

Authority: Licensing and Standards Committee Item 7.2, adopted as amended, by City of Toronto Council on September 26 and 27, 2007 and City of Toronto Municipal Code Chapter 169, Officials, City, § 169-26A
Enacted by Council: March 5, 2008

CITY OF TORONTO

BY-LAW No. 246-2008

To amend City of Toronto Municipal Code Chapter 466, Fireworks, respecting insurance requirements and to make technical amendments.

The Council of the City of Toronto HEREBY ENACTS the following:

1. That the definition of Fireworks Vendor's Permit in § 466-1. Definitions of Chapter 466, Fireworks, of the Municipal Code is amended by deleting the first sentence and section A. of this definition and substituting the following:

“FIREWORKS VENDOR'S PERMIT — One of the following written authorizations issued by the City under this chapter:

- A. Permanent fireworks vendor's permit: a permit issued to a permanent fireworks vendor to sell one or more of the following year round: family fireworks, display fireworks or theatrical fireworks.”

2. That § 466-15C(7) of Chapter 466, Fireworks, of the Municipal Code is amended by deleting this subsection and substituting it with the following:

“(7) (a) proof of comprehensive general liability insurance in an amount no less than Two Million Dollars (\$2,000,000.00), in a form and with an insurer satisfactory to the City's Manager of Insurance and Risk Management or his or her delegate, naming the City as an additional insured, in the case of an application for:

- [1] a temporary fireworks vendor's permit (up to 25 kg (net explosive quantity) of family fireworks) where the applicant does not have a valid business licence issued by the City;
- [2] an application for a temporary fireworks vendor's permit (more than 25 kg (net explosive quantity) of family fireworks);
- [3] an application for a temporary lease fireworks vendor's permit;
- [4] an application for a temporary mobile fireworks vendor's permit;
or
- [5] an application for a permanent fireworks vendor's permit to sell only family fireworks.

- (b) The applicant shall file a certificate of insurance originally signed by the insurer or an authorized agent of the insurer with the application evidencing the form and amount of insurance coverage, and containing a cross liability/severability of interests clause, a provision that the insurance is primary before the insurance of the City and that the insurer will provide the City with at least 30 days' notice of any intention to cancel the policy or of any material change to the insurance policy. Applicants applying for a temporary fireworks vendor's permit (up to 25 kg (net explosive quantity) of family fireworks) that have a valid business license issued by the City are not required to provide proof of insurance as a condition of obtaining and continuing to hold a temporary fireworks vendor's permit (up to 25 kg (net explosive quantity) of family fireworks)."

3. That § 466-15C(8) of Chapter 466, Fireworks, of the Municipal Code is deleted.

ENACTED AND PASSED this 5th day of March, A.D. 2008.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)