



**TOWN OF WINNIPEG BEACH
BY-LAW # 12/2018**

BEING A BY-LAW TO AMEND BY-LAW NO. 11/2018, THE BY-LAW REGULATING THE USE OF FIREWORKS WITHIN THE TOWN OF WINNIPEG BEACH.

WHEREAS the Manitoba Municipal Act Section 232 (1) (a) authorizes a Council to pass by-laws for the purposes respecting the safety, health, protection and well-being of people and the safety and protection of property

AND WHEREAS Section 2.4.5.1 (1) of the Manitoba Fire Code states "Except for fires used for cooking in fireplaces, grills or barbecues, open air fires shall not be set unless appropriate measures are taken to limit their spread.

AND WHEREAS Section 2.4.3.3 (1) of the Manitoba Fire Code states "Devices having open flames shall be securely supported in noncombustible holders and shall be located or protected so as to prevent accidental contact of the flame with combustible materials;

AND WHEREAS The Council of the Town of Winnipeg Beach has recognized the growing concern with regard to 'sky lanterns', as when once lit and released, they are an open flame which is uncontrollable and poses a serious threat to people and property.

NOW THEREFORE the Council of the Town of Winnipeg Beach in regular session duly assembled, hereby enacts that By-Law No. 11/2018, shall be amended as follows:

1. Section 1. DEFINITIONS shall be amended by inserting after 1(C)(15):

(16) "Sky Lantern", also known as Kongming lanterns, Chinese lanterns, paper lanterns, wish lanterns, etc. is a small hot air balloon made of paper, with an opening at the bottom where a small fire is suspended.

2. The addition of Section 3.

3. SKY LANTERNS:

(A) Sky Lanterns shall be banned from use within the boundaries of the Town of Winnipeg Beach

Existing Sections 3-5 shall be renumbered accordingly

3. Section 4. **OFFENCE AND PENALTY** be amended to include

Any person who breaches any provision of this by-law shall be subject to a penalty in the amount of \$200.00. Said penalty shall be payable directly to the Town of Winnipeg Beach.

By-Law No 5/2013 is hereby repealed.

This By-Law shall come into full force and effect upon the date of passing.

DONE AND PASSED as a By-Law of the Town of Winnipeg Beach in the Province of Manitoba this 9th day of January, 2019, A.D.



Tony Pimentel
Mayor



Kathryn Magnusson
CAO

Read a first time the 21st day of November, 2018, A.D. (Resolution 268/2018).

Read a second time the 9th day of January, 2019, A.D. (Resolution 9/2019).

Read a third time the 9th day of January, 2019, A.D. (Resolution 10/2019).