

**THE CORPORATION OF THE TOWNSHIP OF STRONG  
BY-LAW NO. 1594-2009  
MARCH 22, 2016**

**Being a by-law respecting smoking in public places.**

**WHEREAS** Section 10(2) of the Municipal Act, S.O. 2001 as amended enables councils of local municipalities to pass by-laws and make regulations for the health, safety and well-being of persons within the municipality;

**AND WHEREAS** it has been determined that second hand tobacco smoke is a health hazard because of its impairment, adverse effect and risk to health, and is a public nuisance because of its irritating and discomforting properties, to the inhabitants of the Township of Strong;

**AND WHEREAS** it is desirable for the health, safety and well-being of the inhabitants of the Township of Strong to provide for regulating smoking and second hand smoke for the better protection of persons from conditions injurious to health in accordance with the provisions of this by-law;

**THE CORPORATION OF THE TOWNSHIP OF STRONG BY THE COUNCIL THEREOF HEREBY ENACTS AS FOLLOWS:**

**DEFINITION:**

**In this by-law:**

**1.1 Tobacco Product** – means tobacco in any processed or unprocessed form that may be smoked, inhaled or chewed, including snuff, but does not apply to products intended for use in nicotine replacement therapy.

**1.2 Strong Township** – means the Corporation of the Township of Strong

**2.0 PROHIBITIONS:**

**2.1 No person** shall use any Tobacco Product in any building or on any land owned by the Township of strong;

**2.2. No person** shall smoke or hold lighted tobacco within a nine (9) metre radius surrounding any entrance, exit, or air intake, of municipal property or on any public beach within the Township of Strong;

**2.3 No person** shall smoke or hold electronic cigarettes or any vapour device.

**3.0 EXCEPTIONS:**

**3.1. This By-law** does not apply to any portion of a public road allowance or to any private property.

**4.0 OFFENCES:**

**4.1. Any person** who contravenes any provision of this by-law is guilty of an offence and is liable to the penalty imposed by applicable law, which is recoverable pursuant to the **Provincial Offences Act**.

**4.2 Every person** guilty of an offence under this by-law may, if permitted under the Provincial Offences Act, pay a set fine and the Chief Judge of the Ontario Court Provincial division, shall be requested to establish set fines in accordance with Schedule "A" attached to this by-law.

**EFFECTIVE DATE:**

**5. This by-law** comes into effect on the 22<sup>nd</sup> day of March 2016

**AMENDED AND READ A FIRST AND SECOND TIME THIS 22ND DAY OF March 2016**

**AMENDED AND READ A THIRD TIME AND FINALLY PASSED IN OPEN COUNCIL THIS 22ND DAY OF March 2016.**

**Seal**

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**Mayor, Christine Ellis**

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**Clerk/Treasurer, Linda Maurer**

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**SCHEDULE "A"**

**Part 1 Provincial Offences Act**

Item	Short form wording	Provision creating or Defining Offence	Set Fine
1	Use any Tobacco Product in prohibited area	2.1	\$ 250.00
2	Hold lighted tobacco product in prohibited area	2.2	\$ 250.00
3.	Smoke or Hold electronic cigarette or any vapour device	2.3	\$250.00

Note: The general penalty provision for the offences listed above is section 4.0 of the By-law 1594-2009, a certified copy of which has been filed.