

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-221

**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. 2011-609 at its Regular Meeting held Monday, August 29, 2011 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 September 6, 2011.

READ A FIRST TIME IN OPEN COUNCIL THIS 31ST DAY OF OCTOBER, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 31ST DAY OF OCTOBER, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 31ST DAY OF OCTOBER, 2011.

"original signature on file"

MAYOR ALLAN McDONALD

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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
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
Yes! Employment Services 945 Stockdale Road	, Main Entrance, 2 Side Entrances and 2 Rear Entrances	July 26, 2010
One Kids Place 400 McKeown Avenue	Main Entrance Under Canopy to be Designated	July 26, 2010
North Bay Mall 300 Lakeshore Drive	Winners Entrance, No Frills Entrance, Sport Check Entrance	July 26, 2010
True North Chevrolet Cadillac 1370 Seymour Street	All doors and entrances	October 31, 2011
The North Bay Food Bank, 1319 Hammond Street	Main entrance	October 31, 2011
PT Works, 1831 Cassells Street	Employee entrance facing Shaw Street, customer entrance facing Olive Street	October 31, 2011
Shopper's Home Health Care, 1883 Cassells Street	Shipping door facing Shaw Street, customer door facing Olive Street	October 31, 2011
The Lighthouse, 975 McKeown Avenue	Front entrance	October 31, 2011

Martel & Mitchell Physiotherapy, 130 King Street West	Front entrance	October 31, 2011
First Choice Hair Cutters, 975 McKeown Avenue	Front entrance	October 31, 2011

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
Marina Point Retirement Village – 130 Elm Street	Main Entrance	July 26, 2010
Bay Manor, 648 Main Street West	Front entrance facing Main Street	October 31, 2011
Douglas Court, 820 Douglas Street	Front entrance facing Douglas Street	October 31, 2011
Elizabeth Court, 19 Johnston Road	Front entrance facing Johnston Road	October 31, 2011
College Heights, 730 Rose Avenue	Rear entrance facing private parking lot	October 31, 2011