

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2010-109

**BEING A BY-LAW TO AMEND BY-LAW NO. 2003-05
(BEING A BY-LAW TO REGULATE SMOKING
IN PUBLIC PLACES AND WORKPLACES)**

WHEREAS section 115 of the *Municipal Act*, 2001, S.O. 2001, c. 25 (as amended), authorizes the Council of a local municipality to pass a by-law to prohibit or regulate the smoking of tobacco in public places and workplaces within the municipality;

AND WHEREAS section 10(2) of the *Municipal Act* authorizes a municipality to pass by-laws respecting health, safety, and well-being of persons;

AND WHEREAS section 12 of O. Reg. 48/06 to the *Smoke-Free Ontario Act*, S.O. 1994, c. 10 prohibits smoking within a nine metre radius surrounding any entrance or exit of certain prescribed buildings;

AND WHEREAS section 12 of the *Smoke-Free Ontario Act* permits municipalities to enact smoking by-laws that are more restrictive than sections 9 and 10 of the Act;

AND WHEREAS Council passed Resolution No. 2010- 290 at its Regular Meeting held Monday, April 19, 2010 to authorize smoking prohibitions for requested workplace and multi-residential apartment buildings.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY ENACT AS FOLLOWS:

1. That Schedule B and C be deleted and the attached Schedules B and C be inserted in lieu thereof.
2. This amending by-law shall come into force and effect on May 1, 2010.

READ A FIRST TIME IN OPEN COUNCIL THIS 19TH DAY OF APRIL, 2010.

READ A SECOND TIME IN OPEN COUNCIL THIS 19TH DAY OF APRIL, 2010.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 19TH DAY OF APRIL, 2010.

"original signature on file"
MAYOR VICTOR FEDELI

"original signature on file"
CITY CLERK CATHERINE CONRAD

SCHEDULE "B" to the Corporation of the City of North Bay By-Law No. 2003-05

Designated **workplaces** with entranceway smoking prohibitions:

Workplace and Address	Entranceway(s)	Date of Designation
Northgate Mall 1500 Fisher Street	Parkade Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	Tower Court Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	Food Court Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	ONR Entrance	May 1, 2010
Calvary Temple 271 Ski Club Road	All Entrances	May 1, 2010
133 Main Street West	Front Entrance off Main Street – Rear Entrance off Oak Street	May 1, 2010
Odd Fellows Temple 1272 Algonquin Avenue	Front Entrance to Algonquin Ave Rear Side Entrance to Parking Lot	May 1, 2010
Momma Poon's 1260 Algonquin Avenue	Front Entrance to Algonquin Avenue Rear Entrance to Highland Road	May 1, 2010
CIBC 1236 Algonquin Avenue	Front Entrance to Algonquin Avenue Rear Entrance to Highland Road	May 1, 2010
North Bay Parry Sound District Health Unit 681 Commerical Street	All Entrances (1 Public and 2 Employee)	May 1, 2010
North Bay Parry Sound District Health Unit 700 Cassells Street	Rear Main Entrance off Parking Lot	May 1, 2010
One Kids Place 400 McKeown Avenue	All Entrances	May 1, 2010
Northern Honda 1401 Seymour Street	Main Showroom Entrance, Employee Showroom Fire Exit Service Entrance Parts/Receiving Entrance Garage Man-Door at Rear facing South-East	May 1, 2010

SCHEDULE "C" to the Corporation of the City of North Bay By-Law No. 2003-05

Designated **apartment** buildings containing more than six (6) units with
entranceway smoking prohibitions:

Apartment Address	Entranceway (s)	Date of Designation
348 Worthington St. East	Front Entrance facing Worthington East	May 1, 2010
190 Lavase Road	Front Entrance facing Lavase Road	May 1, 2010
430 Wickstead Avenue	Entrance at Front of Office Building	May 1, 2010
420 Wickstead Avenue	Entrance at Front of Building facing Wickstead Avenue	May 1, 2010
432 Wickstead Avenue	Entrance at Front of Building facing Wickstead Avenue	May 1, 2010
444 Wickstead Avenue	Entrance at Front of Building facing Wickstead Avenue	May 1, 2010
462 Wickstead Avenue	Entrance at Front of Building facing Wickstead Avenue	May 1, 2010
474 Wickstead Avenue	Entrance at Front of Building facing Wickstead Avenue	May 1, 2010
486 Wickstead Avenue	Entrance at Front of Building facing Wickstead Avenue	May 1, 2010
40 Judge Avenue	14 separate 6-plex main entrances	May 1, 2010
134 Lindsay Street	Front Entrance	May 1, 2010
141 Lindsay Street	Front Entrance	May 1, 2010
387 Main Street West	Front Entrance	May 1, 2010
198 Hughes Road	Front Entrance	May 1, 2010
135 Worthington Street West	Front Entrance off Worthington Street West	May 1, 2010
365 Lakeshore Drive	Front Entrance to Lobby Facing West	May 1, 2010
116 Blair Street	Front Entrance	May 1, 2010
480 Fisher Street	Rear Entrance to Parking Lot	May 1, 2010
1272 Algonquin Avenue	Rear Side Entrance to Parking Lot	May 1, 2010