



## AGENDA

Agenda for the Regular Meeting of the Tahsis Village Council  
to be held on February 7, 2017 in the Council Chambers  
Municipal Hall, 977 South Maquinna Drive

**A. Call to Order** Deputy Mayor Taylor at 7:00 p.m.

Deputy Mayor Taylor would like to acknowledge and respect that we are upon Mowachaht/Muchalaht traditional territory.

**B. Introduction of Late Items** None.

**C. Approval of the Agenda**

**D. Petitions and Delegations** None.

**E. Public Input # 1**

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**F. Adoption of the Minutes** 1 Minutes of the Regular Council meeting held on January 17, 2017.

**G. Rise and Report** 1 Sale of 112 S. Maquinna (old fire hall).

**H. Business Arising** 1 Ministry of Transportation and Infrastructure (letter and stakeholder survey)

2 Council Strategic Priorities (revised)

**N. Public Input #2**



**Public Exclusion**

**Recess**

**Reconvene**

- Rise and Report**      1 Offer of temporary employment to JoAnne Yates, Deputy Finance Officer

**O. Adjournment**

**E. Public Input # 1**

2 members of the public commented on Council's 2017 Strategic Priorities. A member of the public commented on the Village's new website.

A member of the public noted that Council did not rise and report on the selling of the old fire hall.

**1 F. Adoption of the Minutes**

**Taylor/ Bellanger VOT 23/2017**

**THAT** the Regular Council Meeting Minutes from January 3, 2017 be adopted as amended.

**CARRIED**

**2 Bellanger/Taylor VOT 24/2017**

**THAT** the Committee of the Whole Meeting Minutes from January 5, 2017 be adopted as presented.

**CARRIED**

**G. Rise and Report**

**1 Synex Energy Resources Ltd.**

At its January 3, 2017 closed meeting, Council received and considered correspondence from Synex Energy Resources Ltd. regarding the company's desire to seek a shared use agreement with the Village. Consistent with previous resolutions of Council, Council's position is that Synex must reach an agreement with the Mowachaht/Muchalaht First Nation regarding the project before Council would be prepared to engage in any discussions with Synex regarding a shared use agreement.

**H. Business Arising**

**None.**

**J. Council Reports**

**Taylor/ Bellanger VOT 25/2017**

**THAT** the Council reports be received.

**CARRIED**

**Mayor Schooner (written report)**

Good Evening,

At the Strathcona Regional District board meeting staff was directed to bring back a report outlining various alternatives and funding for improving emergency preparedness within the region for the board's consideration.

**Councillor VanSolkema** (verbal report)

Other than having attended Council meeting and the Committee of the Whole meeting Councillor VanSolkema had nothing additional to report.

**Councillor Bellanger** (no report)

**Councillor Taylor** (no report)

**Bylaws**

**K. VanSolkema/Bellanger VOT 26/2017**

**THAT Zoning Amendment Bylaw No. 589, 2017 (456 Cardiac Climb) receive a third reading.**

**CARRIED**

**L. Correspondence**

**1 Report to Council: Re George Gibson**

**Mayor Schooner declared herself in conflict of interest stating that she has a business relationship with Mr. George Gibson and recused herself from the meeting. Deputy Mayor Taylor assumed the Chair.**

**Bellanger/VanSolkema VOT 27/2017**

**THAT this report be received.**

**CARRIED**

**Bellanger/VanSolkema VOT 28/2017**

**THAT the Report to Council and related emails be received and confirm the Village's current position regarding the property tax payment deadline.**

**CARRIED**

Staff was directed to develop a policy and ensure payment deadline advice is included on the 2017 tax notices.

**Mayor Schooner resumed as Chair.**

**New Business**

**M. Council Strategic Priorities**

**1 Vansolkema/Bellanger: VOT 29/2017**

**THAT this report be received.**

**CARRIED**

**Recess**

**Taylor/Bellanger: VOT 37/2017**

THAT the Regular Council meeting recess at 8:07p.m. to go into the in camera meeting.

