SUMMER VILLAGE OF JARVIS BAY
FIREWORKS BYLAW
BYLAW #218-26

A BYLAW OF THE SUMMER VILLAGE OF JARVIS BAY, IN THE PROVINCE OF ALBERTA, TO REGULATE, CONTROL AND PROHIBIT THE SALE, POSSESSION, STORAGE AND DISCHARGE OF FIREWORKS.

WHEREAS pursuant to the provisions of Sections 7 and 8 of the Municipal Government Act, RSA 2000, Chapter M-26, as amended, a Municipal Council may pass Bylaws respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS, the Council of the Summer Village of Jarvis Bay deems it necessary to regulate, control and prohibit the possession, storage, sale and discharge of Fireworks within the Summer Village;

NOW THEREFORE, the Council of the Summer Village of Jarvis Bay, in the Province of Alberta duly assembled enacts as follows:

1. TITLE

1.1 This **Bylaw** may be known as the "**Fireworks Bylaw**".

2. DEFINITIONS AND INTERPRETATION

2.1 In this **Bylaw** unless the context otherwise requires:

a) "**Administrator**" means the Administrator for the Summer Village of Jarvis Bay and whatever subsequent title may be conferred on that officer by Council or Statute.

b) "**CAO**" means the Chief Administrative Officer for the Summer Village of Jarvis Bay who has been delegated the authority to exercise the powers, duties and functions of the Chief Administrative Officer under this Bylaw.

c) "**Consumer Fireworks**" means low hazard recreational fireworks classified under the Explosives Act and Explosives Regulations, excluding sparklers.

d) "**Council**" means the Council of the Summer Village of Jarvis Bay.

e) "**Discharge**" means to ignite, fire, launch, explode, release, set off, or otherwise cause Fireworks to function.

f) "**Display Fireworks**" means high hazard fireworks intended for use by certified operators pursuant to federal legislation.

g) "**Fire Ban**" means a prohibition on open burning or the discharge of Fireworks imposed by the Summer Village, Province of Alberta or other authority having jurisdiction.

h) "**Fire Chief**" means the Fire Chief responsible for providing fire protection services to the Summer Village or designate.

i) "**Fire Restriction**" means restrictions on burning activities imposed by the Summer Village or other authority having jurisdiction.

j) "**Fireworks**" means Consumer Fireworks, Display Fireworks and Pyrotechnics.

k) "**Fireworks Permit**" means a permit issued pursuant to this Bylaw authorizing the discharge of Display Fireworks.

l) "**Owner**" means:
- i. a natural person or body corporate who owns Fireworks;
- ii. a person who possesses, stores or controls Fireworks; or
- iii. a person responsible for the discharge of Fireworks.

m) "**Peace Officer**" means:
- i. a member of the Royal Canadian Mounted Police;
- ii. a member of a Municipal Bylaw Enforcement Office; and
- iii. a Peace Officer.

n) "**Person**" means an individual, corporation, partnership, association, society or legal entity.

o) "**Prohibited Fireworks**" means:
- i. firecrackers;
- ii. any Fireworks prohibited under the Explosives Act;
- iii. any explosive device prohibited by federal legislation.

p) "**Pyrotechnics**" means special effects pyrotechnics regulated pursuant to federal legislation.

q) "**Summer Village**" means the Municipal Corporation of the Summer Village of Jarvis Bay, or the area contained within the boundary thereof as the context requires.

3. REGULATIONS

3.1 No Person shall sell, offer for sale, display for sale, distribute or otherwise make available Fireworks within the Summer Village.

3.2 No Person shall possess, store or discharge Prohibited Fireworks within the Summer Village.

3.3 No Person shall discharge Consumer Fireworks within the Summer Village.

3.4 Display Fireworks may only be discharged pursuant to a valid Fireworks Permit issued under this Bylaw.

3.5 No Person shall discharge Fireworks:
- i. during a Fire Ban;
- ii. during a Fire Restriction unless specifically authorized by the Fire Chief;
- iii. in a manner that may endanger persons, property or the environment;
- iv. from any roadway, lane, municipal reserve, environmental reserve, beach area, park or public place;
- v. contrary to the conditions of a Fireworks Permit.

3.6 No Person shall permit Fireworks debris to enter Sylvan Lake, municipal reserves, environmental reserves or neighbouring properties.

3.7 No Person shall discharge Fireworks where sustained wind speeds exceed twenty (20) kilometres per hour, or wind gusts exceed thirty (30) kilometres per hour.

