community Safety
 (4104)

FOR ORIGINATING DIVISION USE ONLY					
ROUTED TO:		CONCURRENCE		CONCURRENCE OF GENERAL MANAGER	
Parks Design, Construction & Programs.....		Y	<input checked="" type="checkbox"/>	N	<input type="checkbox"/>
Law		Y	<input checked="" type="checkbox"/>	N	<input type="checkbox"/>
REVIEWED BY TAG		YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>
		REVIEWED BY CAO		YES	<input checked="" type="checkbox"/>
				NO	<input type="checkbox"/>

Staff Report

Origin

This report is in response to issues raised during prosecutions under the Fireworks Regulation Bylaw. Proposed amendments have been prepared to facilitate the bylaw interpretation and the definition as to what is and is not a “firework”.

In addition, this report proposes new policy to govern firework displays. The proposed policy change reflects the requirements of the *Fireworks Regulations Bylaw No. 7917* permitting regulations adopted by Council on April 11, 2005.

Recommended Changes – Fireworks Regulation Bylaw

The proposed change to the Bylaw (Attachment 1) expand and clarify the definition of what is considered a “firework”. Other changes are to empower the Fire Chief and designates to issue written reports as evidence in lieu of providing expert verbal testimony in Court.

Benefits

- Streamlined efficient prosecution of offences
- Improved compliance with regulations
- Improved public safety
- Reduced risk to public and private property

Recommended Changes – Fireworks Displays in Parks Council Policy

Council adopted the Fireworks Regulation Bylaw No. 7917 on April 11, 2005. A new policy is proposed (Attachment 2) to reflect the recent Fireworks Regulation Bylaw 7917. Proposed policy amendments include:

1. Indicating the need to meet municipal regulations in addition to the quoted federal regulations.
2. Indicating a requirement for community groups to obtain a fireworks display permit, in addition to seeking permission from the Parks Division.

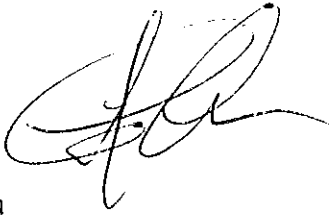
Financial Impact

None.

Conclusion

This is a minor change to wording intended only to simplify the enforcement process and enhance compliance with the regulations. None of the intentions or prohibitions of the current bylaw have been altered.

A new Council policy is proposed to ensure consistency with Council's Fireworks Regulation Bylaw.

A handwritten signature in black ink, appearing to read 'DC', written in a cursive style.

Dave Clou
Captain-Fire Protection Services (2707)

DC:dc



Fireworks Regulation Bylaw No. 7917 Amendment Bylaw No. 8305

The Council of the City of Richmond enacts as follows:

1. The *Fireworks Regulation Bylaw No. 7917* is amended at Part Two:
 - (a) by deleting “and” from subsection 2.2.1 (d) (iii);
 - (b) by deleting from subsection 2.2.1 (e) (iii) “safety.” and substituting “safety; and”; and
 - (c) by adding the following after subsection 2.2.1(e):
 - (f) conduct an examination or analysis of an article that appears to be a **firework**, and to prepare a report confirming that the **Fire Chief** has examined or analyzed the item, describing the results of the examination or analysis, and stating whether or not, in the opinion of the Fire Chief, the item is a **firework**.

2. The *Fireworks Regulation Bylaw No. 7917* is amended at Part Three by deleting the definition of “Firework” and substituting the following:

FIREWORK means any article containing a combustible or explosive composition or any substance or combination of substances prepared for, capable of, or discharged for the purpose of producing a pyrotechnical display which may or may not be preceded by, accompanied with, or followed by an explosion, or an explosion without any pyrotechnical display, and includes, without limitation, barrages, batteries, bottle rockets, cannon crackers, fireballs, firecrackers, mines, pinwheels, roman candles, skyrockets, squibs, torpedoes, and other items of a similar nature that are intended for use in pyrotechnical displays or as explosives or that are labelled, advertised, offered, portrayed, presented or otherwise identified for any such purpose.

3. This Bylaw is cited as “Fireworks Regulation Bylaw No. 7917 Amendment Bylaw No. 8305”.

FIRST READING

SECOND READING

THIRD READING

ADOPTED

CITY OF RICHMOND
APPROVED for content by originating dept.
APPROVED for legality by Solicitor
<i>WLS</i>

MAYOR

CORPORATE OFFICER



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Adopted by Council: ☉

Policy ☉

File Ref: 7400-00

FIREWORKS DISPLAYS IN PARKS

Policy _____ :

It is Council policy that:

Council endorses the concept of fireworks displays in community parks, with the Parks, Recreation and Cultural Services Department authorized to approve displays subject to site suitability and in accordance with municipal and federal regulations.

Community groups requesting permission to hold fireworks displays will provide the Parks Division with a written submission specifying the date, site location and other pertinent details. Upon receipt of Parks Department approval, a fireworks display permit application must be made to Fire-Rescue at least 10 business days prior to the fireworks event.



City of Richmond

Policy Manual

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Adopted by Council: Nov. 13/73

POLICY 8600

File Ref: 7400-00

FIREWORKS DISPLAY IN PARKS**POLICY 8600:**

It is Council policy that:

Council endorses the concept of fireworks displays in community parks, with the Parks & Leisure Services Department authorized to schedule displays in accordance with Federal regulations.

Community groups requesting permission to hold displays will provide Parks & Leisure Services with a written submission, specifying date, site location and other pertinent details.

(Parks & Leisure Services Department)