**CARRIED**

**Reconvene**

**Overton/Taylor: VOT 43 /2017**

THAT the Regular Council meeting reconvene.

**CARRIED**

**Rise and Report**

At its January 5, 2017 Closed Council Meeting, staff was directed to offer the property (112 S. Maquinna) for sale to the public by posting for 2 weeks and handling the sale process internally.

At its January 3, 2017 closed meeting, Council received and considered correspondence from Synex Energy Resources Ltd. regarding the company's desire to seek a shared use agreement with the Village. Consistent with previous resolutions of Council, Council's position is that Synex must reach an agreement with the Mowachaht/Muchalaht First Nation regarding the project before Council would be prepared to engage in any discussions with Synex regarding a shared use agreement.

**O. Adjournment**

**VanSolkema/ Bellanger: VOT 44/2017**

THAT the Regular Council meeting adjourn at 8:25 PM.

**CARRIED**

Certified Correct this

7th Day of February 2017

Chief Administrative Officer

We hope that the Ministry takes this opportunity to respond in a more forthright and comprehensive manner and engage with the Village in a proactive fashion and not as an afterthought as our recent experience has shown. We look forward to hearing from you.

Sincerely,



Mayor Jude Schooner

cc: Ashok Bhatti, Regional Director  
Claire Trevena, MLA, North Island  
Rachel Blaney, MP, North Island-Powell River

Encl.

respond appropriately to incidents and emergencies, there is no communication from the contractor to advise the Village when it has responded.

- **Does the contractor respond to winter storm events quickly and appropriately, are major routes and bus routes plowed first?**

Response:

Due to the HBFSR classification, the road maintenance response on the HBFSR is delayed if equipment and resources are needed to plow and sand other higher classification highways during winter storm events. So the HBFSR, which is the major route for this community, is not plowed first necessarily. The Village has little or no information regarding the road maintenance standards the contractor is expected to meet, as the Village has underscored to MOTI previously. Terms like “quickly” and “appropriately” are subjective and, therefore, vague. The Village expects the contractor to meet its road maintenance standards, which remain elusive. To this point, the Village would welcome MOTI to engage with the Village to establish a Local Area Service Agreement to govern the road maintenance on the HBFSR.

- **Are the contractor’s efforts to keep roads in safe winter driving condition throughout the season effective, do they implement sufficient resources, for plowing, anti-icing application, and applying abrasive?**

Response:

The general impression is that maintenance has deteriorated on the Tahsis section of the HBFSR. Of particular note, the failure to clear/remove trees and remediate potholes prior to winter resulted in further degradation of the road. Moreover, as noted above, the lack of information from MOTI regarding the road maintenance standards makes it problematic for the Village to respond in a meaningful way. The Village’s request for more information from the Ministry and the Village’s expectations are contained in a separate email.

H3

**TAHSIS VILLAGE COUNCIL**  
**2017-2021 FINANCIAL PLAN MEETING DATES**

**\*\*REVISED\*\***

**(FEB 02/2017)**

Committee of the Whole Meetings

- |                                      |   |
|--------------------------------------|---|
| February 10 <sup>th</sup> - 10:30 AM | Financial Plan and Capital Plan overview and presentation to Council  |
| February 20 <sup>th</sup> - 10:30 AM | Continuation of discussion and revised Plans (based on Council input) |
| March 13 <sup>th</sup> - 7 PM        | Public presentation   |
| March 27 <sup>th</sup> - 10:30 AM    | 2017-2021 Financial Plan (including Tax Rates) Report to Council      |

Regular Council Meetings

- |                        |   |
|------------------------|---|
| April 4 <sup>th</sup>  | Financial Plan and Tax Rate Bylaws (1 <sup>st</sup> and 2 <sup>nd</sup> readings) |
| April 16 <sup>th</sup> | 3 <sup>rd</sup> reading of both bylaws  |
| May 1 <sup>st</sup>    | Adoption of Bylaws  |



