



CITY OF WILLIAMS LAKE
BYLAW NO. 2227

BEING A BYLAW OF THE CITY OF WILLIAMS LAKE TO PROHIBIT SMOKING IN AND AROUND PUBLIC BUILDINGS AND DURING SPECIAL EVENTS.

WHEREAS the Council of the City of Williams Lake wishes to prohibit smoking on Civic owned property and municipal streets during temporary road closures for public events;

NOW THEREFORE the Council of the City of Williams Lake in open meeting assembled hereby enacts as follows:

1. TITLE:

That this Bylaw may be cited for all purposes as the "City of Williams Lake Smoke Free Bylaw No. 2227, 2015".

2. REPEAL:

That Bylaw No. 1153, being cited as "Williams Lake Clean Indoor Air Bylaw No. 1153, 1987" and all amending Bylaws thereto be and are hereby repealed.

3. DEFINITIONS:

- a) "City" means the City of Williams Lake.
- b) "Council" means the Council of the City of Williams Lake.
- c) "Outdoor Special Event" means a pre-planned community event including, but not limited to an event with a permit pursuant to the Temporary Street Closure for Community Events Policy No. 185, including any events explicitly exempted from any part of said Policy, as well as any parade or recreational and/or fundraising events.

- d) "Public Building" means a building or structure owned, leased by or from, or otherwise occupied by the City, as well as the Cariboo Memorial Recreation Complex.
- e) "Smoke" or "Smoking" means to inhale, exhale, burn, or have control over a lighted cigar, cigarette, electronic cigarette, hooka pipe, pipe, or other lighted smoking implement designed to burn or heat tobacco or any other substance for the purpose of inhaling or tasting of its smoke or emissions.
- f) "Street" means a public street, road, path, lane, walkway, trail, bridge, viaduct, thorough-fare, and any other public way, but specifically excludes public rights of way on private property.

4. PROHIBITION:

- a) No person shall Smoke:
 - i) inside a Public Building;
 - ii) within 7.5 metres of an entrance to a Public Building, or of any air intake or window of a Public Building;
 - iii) in specific locations of a City park, as follows:
 - (1) playground – including a 7.5 metre buffer zone surrounding the play ground;
 - (2) beach – including an 7.5 metre buffer zone surrounding the beach;
 - (3) playing fields – including a 7.5 metre buffer zone surrounding the playing fields;
 - (4) in, or under an outdoor recreational structure, including, but not limited to bleacher, grandstand, gazebo, seating area; or
 - (5) City cemetery or a cemetery the City is licensed to maintain.

iv) in a transit bus shelter – including a 7.5 metre buffer zone surrounding the shelter; and

v) during an Outdoor Special Event, the event area.

5. EXEMPTION FOR TRADITIONAL USE:

a) Subsection 3 does not apply to smoking for aboriginal ceremonial, cultural, spiritual, or traditional purposes.

6. OFFENCE AND PENALTY:

a) Anyone who violates any section of this bylaw is guilty of an offence and is liable, to a fine of not more than \$100.00 under Bylaw Notice Adjudication.

7. ENFORCEMENT:

a) This Bylaw is designated under the provisions of Section 264 of the *Community Charter* as a Bylaw that may be enforced by means of a ticket in the form prescribed, and in accordance with this Bylaw.

b) The RCMP Bylaw Enforcement Officers are designated to enforce this Bylaw pursuant to Section 264(1)(b) of the *Community Charter*.

8. SEVERABILITY:


a) If any section of this Bylaw is held to be invalid by a Court of competent jurisdiction, then such invalid portion shall be served and such decision shall not affect the validity of the remainder of the Bylaw.

READ A FIRST TIME THIS 10th DAY OF February , 2015.

READ A SECOND TIME THIS 10th DAY OF February , 2015.

READ A THIRD TIME THIS 10th DAY OF February , 2015.

RECONSIDERED AND ADOPTED THIS 24th DAY OF February , 2015.



MAYOR



CORPORATE OFFICER