

THE CORPORATION OF [REDACTED]  
TOWN OF ARNPRIOR

BY-LAW NO. 5739-09

BEING A BY-LAW TO REGULATE SMOKING ON PUBLIC BEACHES AND  
PLAYGROUNDS IN THE TOWN OF ARNPRIOR.

**WHEREAS** Section 115 of the Municipal Act, 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; and

**WHEREAS** Council has adopted resolution No. 200-09, resolving that smoking be banned on public beaches and playgrounds within the limits of the Town of Arnprior; and

**WHEREAS** it is desirable for the purpose of promoting and protecting the health, safety and welfare of the inhabitants of the Corporation of the Town of Arnprior to ensure that public beaches and playgrounds within the Town of Arnprior are free from second hand smoke;

**NOW THEREFORE** the Council of the Corporation of the Town of Arnprior enacts as follows:

1. **Definitions** for the purpose of this By-law, the definitions and interpretations given in this section shall govern:

“**Council**” means the Council of the Town of Arnprior;

“**Enforcement Officer**” means any person appointed by Council as a Provincial Offences Officer, or any police officer of the Ontario Provincial Police.

“**Public Beaches**” means any public beach within the limits of the Town of Arnprior.

“**Public Playgrounds**” means any public playground within the limits of the Town of Arnprior.

“**Smoke or Smoking**” means the smoking of tobacco and includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment;

“**Town**” means the Corporation of the Town of Arnprior.

2. **General Prohibitions**

No person shall Smoke on any public land which is identified as a public playground or public beach within the limits of the Town of Arnprior.

3. **Signs**

The proprietor or other persons in charge of a public beach or public playground shall ensure that a sufficient number of signs are conspicuously posted to as to clearly identify that smoking is prohibited.

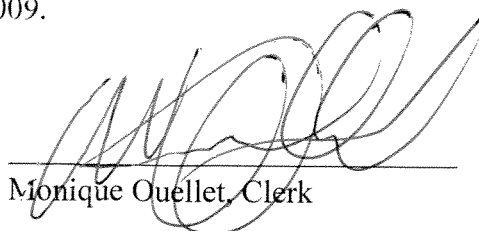
4. **Offences**

Any person who contravenes any of the provisions of this by-law is guilty of an offence and every person who is convicted of an offence under this By-law is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, as amended.

ENACTED AND PASSED this 25<sup>th</sup> day of May, 2009.



Deputy-Mayor Tom Peckett



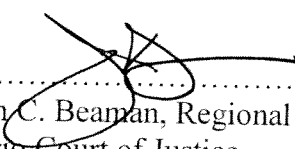
Monique Quéllet, Clerk

PROVINCIAL OFFENCES ACT

**Part I**

IT IS ORDERED pursuant to the provisions of the *Provincial Offences Act* and the rules for the Ontario Court of Justice, that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 5739-09 of the **Town of Arnprior**, attached hereto is the set fine for that offence. This Order is to take effect on June 30, 2009.

Dated at Ottawa this 30<sup>th</sup> day of June 2009.

  
.....  
Judith C. Beaman, Regional Senior Justice  
Ontario Court of Justice  
East Region

**TOWN OF ARNPRIOR**  
**PART I Provincial Offences Act**  
**By-law #5739-09: Smoking By-law**

Page 1 of 1

<b>ITEM</b>	<b>COLUMN 1 Short Form Wording</b>	<b>COLUMN 2 Provision creating or defining offence</b>	<b>COLUMN 3 Set Fine</b>
<b>1</b>	<b>Smoking on any public land identified as a public playground</b>	<b>Section 2</b>	<b>\$195.00</b>
<b>2</b>	<b>Smoking on any public land identified as a public beach</b>	<b>Section 2</b>	<b>\$195.00</b>

"NOTE: The penalty provision for the offences indicated above is section 4 of By-law no. 5739-09, a certified copy of which has been filed".

**NO SMOKING  
PERMITTED**



**AUTHORIZED BY  
TOWN OF ARNPRIOR  
BY LAW # 5739-09**

**30x45cm**