J 1

**COMOX VALLEY REGIONAL DISTRICT**

**BYLAW NO. 396**

**A bylaw to regulate scavenging and trespassing at  
Comox Strathcona waste management facilities**

**WHEREAS** the Comox Valley Regional District operates the Comox Strathcona waste management service under Bylaw No. 1822 being “”, which includes the control of operation and maintenance at the Comox Strathcona waste management facilities;

**AND WHEREAS** it has been deemed necessary to prohibit scavenging and trespassing at the Comox Strathcona waste management facilities;

**THEREFORE** the board of the Comox Valley Regional District in open meeting assembled enacts as follows:

**Definitions**

1. In this bylaw,
  - (a) **“Diversion items”** means any material that is diverted from disposal in the landfill and includes but is not limited to: Multi-Material BC qualified recyclables, clean fill, clean wood waste, con-mingled food and yard waste, commercial recycling, coated wood waste, grass, leaves, drywall/gypsum, metal, product stewardship items, household hazardous waste, tires approved by Stewardship BC, lighting and ballasts or any other materials where a program is in place to exclude items from being landfilled;
  - (b) **“Municipal solid waste”** or **“MSW”** means refuse that originates from residential, commercial, demolition, land clearing, construction or institutional sources as defined in the *Environmental Management Act*;
  - (c) **“Recycling depot”** means a disposal site operated and maintained by the CSWM service, specific to collecting recycling materials;
  - (d) **“Recyclable materials”** means marketable, source-separated waste, such as batteries, scrap metal, diversion items;
  - (e) **“Regional district”** means the Comox Valley Regional District;
  - (f) **“Waste management centres”** means the Comox Valley waste management centre and the Campbell River waste management centre,

**Designated facilities**

2.
  - (1) The regional district has designated facilities within the Comox Strathcona waste management (CSWM) service area as waste management centres and / or landfills and / or transfer stations and / or recycling depots.
  - (2) The provisions required under this bylaw are in place at the following facilities:
    - (a) Waste management centres and landfills being the Comox Valley waste management centre, the Campbell River waste management centre, the Gold River landfill, the Tahsis landfill and the Zeballos landfill;
    - (b) Transfer stations and facilities at the Cortes Island transfer station, Hornby Island transfer station and Gold River transfer station, specifically within the designated MSW disposal areas; and
    - (c) Recycling depots.
  - (3) All areas designated as free store, share shed or similar are exempt.

**Citation**

This Bylaw No. 396 may be cited as "Comox Strathcona Waste Management Facilities Scavenging and Trespassing Bylaw No. 396, 2015."

Read a first and second time this	17 <sup>th</sup>	day of	September	2015.
Second reading rescinded and amended at second reading this	5 <sup>th</sup>	day of	November	2015.
Read a second time as amended this	5 <sup>th</sup>	day of	November	2015.
Read a third time this	5 <sup>th</sup>	day of	November	2015.
Adopted this	14 <sup>th</sup>	day of	January	2016.

*B. Jolliffe*

*J. Warren*

Chair

Corporate Legislative Officer

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 396 being "Comox Strathcona Waste Management Facilities Scavenging and Trespassing Bylaw No. 396, 2015" as adopted by the board of the Comox Valley Regional District on the 14<sup>th</sup> day of January 2016.

*J. Warren*

Corporate Legislative Officer

by year 2025<sup>1</sup>. In addition to higher debt charges, the proposed 2017-2021 financial plan also includes larger contributions to the capital works reserve fund. These contributions are required in order to build adequate reserves to fund the majority of future capital project requirements including the regional composting facility, potential landfill gas end use projects and the expansion of the Comox Valley waste management center cell 2 project in the future as well as all of the smaller capital projects required by the service. In addition to increased debt and capital project commitments, it is expected that as the CSWM service succeeds in diverting organics out the landfill tipping fee revenue will reduce as a result. The increased tax requisition is required to fund these impacts.

