

VILLAGE OF PORT ALICE
BYLAW NO. 522

Being a bylaw to amend Bylaw No. 377 cited as “Village of Port Alice Smoking Control Bylaw No. 377, 1995”.

WHEREAS the council of the Village of Port Alice may, regulate persons and their activities to further the care, protection, promotion and preservation of the health of the inhabitants of the municipality;

AND WHEREAS it has been determined that second-hand tobacco smoke (exhaled smoke and the smoke from idling cigarettes, cigars and pipes) is a health hazard or discomfort for many inhabitants of the Village of Port Alice;

AND WHEREAS it is desirable for the health, safety and welfare of the inhabitants of the Village of Port Alice to prohibit or regulate smoking, or both, in the buildings owned by the Village of Port Alice, as in this bylaw more particularly set out;

AND WHEREAS, the Port Alice Lions Club have requested that the Lions Den be added to schedule “A” of the bylaw;

NOW THEREFORE, the Council of the Village of Port Alice, in open meeting assembled, enacts as follows:

1. In this bylaw, unless the context otherwise requires:
 - a) Council means the Council of the Village of Port Alice.
 - b) SMOKE or SMOKING includes the carrying of lighted cigarettes, pipes or other smoking equipment.
 - c) BUILDING includes all buildings or parts thereof, owned, rented, or leased and controlled by the Council.
2. No person shall smoke in any building controlled by the Council except for those areas or buildings designated in Schedule “A” of the Bylaw as smoking areas.
3. All buildings shall have signs posted indicating the areas that have been determined in Section 2 to be smoking and non-smoking areas.
4. Any person who contravenes the provisions of this bylaw is guilty of an offence, and on summary conviction, is liable to a fine of not less than \$25.00 and not more than \$500.00 for the first offence; and not less that \$75.00 and not more than \$500.00 for the second offence; and not less that \$150.00 and not more than \$500.00 for the third and each subsequent offence.

5. For all intents and purposes, this bylaw may be cited as “Village of Port Alice Smoking Control Amendment Bylaw No. 522, 2006”.
6. This bylaw will come into force and take effect when registered with the Inspector of Municipalities, after final consideration and adoption.

READ A FIRST TIME THIS 26TH DAY OF JULY, 2006.

READ A SECOND TIME THIS 26TH DAY OF JULY, 2006.

READ A THIRD TIME THIS 26TH DAY OF JULY, 2006.

Certified a true and correct copy of Bylaw No. 522, cited as “Village of Port Alice Smoking Control Amendment Bylaw No. 522, 2006”, as read a third time by Council this 26th day of July, 2006.

Chief Administrative Officer

Deposited with the Minister of Health this 18th day of August, 2006.

Consulted with Environmental Health Officer via email 21st day of August, 2006

Reconsidered, passed and finally adopted this 23rd day of August, 2006.

Chief Administrative Officer

Mayor

Certified a true and correct copy of Bylaw No. 522,
as adopted by Council on the 23rd day of
August, 2006.

Chief Administrative Officer

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SCHEDULE "A"

BUILDING	ADDRESS	SMOKING AREA
1. Municipal Office	1061 Marine Drive	Nil
2. Community Centre	951 Marine Drive	Nil
3. Arena	951 Marine Drive	Upper Curling Lounge (during Curling Club Lease only)
4. Fire Hall	1051 Marine Drive	Nil
5. Public Works Shop	721 Marine Drive	Nil
6. Dental/Health Offices	1051 Marine Drive	Nil