3.8 Breach of, or failure to comply with any of the requirements of Section 3 is an offence under this Bylaw which may result in prosecution or, in lieu thereof, require payment of a fine as set out in **Schedule "A"** attached hereto.

4. FIREWORKS PERMITS

4.1 The CAO may issue a Fireworks Permit for:

i. Summer Village sponsored event;
ii. a community event approved by Council; or

4.2 Every Person applying for a Fireworks Permit shall provide:

i. a completed application form;
ii. written consent of the property owner;
iii. proof of operator certification;
iv. proof of insurance satisfactory to the CAO;
v. a site plan identifying firing locations and safety distances;
vi. an emergency response plan; and
vii. any additional information required by the CAO or Fire Chief.

4.3 The CAO may:

i. approve a Fireworks Permit;
ii. approve a Fireworks Permit subject to conditions;
iii. refuse a Fireworks Permit;
iv. suspend a Fireworks Permit; or
v. cancel a Fireworks Permit.

4.4 A Fireworks Permit is not transferable.

4.5 The permit holder shall comply with all conditions of the Fireworks Permit.

4.6 Breach of, or failure to comply with any of the requirements of Section 4 is an offence under this Bylaw which may result in prosecution or, in lieu thereof, require payment of a fine as set out in **Schedule "A"** attached hereto.

5. INSURANCE REQUIREMENTS

5.1 Every Person issued a Fireworks Permit shall maintain Commercial General Liability Insurance in an amount not less than Five Million Dollars ($5,000,000.00) per occurrence.

5.2 The insurance policy required under **Section 5.1** shall name the Summer Village of Jarvis Bay as an additional insured.

5.3 Proof of insurance satisfactory to the CAO shall be provided prior to the issuance of a Fireworks Permit.

5.4 The CAO may require additional insurance coverage where deemed necessary for the protection of persons, property or the Summer Village.

5.5 Breach of, or failure to comply with any of the requirements of **Section 5** is an offence under this Bylaw which may result in prosecution or, in

lieu thereof, require payment of a fine as set out in **Schedule "A"** attached hereto.

6. WILDFIRE CONDITIONS AND FIRE BANS

6.1 No Person shall discharge Fireworks during a Fire Ban.

6.2 No Person shall discharge Fireworks during a Fire Restriction unless specifically authorized by the Fire Chief.

6.3 No Person shall discharge Fireworks where:

i. sustained wind speeds exceed twenty (20) kilometres per hour;
ii. wind gusts exceed thirty (30) kilometres per hour; or
iii. weather conditions create a significant risk of fire spread.

6.4 The CAO or Fire Chief may suspend, postpone or cancel a Fireworks Permit where public safety, environmental protection or property protection may be adversely affected.

6.5 No compensation shall be payable by the Summer Village arising from the suspension, postponement or cancellation of a Fireworks Permit.

6.6 Breach of, or failure to comply with any of the requirements of Section 6 is an offence under this Bylaw which may result in prosecution or, in lieu thereof, require payment of a fine as set out in **Schedule "A"** attached hereto.

7. INSPECTIONS

7.1 A Peace Officer, Fire Chief, Administrator or CAO may inspect any location where Fireworks are being stored, possessed, prepared or discharged for the purpose of determining compliance with this Bylaw.

7.2 No Person shall obstruct, hinder or interfere with a Peace Officer, Fire Chief, Administrator or CAO acting pursuant to this Bylaw.

7.3 Every permit holder shall provide reasonable access to any site subject to inspection under this Bylaw.

7.4 Breach of, or failure to comply with any of the requirements of Section 7 is an offence under this Bylaw which may result in prosecution or, in lieu thereof, require payment of a fine as set out in **Schedule "A"** attached hereto.

8. COST RECOVERY

8.1 Where the discharge of Fireworks results in attendance by emergency services, the Summer Village may recover all reasonable costs associated with:

i. fire suppression activities;
ii. emergency response services;
iii. investigation costs;
iv. environmental remediation;
v. equipment deployment; and
vi. mutual aid assistance.

8.2 The Summer Village may invoice any Person responsible for the costs identified in **Section 8.1**.

8.3 Where permitted by legislation, unpaid costs may be added to the tax roll of the property from which the Fireworks activity originated.

8.4 Breach of, or failure to comply with any of the requirements of Section 8 is an offence under this Bylaw which may result in prosecution or, in lieu thereof, require payment of a fine as set out in **Schedule "A"** attached hereto.