The analysis completed in January 2016 provided the following three possible tax requisition scenarios for the board’s consideration:

1. gradual increase in tax requisition from \$1 million in 2016 to \$6 million in 2024 (9 years);
2. more rapid increase in tax requisition from \$2 million in 2016 to \$6 million by 2018 (3 years);
3. immediate increase to \$4.8 million until year 2020 followed by a further increase to \$5.5 million in 2021.

After thorough discussion and consideration by the board the following resolution was approved at the February 11, 2016 CSWM board meeting:

*THAT the 2016 – 2020 proposed financial plan for the Comox Strathcona waste management solid waste service, function 391, be amended to include total annual requisition amounts as per the following: \$2,000,000 in 2016; \$4,000,000 in 2017; \$6,000,000 in 2018; \$6,000,000 in 2019; \$6,000,000 in 2020;*

*AND FURTHER THAT the above allocation be reassessed and reviewed each year as part of the annual financial planning process.*

The \$4 million tax requisition included in the proposed 2017 – 2021 financial plan has been reviewed as part of the financial planning process and is recommended to remain at this level for 2017 in order to adequately reserve contributions and increasing debt charges.

Based on a review of 2016 property assessments across the CSWM service area the following table provides the residential tax payer impact of the \$4 million tax requisition proposed for 2017. These amounts are based on the average 2016 assessment for the areas shown.

Table No. 1: Residential tax impact

Area	2016 Property Assessment	Annual Residential Tax (based on \$4 million)
City of Courtenay	\$329,900	\$64.23
Town of Comox	\$358,500	\$69.80
Village of Cumberland	\$279,800	\$54.48
Comox Valley Regional District- Rural Areas	\$366,500	\$71.36
City of Campbell River	\$291,200	\$56.70
Strathcona Regional District - Rural Areas	\$298,300	\$58.08
Village of Gold River	\$140,000	\$27.26
Village of Tahsis	\$57,200	\$11.14
Village of Sayward	\$114,600	\$22.31
Village of Zeballos	\$86,000	\$16.74

<sup>1</sup> Future debt charge estimate as per long term financial planning completed in January 2016.

ADOPTED BY COUNCIL, SIGNED BY THE MAYOR AND THE CHIEF ADMINISTRATIVE OFFICER AND SEALED WITH THE SEAL OF THE VILLAGE OF TAHSIS.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chief Administrative Officer

I hereby certify that the foregoing is a true and correct copy of the original Bylaw No. 589 duly passed by the Council of the Village of Tahsis on the \_\_\_\_ day of \_\_\_\_\_, 2017

RISK TO ROLL  
VILLAGE OF TAHSIS



**CHRISTOPHER WHYTE BA AACIP.APP**  
DEPUTY ASSESSOR | VANCOUVER ISLAND REGION

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**2017 Assessment Roll**

The real estate market throughout 2016 on Vancouver Island and the Northern Sunshine Coast has been very active in most jurisdictions. As you can see from the attached report, property values in your community have shown increases when compared to the 2015 real estate market. The 2017 Assessment Roll reflects values for properties in your community as of July 1<sup>ST</sup> of 2016. Residential properties within the Village of Tahsis have seen an average market increases of 8.46% while properties classified as Business and Other have seen an average market decreases of -1.58%.



