

VILLAGE OF THORSBY
By-Law 98-01

BY-LAW 98-01, BEING A BYLAW OF THE VILLAGE OF THORSBY, IN THE PROVINCE OF ALBERTA, GOVERNING SMOKING WITHIN VILLAGE OWNED FACILITIES.

WHEREAS, Section 7 of the Municipal Government Act, being Chapter M-26.1 Statutes of Alberta, 1994 provides that a Council may pass bylaws respecting the safety, health and welfare of people; and

WHEREAS it is desirable in the interest of promoting the health, safety and welfare of the inhabitants of the Village of Thorsby to control smoking in the Village owned facilities during hours of operation as hereinafter set out,

NOW THEREFORE THE COUNCIL OF THE VILLAGE OF THORSBY, DULY ASSEMBLED, ENACTS AS FOLLOWS:

(1) DEFINITIONS:

- a) "Village" means the Village of Thorsby.
- b) "Smoke" or "Smoking" includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment.
- c) "Bylaw Office" means the person duly appointed by Council to enforce Village bylaws.
- d) "Peace Officer" means a member of the Royal Canadian Mounted Police.
- e) "Caretaker" means that person who has responsibility for the care and control of the facility.
- f) "Council" means the members of Village of Thorsby Council.

(2) DESIGNATED "NO SMOKING" FACILITIES:

- a) The facilities as described in Schedule "A" to this Bylaw shall be designated as "No Smoking Facilities". Schedule "A" may be amended from time to time by resolution of Council when deemed necessary to do so.
- b) Notwithstanding Section 2(a) areas within the "No Smoking Facilities" may be designated as "Smoking Permitted" areas, as described in Schedule "A".

(3) SIGNS:

- a) The following graphic symbol may be used to designate "No Smoking" areas and shall state the Bylaw number.



- b) All signs shall be placed in a manner which is readily observed and shall be of size and colouring, that they are readily recognizable and easily understood.

(4) ENFORCEMENT:

- a) Where, in the opinion of the caretaker and/or Bylaw Office/Peace Officer, any person acting in a manner inconsistent with any provision of this Bylaw, the caretaker and/or Bylaw Officer/Peace Officer may direct that person to cease that action and the person so directed shall forthwith comply with that directive.
- b) The Bylaw Officer/Peace Officer may issue tickets for contravention of this Bylaw according to Section 5.

(5) PENALTIES:

- a) Any person who smokes in violation of any of the provisions of the Bylaw shall be liable to a penalty of \$100.00 and upon summary conviction to fine of not less than \$100.00 nor more than \$2,500.00

THIS BYLAW SHALL TAKE FULL FORCE AND EFFECT UPON JULY 1, 1998

READ A FIRST TIME THIS 27th DAY OF APRIL, 1998.

READ A SECOND TIME THIS 27th DAY OF APRIL, 1998.

READ A THIRD TIME AND FINALLY PASSED

THIS 27th DAY OF APRIL, 1998.



 F. HASSEN, MAYOR



 J. LAMBERT, C.A.O.

**VILLAGE OF THORSBY
BYLAW # 98-01**

SCHEDULE "A"

NAME OF BUILDING

DESIGNATED SMOKING AREA

1. Community Hall

Is at the discretion of the renter of the Hall.