

This is a consolidated copy of the bylaw provided for CONVENIENCE only:

1. Anmore Smoking Control Bylaw adopted August 12, 2001
2. Anmore Smoking Control Bylaw Amendment adopted October 12, 2018.

For copies of the original bylaws please contact Manager of Corporate Services.

VILLAGE OF ANMORE

BYLAW NO. 448-2008

A bylaw for the purpose of regulating
where people may smoke

WHEREAS the Council has been advised the second hand tobacco smoke (exhaled smoke and the smoke from cigarettes, cigars and pipes) is a health hazard and discomfort for many inhabitants of the Village of Anmore;

AND WHEREAS it is desirable for the health, safety and welfare of the inhabitants of the Village to prohibit or regulate smoking or both in the Village to the extent provided herein;

NOW THEREFORE the Council of the Village of Anmore, in open meeting assembled, ENACTS AS FOLLOWS:

1. This bylaw maybe cited as “Anmore Smoking Control Bylaw No. 448-2008”.
2. That “Smoking Control Bylaw 1988, No. 21” is hereby repealed in its entirety.
3. Definitions

In this bylaw:

“Council” means the Municipal Council of the Village of Anmore.

“Medical Health Officer” means the Medical Health Officer appointed for the Village under the Health Act, R.S.B.C. 1996, Chapter 179 and any amendments thereto.

“Outdoor Public Space” means any outdoor area owned, controlled or operated by the Village that is open to the public or to which the public is admitted or invited, and includes any municipally-owned:

- (a) playground;
- (b) park;
- (c) trail;
- (d) easement;
- (e) street or sidewalk; and
- (f) bus shelter or bus stop. **(Bylaw No. 585-2018)**

“Place of Public Assembly” means a building or structure, or portion thereof, used for the purposes of business, deliberation, education, entertainment, recreation or worship, and to which the public is ordinarily invited or permitted access.” **(Bylaw No. 585-2018)**

“Smoke or Smoking” means the inhaling, exhaling, burning or carrying of a lighted cigar, cigarette, e-cigarette, pipe or other smoking equipment that burns cannabis, tobacco or any other weed or plant, substance or material.” **(Bylaw No. 585-2018)**

4. Place of Public Assembly

A person must not smoke:

- (a) in any Place of Public Assembly;
- (b) within 7.5 meters of any doorway, window or air intake of a Place of Public Assembly; or
- (c) on or in any Outdoor Public Space. **(Bylaw No. 585-2018)**

5. Exceptions

This bylaw does not regulate smoking in a private home.

6. Validity

In the event there is a conflict between the provisions of any other Federal or Province of British Columbia Act or Regulation, or any other bylaw that is applicable to the Village, the more restrictive Act, Regulation or Bylaw shall prevail as may be specifically applicable to the intended purpose.

7. Offences and Penalty

Any person who contravenes the provision 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 \$75.00 for the first offence; and not less than \$75.00 and not more than \$150.00 for the second offence; and not less than \$150.00 and not more than \$2,000.00 for the third and any subsequent offence. Each day that a violation of this bylaw continues shall constitute a separate offence.

READ a first time this 27th day of May , 2008

READ a second time this 27th day of May , 2008

READ a third time this 15th day of July , 2008

RECONSIDERED, FINALLY PASSED AND ADOPTED this 12th day of August , 2008

DEPOSITED with the Ministry of Health this day of , 2008

H. WEINBERG

MAYOR

K. COBB

MANAGER OF CORPORATE SERVICES

Certified a true and correct copy of "Anmore Smoking Control Bylaw No. 448-2008".

November 3rd, 2008

K. COBB

DATE

MANAGER OF CORPORATE SERVICES