



The Corporation of the Town of Tecumseh

Parks & Recreation Services

To: Mayor and Members of Council

From: Kerri Rice, Manager Recreation Programs & Events

Date to Council: March 12, 2019

Report Number: PRS-2019-01

Subject: Optimist Club's Victoria Day Weekend Fireworks 2019

Recommendations

It is recommended:

1. **That** the rental fees associated with use of the St. Clair Beach Community Centre and Optimist Park for the Optimist Club of St. Clair Beach's 2019 Victoria Day Fireworks Display, at a cost of \$201 **be waived**; and
2. **That** the fees associated with the fireworks permit as regulated under By-law Number 2013-50, a by-law to regulate the sale and use of fireworks, at a cost of \$50 **be waived**.

Background

This year marks the 42nd annual Optimist Club of St. Clair Beach's [Optimist Club] Victoria Day Fireworks event. This event is free to the community and generates little to no revenue for the Optimist Club. Prior to amalgamation, the former village of St. Clair Beach assisted the Optimist Club with this community event to help minimize costs and the Town of Tecumseh has since continued to assist with the event by waiving permit fees. Events held in prior years have occurred without incident.

The Optimist Club has advised Administration that it plans to host its annual Victoria Day Weekend Fireworks on Sunday, May 19, 2019 with a rain date scheduled for Monday, May 20, 2019. The Optimist Club has requested Council's continued support through the waiving of fees associated with the use of the St. Clair Beach Community Centre, Optimist Park pavilion and fireworks permit as well as arranging for the presence of Ontario Provincial Police [OPP] in the park to assist with the expected attendance and associated vehicles the evening of the event.

Comments

Outdoor Special Events Policy:

Administration has confirmed that the proposed Victoria Day Weekend Fireworks display event is in accordance with the Outdoor Special Events Policy # 85. As such, Facility Use Agreements have been prepared and will be forwarded to the Optimist Club.

Fireworks By-Law:

According to By-law 2013-50, a by-law to regulate the sale and use of fireworks (Fireworks By-law):

4. (a) No person shall hold a Fireworks Display without first having obtained a permit approved and signed by the Fire Chief to do so.
4. (b) The Fire Chief may issue a permit for a Fireworks Display to any responsible person provided that such Fireworks Display shall be held at the time and the place set out in the permit and under the direct supervision of the applicant therefor.
4. (c) All Fireworks Displays shall be held at a safe distance from all streets, highways, buildings or other structures, and the person holding such a display shall take every reasonable precaution for the safety of the public and shall provide such firefighting equipment as may be directed by the Fire Chief.
4. (d) A permit issued under this section may be revoked at any time by the Fire Chief in the event of non-compliance with the provision of this By-law.
4. (e) The amount of the fee payable upon application for a permit under this section shall be \$50.00, or such amount as Council may determined from time to time by resolution.

The Optimist Club has informed Administration that it has secured the services of K & H Distributing to coordinate and ignite the fireworks display. K & H Distributing will be required to submit a letter to the Fire Department confirming the fireworks display along with applicable insurance documentation. Any persons involved in the discharge and transportation of material for the display must be currently licensed by the Explosive Division, Energy, Mines and Resources Canada and all Regulations set out by the agency must be strictly adhered to.

Noise By-Law:

According to By-law No. 2002-07, a by-law respecting the emission of sounds (Noise By-law):

Section 4: No person within the municipality shall emit or cause the emission of sound resulting from any act listed in Table 4-1, hereinafter set out, if clearly audible at a Point of Reception located in an area of the municipality within a prohibited time shown for such an area.

Table 4-1	Prohibition Period of Time for Residential Area	Prohibition of Time for Agricultural Area	Prohibition of Time for Commercial Area
1. The detonation of fireworks or explosive devices not used in construction	At all times except for the celebrations of Victoria Day, the birthday of the reigning Sovereign, Canada Day (July 1 st), the American Independence Day (July 4 th) and New Year's Eve (December 31 st)	None	At all times

Park Security:

Administration has informed the Tecumseh OPP of the scheduled event in order that officers can be present in the event any issues arise. Typically the event occurs without incident.

Consultations

Fire & Emergency Services
 Tecumseh OPP

Financial Implications

Traditionally, Council has waived the user fees associated with the community centre and park pavilion rental to assist the Optimist Club with the annual fireworks display event. The cost associated for the use of the community centre and park pavilion is \$201.

According to By-law Number 2013-50, a by-law to regulate the sale and use of fireworks, a \$50 fee payable upon application for permit is required. Traditionally, Council has waived the permit fee for the fireworks display to assist the Optimist Club with the annual fireworks display.

Tecumseh Fire & Emergency Services will be in attendance at the event as part of its Public Education campaign and as such no additional costs will be incurred.

Link to Strategic Priorities

Applicable	2017-18 Strategic Priorities
<input checked="" type="checkbox"/>	Make the Town of Tecumseh an even better place to live, work and invest through a shared vision for our residents and newcomers.
<input type="checkbox"/>	Ensure that the Town of Tecumseh's current and future growth is built upon the principles of sustainability and strategic decision-making.
<input type="checkbox"/>	Integrate the principles of health and wellness into all of the Town of Tecumseh's plans and priorities.
<input type="checkbox"/>	Steward the Town's "continuous improvement" approach to municipal service delivery to residents and businesses.
<input checked="" type="checkbox"/>	Demonstrate the Town's leadership role in the community by promoting good governance and community engagement, by bringing together organizations serving the Town and the region to pursue common goals.

Communications

Not applicable

Website

Social Media

News Release

Local Newspaper

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Kerri Rice
Manager Recreation Programs & Events

Reviewed by:

Paul Anthony, RRFA
Director Parks & Recreation Services

Reviewed by:

Luc Gagnon, CPA, CA, BMath
Director Financial Services & Treasurer

Recommended by:

Tony Haddad, MSA, CMO, CPFA
Chief Administrative Officer

Attachment Number	Attachment Name
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None	
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