

BYLAW NO. 02/23**Resort Village of Bird's Point****A BYLAW FOR THE PURPOSE OF REGULATING AND CONTROLLING SMOKING IN AND AROUND MUNICIPAL FACILITIES, VEHICLES, BUILDINGS AND PROPERTY**

The Council of the Resort Village of Bird's Point, in the Province of Saskatchewan, enacts as follows:

Purpose

The purpose of this Bylaw is to regulate smoking and vaping in and around Resort Village of Bird's Point facilities, vehicles, parks and property.

AUTHORITY

The authority for this bylaw is Section 8(1) of The Municipalities Act, 2005, and Section 15 of The Tobacco Control Act, 2001.

Short Title

1. This bylaw shall be known as "The Smoking Bylaw".

Definitions

2. In this bylaw:
 - a. "Campground" means the Regional Park Campground, with the exception of the confines of a trailer, camper, mobile, home, tent, or a combination of them that is placed or erected in a campsite within the Regional Park Campground and being occupied as a private residence.
 - b. "Designated Officer" means the Bylaw Enforcement Officer, the person appointed Chief Administrative Officer of the Resort Village of Birds Point by Council, any Facility Operations Manager, or any Maintenance Worker of the Village.
 - c. "Facility" means any municipally owned or controlled facility that the public may attend;
 - d. "Smoke or smoking" means to inhale, exhale, burn, carry or control a lighted cigarette, cigar, pipe, joint or similar equipment that burns any substance or generates smoke, including but not limited to nicotine, tobacco, or cannabis, and includes the use of a hookah pipe, water pipe or bong;
 - e. "Municipality" or "Village" means the Resort Village of Bird's Point.

- f. "Vape or vaping" means the use of a handheld device containing a liquid, whether or not it contains nicotine or cannabis, that is vaporized and inhaled, and includes but is not limited to electronic cigarettes, e-cigarettes, vaporizer cigarettes, personal vaporizers and electronic nicotine or cannabis delivery systems.

SCOPE

3. No person shall smoke, vape, or hold lighted tobacco or cannabis in any Village Facility, Village vehicle, park, or Village property, or within ten (10) metres of any exit or entrance door to any Village Facility, Village vehicle, Village park, or Village property.

SIGNS

4. Any Designated Officer is hereby authorized to post a sign(s) in the form of Schedule "A", attached to and forming a part of this Bylaw, in and around Town Facilities, Town vehicles, Town parks or Town property as deemed appropriate to inform members of the public and staff of the provisions of this Bylaw.
5. The absence of a sign as stipulated by section 4 of this Bylaw does not relieve any person from compliance with section 3 of this Bylaw.

ENFORCEMENT

6. Any person who contravenes any provision of this Bylaw is guilty of an offence punishable on summary conviction by a fine of One Hundred Dollars (\$100.00).
7. Where a person has committed or is alleged to have committed a breach of any provision of this Bylaw, a ticket may be served on such a person by a Designated Officer.
8. If payment of the fine is received or postmarked within the deadline for payment specified on the ticket, the person shall not be liable to further court action.
9. If payment of the fine is received within ten (10) calendar days from the date of issuance of the ticket, the Town will reduce the required payment to a sum of Twenty-five Dollars (\$25.00). If payment is received or postmarked within ten (10) calendar days from the date of issuance of the ticket, and accepted by the Town, then the person shall not be liable for further court action.

COMING INTO FORCE

10. This Bylaw shall come into force and take effect on the date of final passing thereof.

{SEAL}

Mayor

Administrator

Subsection 8(1)(b) of *The Municipalities Act*

Read a third time and adopted
This 11th day of April, 2023.

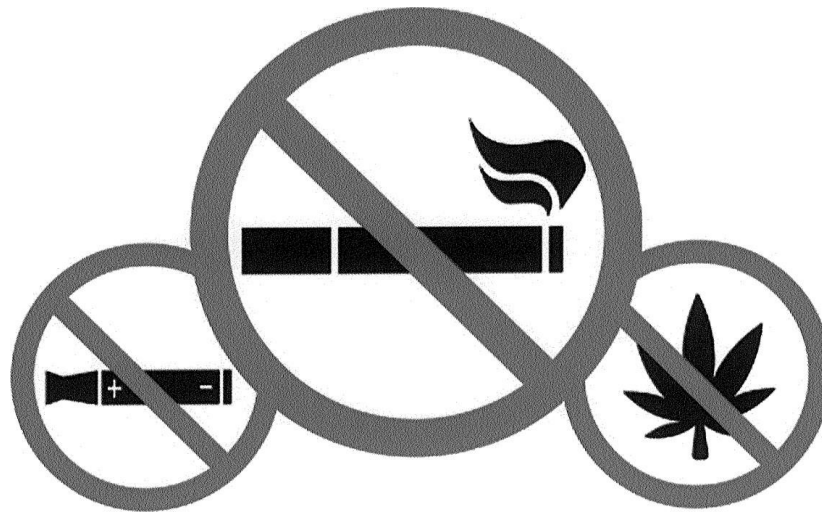
Administrator

Certified to be a true Copy of Original Bylaw 02:23

Administrator

SCHEDULE "A" to BYLAW 02-23

NO SMOKING NO VAPING



The use of tobacco,
e-cigarettes, and
marijuana is prohibited.