**NMC Roll Comparison by Property Class**  
2017 Net General Taxable Values  
Completed Roll run on 07/Dec/2016

Printed Date: 24/Jan/2017

Property Class	2016 Cycle 11	2017 Completed	NMC Land	NMC Impr	NMC Total	% Chg Due to NMC	NMC by Neigh NMC Detail	
							% Chg Due to Market	% Chg
Res Vacant	\$1,167,800	\$1,246,200	\$0	\$0	\$0	0.00%	6.71%	6.71%
Res Single Family	\$19,698,600	\$21,764,100	\$48,000	\$245,700	\$293,700	1.49%	8.99%	10.49%
Res ALR	\$0	\$0	\$0	\$0	\$0			
Res Farm	\$0	\$0	\$0	\$0	\$0			
Res Strata	\$1,836,300	\$1,894,500	\$0	\$0	\$0	0.00%	3.17%	3.17%
Res Other	\$1,379,500	\$1,535,700	\$0	\$27,700	\$27,700	2.01%	9.31%	11.32%
<b>01 - Residential Total</b>	<b>\$24,082,200</b>	<b>\$26,440,500</b>	<b>\$48,000</b>	<b>\$273,400</b>	<b>\$321,400</b>	<b>1.33%</b>	<b>8.46%</b>	<b>9.79%</b>
02 - Utilities	\$810,800	\$818,800	\$0	\$0	\$0	0.00%	0.99%	0.99%
03 - Supportive Housing	\$0	\$0	\$0	\$0	\$0			
04 - Major Industry	\$0	\$0	\$0	\$0	\$0			
05 - Light Industry	\$433,000	\$433,400	\$0	\$0	\$0	0.00%	0.09%	0.09%
06 - Business And Other	\$2,584,400	\$2,533,200	\$12,000	-\$22,300	-\$10,300	-0.40%	-1.58%	-1.98%
07 - Managed Forest Land	\$75,100	\$85,900	\$0	\$0	\$0	0.00%	14.38%	14.38%
08 - Rec/Non Profit	\$202,100	\$245,400	\$43,300	\$0	\$43,300	21.43%	0.00%	21.43%
09 - Farm	\$0	\$0	\$0	\$0	\$0			
5.644LGA/398VC	\$188,400	\$188,600	\$0	-\$12,900	-\$12,900	-6.85%	6.95%	0.11%
<b>Total All Classes</b>	<b>\$28,376,000</b>	<b>\$30,745,800</b>	<b>\$103,300</b>	<b>\$238,200</b>	<b>\$341,500</b>	<b>1.20%</b>	<b>7.15%</b>	<b>8.35%</b>

Outside of PDAP, DIRs are sent to a predetermined number of owners of commercial and industrial income producing and strata properties annually. The rental income and expense information requested assists in the analysis and development of market factors applied in the valuation of the properties. For the 2017 Roll, 12,434 DIRs were sent and 5,712 (46%) responded.

- ***Residential Land Adjustment Project (RLAP)***

The purpose of the RLAP is to ensure BC Assessment consistently applies recognized mass appraisal practices to the derivation and application of residential land adjustments across BC. There were approximately 1.3 million residential folios (excluding strata) that were in-scope for the project. Preliminary audit analysis suggests there were typically minimal shifts ( $\pm 1\%$ ) in assessed values for impacted folios.

- ***Payments in Lieu of Taxes (PILT) Project***

The purpose of the PILT reassessment is to ensure properties that pay PILTs are assessed accurately and equitably. There were 3,023 folios in-scope for this project throughout BC. Preliminary audit analysis suggests that the Provincial median change in assessed values is less than 5%, with the median change being higher in the Greater Vancouver and Fraser Valley Regions. Folios with changes in classification or exempt tax coding are included in NMC reporting.

As part of our “pre-Roll consultation” process, depending on the magnitude of shifts resulting from Roll quality initiatives, or in cases where there were changes in classification or taxability which may result in significant tax changes for property owners, BC Assessment contacts owners and/or their designated agents, via our early notification letter program, prior to the delivery of their assessment notices. Furthermore, owners/agents also receive a “special message” on their assessment notice to alert them to these changes.

