

# SMOKING BYLAW

**EFFECTIVE: December 11, 1995**

**AMENDED: May 23, 1996**

BEING A BYLAW OF THE CITY OF CHARLOTTETOWN WITH RESPECT TO SMOKING, PURSUANT TO THE PROVISIONS OF SECTION 64 OF THE CHARLOTTETOWN AREA MUNICIPALITIES ACT, R.S.P.E.I., 1988, CAP. C-4.1.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTETOWN AS FOLLOWS:

## **PART I: DEFINITIONS:**

1. In this bylaw:
  - 1.1 **"City"** means the City of Charlottetown;
  - 1.2 **"Designated Area"** means an area of the recreation facility specifically designated by the posting of signs as a smoking area, as defined in Schedule A;
  - 1.3 **"Recreation Facility"** means the indoor arenas and other indoor recreation facilities owned and/or controlled by the City as defined in Schedule B;
  - 1.4 **"Smoke or Smoking"** includes the inhaling, exhaling, burning, or carrying of any lighted cigar, cigarette, pipe or other combustible tobacco product in any manner or in any form.

## **PART II: GENERAL:**

2.
  - 2.1 No person shall smoke in any recreation facility other than in a designated area, if provided.
  - 2.2 There shall be posted in the recreation facility a reasonable number of signs indicating **"No Smoking"** in letters not less than six (6) inches in height or the use of symbol signs.
  - 2.3 Any officer or employee of the City and any superintendent or other employee of a recreation facility who observes any person smoking in violation of this by-law shall immediately require such person to desist therefrom. If such person declines to desist therefrom, that person shall be required to leave the recreation facility forthwith.

## **PART III: PENALTIES:**

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3. 3.1 Any person who violates any provision of this bylaw is guilty of an offense and liable on summary conviction to a fine of not less than Fifty (\$50.00) Dollars and not more than Five Hundred (\$500.00) and in default of payment, to imprisonment for a term not exceeding thirty (30) days.
- 3.2 Any person who has been found guilty twice of this offense, shall be prohibited from the use of the recreation facility for fourteen (14) days.

### **PART IV: EFFECTIVE DATE:**

4. 4.1 This bylaw shall come into force effective December 11, 1995.

## **SCHEDULE A**

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### **DESIGNATED AREAS MAY INCLUDE:**

#### **MAPLEWOOD ROOM:**

(LOCATION: CODY BANKS)

On certain occasions of social nature only - not related to sport functions in the building.

#### **PARKWOOD ROOM:**

(LOCATION: HILLSBOROUGH PARK COMMUNITY CENTRE)

On certain occasions of social nature only - not related to sport functions in the building.

#### **UPTON ROOM:**

(LOCATION: WEST ROYALTY COMMUNITY CENTRE)

On certain occasions of social nature only - not related to sport functions in the building)

#### **NOTE:**

#### **NO DESIGNATED AREAS IN THE FOLLOWING FACILITIES:**

CHARLOTTETOWN CIVIC CENTRE (**ARENA  
COMPLEX**)

EAST ROYALTY COMMUNITY CENTRE

HEARTZ HALL

HILLSBOROUGH PARK COMMUNITY CENTRE (**WITH  
EXCEPTION OF ABOVE**)

SHERWOOD REC HALL

SIMMONS (**ARENA**)

CODY BANKS (**WITH EXCEPTION OF ABOVE**)

WEST ROYALTY (**WITH EXCEPTION OF ABOVE**)

**SMOKING BYLAW**

**SCHEDULE B**

**RECREATION FACILITIES**

**CHARLOTTETOWN CIVIC CENTRE (ARENA COMPLEX)**

**EAST ROYALTY COMMUNITY CENTRE**

**HEARTZ HALL**

**HILLSBOROUGH PARK COMMUNITY CENTRE**

**SHERWOOD RECREATION HALL**

**SIMMONS (ARENA)**

**CODY BANKS (ARENA)**

**WEST ROYALTY COMMUNITY CENTRE**

## SMOKING BYLAW

Amendment Summary	Previous Wording	Amendment Detail	1 <sup>st</sup> Reading	2 <sup>nd</sup> Reading	3 <sup>rd</sup> Reading
New Bylaw		New Bylaw effective December 11, 1995	14-Nov-95	14-Nov-95	11-Dec-95
Add Hillsborough Park Community Centre to list of facilities & remove designated area in Civic Centre to make smoke free		Amend Schedule "A" and "B" to add Hillsborough Park Community Centre to list of facilities & remove designated area in Civic Centre to make smoke free	13-May-96	13-May-96	23-May-96