

The Corporation of the City of North Bay

By-law No. 2019-23

Being a By-law to Amend By-law No. 2012-97 (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, 2001*, S.O. 2001, c. 25, as amended, authorizes a municipality to pass by-laws respecting health, safety, and well-being of persons;

And Whereas section 18 of the *Smoke-Free Ontario Act, 2017*, S.O. 2017, c. 26, Sched. 3, as amended, permits municipalities to enact smoking by-laws that are more restrictive than found in the Act, subject to sections 19 of the Act;

And Whereas Council passed Resolution No. 2019-88 at its Regular Meeting held Tuesday, March 12th, 2019 to authorize smoking prohibitions for requested workplaces and 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 "A" be deleted and the attached Schedule "A" be inserted in lieu thereof.
2. That Schedule "D" be deleted and the attached Schedule "D" be inserted in lieu thereof.
3. This amending by-law shall come into force and effect on March 26, 2019.

Read a first time in open council this 26th day of March, 2019.

Read a second time in open council this 26th day of March, 2019.

Read a third time in open council and passed this 26th day of March, 2019

Mayor Allan McDonald

City Clerk Karen McIsaac

Schedule "A" to the Corporation of the City of North Bay By-Law No. 2012-97.

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 Ave. Rear Entrance to Highland Road	May 1, 2010
CIBC 1236 Algonquin Avenue	Front Entrance to Algonquin Ave. Rear Entrance to Highland Road	May 1, 2010
681 Commercial Street	All Entrances (1 Public and 2 Employee)	May 1, 2010
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

Schedule "A" to the Corporation of the City of North Bay By-Law No. 2012-97, continued.

Workplace and Address	Entranceway(s)	Date of Designation
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
The Lighthouse 975 McKeown Avenue	Front Entrance	October 31, 2011
Martel & Mitchell Physiotherapy 760 Cassells Street	Front Entrance	October 31, 2011
First Choice Hair Cutters 975 McKeown Avenue	Front Entrance	October 31, 2011
Pet Valu, Unit 501, 300 Lakeshore Drive	Main Entrance	November 26, 2012
North Bay Machining Centre Inc., 285 Birchs Road	All Entrances	November 26, 2012
The Gathering Place, 392 Algonquin Avenue	Front Entrance	November 26, 2012
Heritage Trim and Doors, Unit #1, 1495 Seymour Street	Front Entrance	February 18, 2014
Fastenal, Unit #2, 1495 Seymour Street	Front Entrance	February 18, 2014
Broadloom Plus, Unit #3, 1495 Seymour Street	Front Entrance	February 18, 2014
CTS Canadian Career College Inc., Unit #4,6,7,8,10, 1495 Seymour Street	Front and Rear Entrances	February 18, 2014
Emmanuel United Church, 395 Lakeshore Drive	William Street entrance	August 10, 2015
P.H.A.R.A., 280 Oakwood Avenue	Main, east and west entrances	August 10, 2015
160 Main Street West	Front entrance alcove	September 6, 2016
Tim Horton's, 1050 Cassells Street	All customer entrances	September 6, 2016
Parker's independent Grocer, 1 Laurentian Avenue	Front customer entrance and exit doors	September 6, 2016
1164 Devonshire Avenue	All client and employee entrance and exit doors	September 6, 2016
Central Plaza Self-Serve Coin Laundry, 150 King Street West	Front entrance	November 28, 2017
1901, 2025, 2031, 2035 Cassells Street	All entrances and exits	November 28, 2017
Kal Tire, 1848 Seymour Street	Front main entrance, west and east man-door and garage doors	November 28, 2017

Schedule "A" to the Corporation of the City of North Bay By-Law No. 2012-97, continued.

Workplace and Address	Entranceway(s)	Date of Designation
Efecto de Ondas, 245 Oak Street East	Front main entrance	November 28, 2017
The Kennedy Building, 222 McIntyre Street West	Main front entrance, Print Three entrance, Fraser Street entrance	March 26, 2019
Boart Longyear Canada, 50 Exeter Street	Door #2 on southeast corner	March 26, 2019
Boart Longyear Canada, 1111 Main Street West	Door #5 (main entrance on Main Street West), Door #10 (employee door on Main Street West)	March 26, 2019

Schedule "D" to the Corporation of the City of North Bay By-Law No. 2012-97.

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

Apartment Address	Entranceway(s)	Date of Designation
348 Worthington Street East	Front Entrance facing Worthington Street 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 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	Front Entrance Facing Private Parking Lot	October 31, 2011

Schedule "D" to the Corporation of the City of North Bay By-Law No. 2012-97, continued.

Apartment Address	Entranceway(s)	Date of Designation
The Elegant, 555 Kehoe Street	Front Entrance	November 26, 2012
308 First Avenue East	Front Entrance	February 18, 2014
250 Barber Avenue, rear entranceway	Rear entranceway	November 28, 2017
163 Barber Avenue	Front entrance	March 26, 2019
145 Barber Avenue	Front entrance	March 26, 2019
27 Milford Crescent	Main entrance facing Milford Crescent	March 26, 2019
Nipissing Condominium Corporation #17, 955 Stockdale Road	Main residential entrance on south side of building	March 26, 2019