## **Update on Legal/Legislative or BCA Policy Changes**

For a summary of legislative changes and a case law updates relevant to the 2017 Assessment Roll, please refer to the [\*Community Corner\*](#) web discussion forum discussion forum topic titled *Update on Legal/Legislative or BCA Policy Changes*. The summary will include details on significant Property Assessment Appeal Board, BC Supreme Court, or Court of Appeal decisions which may impact the assessments in your jurisdiction.

website. Use of the e-Form eliminates the need for a Local Government to send regular address change reports to BC Assessment (as long as all address changes are processed using the e-Form) and ensures addresses are updated sooner. The e-Forms are automatically directed to our offices, at which time our staff update the addressing. Local Governments then consume the address changes via Data Advice available on our Data Delivery Website. BC Assessment appreciates Local Government's assistance in ensuring addressing is current. We kindly request that your staff directs property owners complete the e-Form, or assists them in completing it. The e-Form contains all the information required by BC Assessment to change mailing addresses for properties.

## 2016 Roll Changes due to Appeals

### Jurisdiction 575 – Village of Tahsis

Property Class	2016 Outstanding Appeals Assessed Value Total	2016 Risk to Roll	Risk to Roll All Unresolved Appeals December 31, 2016
Class 1 – Residential			
Class 2 – Utilities			
Class 3 – Supportive Housing			
Class 4 – Major Industry			
Class 5 – Light Industry			
Class 6 – Business & Other			
Class 8 – Rec/Non Profit			

We are happy to report there is no outstanding appeal activity within the jurisdiction.

L2

Excellent care, for everyone,  
everywhere, every time.



January 12, 2017

Her Worship Mayor Jude Schooner  
Village of Tahsis  
PO Box 219  
Tahsis, BC V0P 1X0

Dear Mayor Schooner:

**Re: Recommendations – Local Government Smoke-Free Bylaws**

On behalf of the Medical Health Officers for Island Health, the Tobacco & Vapour Prevention and Control program (TVPC) is writing to invite the Village of Tahsis to partner with Island Health to take steps to reduce tobacco use, exposure to “second -hand” smoke, and to model a tobacco free lifestyle in the community of Tasis. We recommend that the Village of Tahsis prohibits smoking at patios, parks, playgrounds and beaches, and includes guidelines for post-secondary campuses through the creation of a smoke-free bylaw. We have attached a smoke-free bylaw template and fact sheet to help guide your process.

As of September 1, 2016 the province of British Columbia updated several laws that govern tobacco and vapour products. The *Tobacco Control Act* and Regulation were replaced with the *Tobacco and Vapour Products Control Act* and Regulation. The scope of the new legislation is now expanded to include e-cigarettes and vapour products. However, it does not extend to all outdoor public spaces. The Village of Tahsis can contribute to the health and wellbeing of all citizens across the life course by creating and implementing smoke-free bylaws in outdoor public spaces, public places, and work sites.

For the purpose of crafting smoke-free bylaws we advocate defining:

- “Smoke” or “smoking” to include or burning of a cigarette or cigar, or any substance using a pipe, hookah pipe, lighted smoking device, or electronic smoking device;
- “Burning” to mean to produce smoke, vapour or other substances that can be inhaled, including vegetative matter; and
- “Vegetative matter” as any plant product that can be dried and burned into vapour.

Environmental smoke whether from tobacco, marijuana, heated vapour, or the burning of other substances can contain Class A carcinogens similar to benzene and asbestos. These substances upon combustion are likely to produce fine particulate matter as well as a variety of noxious chemicals, all of which is harmful to human health. Repeated surveys have demonstrated overwhelming public support for local regulations which restrict the public consumption and use of tobacco, vapour, or other substances that can be inhaled.

Therefore, the Medical Health Officers of Island Health recommend councils implement the following recommendations:

- Make outdoor public places smoke-free by prohibiting tobacco, vapour or other substances that can be inhaled in areas where children play, including beaches, parks, playgrounds, sports fields, and athletic stands.



