

**SUMMER VILLAGE OF SEBA BEACH  
IN THE PROVINCE OF ABERTA  
BY-LAW NO. 2-09**

**BEING A BY-LAW TO AMEND BY-LAW NO. 378 RELATING TO THE  
PREVENTION AND REGULATION OF FIRES AND FIREWORKS**

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**WHEREAS** it is deemed necessary and expedient to amend Fire By-law No. 378;

**NOW THEREFORE**, the Municipal Council of the Summer Village of Seba Beach in the Province of Alberta duly assembled under the powers of the Municipal Government Act RSA 2000 enacts the following amendments;

**THAT** By-law # 378 will be amended by the addition of Sections 10 (Penalty Listing) and 11 as follows:

**11. FIREWORKS**

**11.a** No person shall sell, offer for sale, store, give away, distribute, discharge or set off fireworks within the Summer Village of Seba Beach unless he or she holds a permit signed by an authorized person as prescribed in Section 2 of By-law 378.

**11.b** No person shall sell Consumer "low hazard" fireworks within the Summer Village of Seba Beach except on the 7 days immediately preceding New Years Day, Canada Day and Labour Day.

**11.c** No person shall sell Consumer "low hazard" recreational fireworks within the Summer Village of Seba Beach to any person under the age of 18 years.

**11.d** No person shall discharge Consumer "low hazard" recreational fireworks within the Summer Village of Seba Beach, except as follows:

New Years : 20:00 hours December 31 – 01:00 hours January 1  
Canada Day: 20:00 hours – 23:59 hours July 1  
Labour Day 20:00 hours – 23:59 hours on the first Monday of September

**11.e** Permits will be issued for the discharge of "high hazard" fireworks and discharged by professional pyrotechnicians as accredited by Natural Resources Canada in accordance and pursuant to the Alberta Fire Code.

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**11.f** All fireworks shall be stored, used and ignited in accordance with provisions of the Explosives Act (Canada) and Alberta Fire Code and their regulations and in accordance with those conditions determined solely by the Summer Village of Seba Beach.

**11.g** Any person who lights a fire or discharges fireworks for the purposes described in this bylaw is responsible to ensure it is conducted in a safe manner.

**READ** a first time and passed this 25<sup>th</sup> day of June A.D. 2009

**READ** a second time and passed this 25<sup>th</sup> day of June A.D. 2009

**READ** a third time and finally passed this 27<sup>th</sup> day of July A.D. 2009

  
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Gary E. Schultz, Mayor

  
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Susan H. Evans, CAO



**SECTION 10 – Penalties**

- a) A person who fails to comply with any provision contained in this Bylaw is guilty of an offence and is liable on a conviction to a fine of not more than \$ 10,000 or to imprisonment to a term of not more than one year, or both.
- b) Where a person contravenes this Bylaw, the specified penalty payable is prescribed as follows

		First Offence	Second Offence	Subsequent Offence
11.a	Sell, offer for sale, store, give away distribute, discharge or set off fireworks without a permit	\$ 500	\$ 2000	\$ 2500
11.b	Sell low hazard recreational fireworks within Seba Beach, except on the 7 days immediately preceding New Years Day, Canada Day and Labour Day	\$ 500	\$ 2000	\$ 2500
11.c	Sell low hazard recreation fireworks within Seba Beach to any person under the age of 18 years	\$ 500	\$ 2000	\$ 2500
11.d	Discharge low hazard recreation fireworks within Seba Beach, except on the eve of New Years Day, Canada Day or Labour Day	\$ 250	\$ 750	\$ 2500
11.g	Fail to burn or discharge fireworks in a safe manner	\$ 500	\$ 2000	\$ 5000