9. OFFENCES AND PENALTIES

9.1 Any Person who breaches any provision of this Bylaw is guilty of an offence.

9.2 A Peace Officer may issue a Municipal Tag or Violation Ticket pursuant to the Provincial Offences Procedure Act, RSA 2000, Chapter P-34, as amended.

9.3 A Person who contravenes any provision of this Bylaw may:

i. be prosecuted for the offence; or
ii. in lieu thereof, pay the specified penalty set out in **Schedule "A"** attached hereto.

9.4 A second offence committed within twelve (12) months of a previous conviction under this Bylaw shall be deemed a second offence.

9.5 A third or subsequent offence committed within twelve (12) months of a previous conviction under this Bylaw shall be deemed a third or subsequent offence.

9.6 Where a Person is convicted of an offence under this Bylaw for which no specific penalty has been established in **Schedule "A",** that Person shall be liable to a fine of not less than Five Hundred Dollars ($500.00) and not more than Ten Thousand Dollars ($10,000.00).

9.7 Each day that a contravention continues shall constitute a separate offence and a fine may be issued.

9.8 The penalties imposed under this Bylaw shall not relieve any Person from complying with the requirements of this Bylaw.

9.9 Nothing in this Bylaw shall prevent a Peace Officer from laying charges under any other applicable Provincial or Federal legislation.

10. MUNICIPAL TAGS AND VIOLATION TICKETS

10.1 A Peace Officer who has reasonable and probable grounds to believe that a Person has contravened any provision of this Bylaw may issue a Municipal Tag to that Person.

10.2 A Municipal Tag shall specify:

i. the name of the Person;
ii. the nature of the offence;
iii. the specified penalty; and
iv. the date by which the penalty must be paid.

10.3 Where a Municipal Tag is issued, the Person may voluntarily pay the specified penalty to the Summer Village in lieu of prosecution.

10.4 If the specified penalty is not paid within the time prescribed on the Municipal Tag, a Violation Ticket may be issued.

10.5 Nothing in this Bylaw shall prevent a Peace Officer from immediately issuing a Violation Ticket.

10.6 A Violation Ticket issued pursuant to this Bylaw may require a Person to appear before the Provincial Court of Alberta.

11. GENERAL PROVISIONS

11.1 Nothing in this Bylaw relieves a Person from complying with any Federal or Provincial legislation.

11.2 If any portion of this Bylaw is found to be invalid by a Court of competent jurisdiction, that portion shall be severed and the remainder of the Bylaw shall remain in full force and effect.

11.3 This Bylaw shall come into force and effect upon third and final reading.

READ A FIRST TIME this 7th day of July 2026.

READ A SECOND TIME this 7th day of July 2026.

READ A THIRD TIME AND FINALLY PASSED this 7th day of July 2026.

_____
JULIE MAPLETHORPE, MAYOR

_____
TANNER EVANS, CAO

SCHEDULE "A"
SPECIFIED PENALTIES

Offence	Section	First Offence	Second Offence	Third and Subsequent Offence
Selling, offering for sale, displaying for sale or distributing Fireworks	3.1	$1,000	$2,000	$5,000
Possessing, storing or discharging Prohibited Fireworks	3.2	$1,000	$2,000	$5,000
Discharging Consumer Fireworks	3.3	$1,500	$3,000	$5,000
Discharging Display Fireworks without a Fireworks Permit	3.4	$1,500	$3,000	$5,000
Discharging Fireworks during a Fire Ban	3.5(i)	$5,000	$7,500	$10,000
Discharging Fireworks during a Fire Restriction	3.5(ii)	$2,500	$5,000	$7,500
Discharging Fireworks in a manner that endangers persons, property or the environment	3.5(iii)	$5,000	$7,500	$10,000
Discharging Fireworks from a roadway, lane, municipal reserve, environmental reserve, beach area, park or public place	3.5(iv)	$2,000	$3,000	$5,000
Failing to comply with conditions of a Fireworks Permit	3.5(v) / 4.5	$1,000	$2,500	$5,000
Permitting Fireworks debris to enter Sylvan Lake, municipal reserves, environmental reserves or neighbouring properties	3.6	$500	$1,000	$2,500
Discharging Fireworks during prohibited wind conditions	3.7	$2,500	$5,000	$7,500
Providing false or misleading information on a Fireworks Permit application	4.2	$2,500	$5,000	$10,000
Obstructing a Peace Officer, Fire Chief, Administrator or CAO acting under this Bylaw	7.2	$2,000	$5,000	$10,000

For any offence for which no specific penalty is listed in this Schedule, the minimum penalty shall be $500.00, and the maximum penalty shall be $10,000.00.