**THE CITY/ TOWN/VILLAGE OF ABCDEFG**  
**SMOKING REGULATION BYLAW No. xxx, year**

**A Bylaw to Regulate Smoking in the (City/Town/Village of ABCD)**

**WHEREAS** it has been determined that Environmental Smoke whether from tobacco, marijuana, heated vapour or the burning of other substances can contain Class A carcinogens similar to benzene and asbestos, contain fine particles that can be inhaled deep into the lungs causing harm both locally and in other parts of the body, and is a health hazard to the inhabitants of the (CITY/TOWN/VILLAGE);

**AND WHEREAS** it is generally recognized by scientific and medical communities that there is no safe level of smoke exposure and that whether the smoking occurs indoors or outdoors exposure to significant levels of Environmental Smoke can occur;

**AND WHEREAS** it is desirable for the purposes of maintaining, promoting and preserving the public health of the inhabitants of (CITY/TOWN/VILLAGE) to prohibit, regulate and impose requirements in relation to smoking in (CITY/TOWN/VILLAGE);

**NOW THEREFORE**, the (CITY/TOWN/VILLAGE), in public meeting assembled HERBY ENACTS AS FOLLOWS:

**SECTION 1**  
**INTERPRETATION**

Name of Bylaw

- 1.1 This Bylaw may be known and cited for all purposes as the "Smoking Regulation Bylaw No. xxxx, year".

Definitions

- 1.2 In this Bylaw:

"burn" or "burning" means to produce smoke, vapour or other substances that can be inhaled;

"bus stop" means a place on a bus route marked by a sign at which buses stop to pick up and drop off passengers and includes a transit shelter;

- 2.3 Section 2.1 does not apply to a ceremonial use of tobacco in relation to a traditional aboriginal cultural activity.

### **SECTION 3 VIOLATIONS AND PENALTIES**

#### Offences under Bylaw

- 3.1 A person who:
- a. violates or who causes, permits or allows any of the provisions of this Bylaw to be violated;
  - b. neglects to do or refrains from doing anything required to be done by any provision of this Bylaw; or
  - c. fails to comply or allows another person to fail to comply, with an order or direction given under any provision of this Bylaw;

is guilty of an offence against this Bylaw, and liable to the penalties imposed under this Section 3.

#### Fine for offence

- 3.2 Every person who commits an offence against this Bylaw is punishable on conviction by a fine of not less than (\$250) and not more than (\$2,000) for each offence. Each day that an offence against this Bylaw continues or exists shall be deemed to be a separate offence.

### **SECTION 4 DUTY OF ADMINISTRATION AND ENFORCEMENT**

- 4.1 The Bylaw Enforcement Officers of the (CITY/TOWN/VILLAGE) shall be responsible for administration of this Bylaw.
- 4.2 The intent of this Bylaw is to set standards of general public interest, and not to impose a duty on the (CITY/TOWN/VILLAGE) or its employees to enforce its provisions and;
- a. a failure to administer or enforce its provisions or the incomplete or inadequate administration or enforcement of its provisions is not to give rise to a cause of action in favour of any person; and
  - b. the grant of any approval or permission or issuance of any permit is not a representation, warranty or statement of compliance with the Bylaw and the issuance thereof in error is not to give rise to a cause of action.



Canadian Cancer Society  
Société canadienne  
du cancer

## **Outdoor Smoke and Vape-Free Places**

### **Frequently asked questions: For BC municipalities**

#### **Why outdoor smoke and vape-free bylaws?**

##### **Equitable access to clean air for all British Columbians**

Tobacco is BC's leading cause of preventable death. The Canadian Cancer Society (the Society) believes all British Columbians have the right to equitable access to clean air, positive role modelling and environments supportive of people who want to quit smoking.

