

# Request for Decision



To: Committee of the Whole  
From: **Corporate Services**  
Date: August 22, 2018  
Subject: Bylaw No. 2054 – Smoke And Vape Free Places Bylaw  
Recommendation: **THAT the Committee of the Whole recommends to Council to give the first three readings to Bylaw No. 2054, “Smoke And Vape Free Places Bylaw” at the September 24th, 2018 Regular Meeting of Council.**

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## Background

The Community Charter gives municipalities the authority to establish certain prohibitions in public places for the health and well-being of its citizens.

The BC Provincial Government enacted section 2.3 of the *Tobacco Control Act* in March of 2008, prohibiting smoking within public and work places, covering indoor areas and outdoor work areas. As the percentage of smokers decreases, in British Columbia a country-wide low of 10.2% of the population as of 2015, there is increased demand for smoke-free areas outdoors as well as indoors.

The Federal Government’s Bill 45 (the “Cannabis Act”) comes into effect on October 17, 2018, legalizing recreational use of cannabis nationwide.

Bylaw 2054 is the City’s proposed Smoke And Vape Free Places Bylaw. This bylaw designates outdoor public spaces including parks, playgrounds, public sidewalks, and the main core of downtown (Market Avenue) as no smoking areas for tobacco, cannabis, and other products, limiting the use of these products to areas minimizing exposure to second-hand smoke to other residents.

The bylaw was prepared at the request of Council, and is presented for discussion and feedback purposes.

Part of the process will also require an amendment to the MTI bylaw to include fines. This MTI Amendment Bylaw would be presented for first three readings on September 24, 2018 as well at the Regular Meeting of Council.

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## Benefits or Impacts

### General

This bylaw addresses the health and well-being of the citizens of Grand Forks.

## Strategic Impact



### Community Livability

- The bylaw addresses feedback from residents impacting Community Liveability.

## Policy/Legislation

This bylaw enhances smoking area limitations defined by the *Tobacco Control Act*, and sets other limitations in place in advance of the forthcoming *Cannabis Act* implementation.

## Attachments

Bylaw No. 2054 “Smoke And Vape Free Places Bylaw”

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## Recommendation

**THAT the Committee of the Whole recommends to Council to give the first three readings to Bylaw No. 2054, “Smoke And Vape Free Places Bylaw” at the September 24th, 2018 Regular Meeting of Council.**

## Options

1. THAT the Committee of the Whole accepts the recommendation.
2. THAT the Committee of the Whole does not accept the recommendation.
3. THAT the Committee of the Whole refers the matter back to staff for further information.