The number of BC communities sheltered by tobacco bylaws with stronger protections than the province's *Tobacco and Vapour Products Control Act* have increased substantially over the past ten years, from 6 in 2006 to 69 in 2016. However, outside these communities, more than 1 million British Columbians remain unprotected from tobacco exposure in outdoor public places.

##### **Protection from second-hand smoke**

There is no safe level of exposure to second-hand smoke. It contains more than 4,000 chemicals, of which more than 70 are known to cause cancer. Every year, more than 800 Canadians who don't smoke die from second-hand smoke exposure.

Tobacco smoke can be just as toxic outdoors as indoors; during periods of active smoking, air quality can quickly deteriorate to very poor levels and can be equivalent to indoor levels within 2 metres of the source, extending beyond this distance if several people are smoking. The amount of particulate matter, degree to which smoke lingers and amount of drift from outdoor to indoor environments are dependent on atmospheric conditions, the physical layout of the area, and the density and location of smokers. Research on hospitality patios and entrances to office buildings show that levels of particulate matter can be high as far as 9 meters from a burning cigarette.

##### **Support people who want to quit smoking**

The majority (85.7%) of British Columbians do not smoke. Of the minority who do smoke, two-thirds want to quit and are looking for tools to help them. Smelling smoke or seeing people smoking outdoors makes it hard for people who are trying to quit smoking and may trigger relapse. Studies show that when smoking bans have been implemented, many people who smoke have chosen to quit or cut back and that smoke-free patio regulations may help former smokers avoid relapse.

##### **Positive role modelling**

Tobacco use is started and established primarily during adolescence. Since most people who smoke start before the age of 18, it is important to model healthy behaviours. Youth who do not see others smoking or vaping will be less likely to view these as normal social behaviors, and thereby are less likely to start themselves.



Canadian Cancer Society  
Société canadienne  
du cancer

smokers quit. Nicotine gums, patches, lozenges, and inhalers, as well as some prescription medications are proven to be safe and effective tobacco cessation aids.

### **Where can people who want to quit smoking be directed?**

Residents of British Columbia with a Medical Service Plan can access select nicotine replacement therapy for free through their pharmacy and can ask their physician for help to develop a quit plan. Quit support is also available through [QuitNow.ca](http://QuitNow.ca) and [RuntoQuit.com](http://RuntoQuit.com).

### **Is the public in support of outdoor smoke-free policy?**

There is a growing appetite in Canada for smoke-free outdoor public places. A 2013 Angus Reid poll conducted on behalf of the Society, BC and Yukon showed 66% of British Columbians over the age of 18 support smoke-free outdoor restaurant and bar patios, 91% support a ban in children's playgrounds, and 66% support a ban in all parks and beaches. Support from British Columbians 15-18 years old increased to 79%, 96%, and 80% respectively.

Eighty-eight percent of the 24 BC municipalities and regional districts interviewed in the Propel Centre for Population Health Impact's 2016 survey of jurisdictions with outdoor smoke-free ordinances indicated that their bylaws had had a positive impact on their community. No respondents indicated a negative effect.

### **Do smoking bans take away too many freedoms?**

Tobacco is the leading cause of preventable death in BC and no level of second-hand smoke exposure is safe. One person's right to smoke ends when it impacts another person's right to breathe clean air. Smoke-free places provide positive role modelling and support people who want to quit smoking by eliminating social triggers.

### **How can outdoor smoke and vape-free regulations be enforced?**

Evaluations have found the fear of compliance issues exceed the number of actual problems. Effective compliance strategies employ a balance of education, voluntary compliance, inspection, and progressive enforcement. Communities such as Kelowna, Woodstock, Pemberton, and Bridgewater have shared strategies they've successfully employed.

Thirty percent of BC municipalities with tobacco bylaws report few or no public complaints, according to Propel's 2016 preliminary findings. Of the communities that have received complaints, the majority were about people smoking in prohibited areas. When people understand what tobacco restrictions are in place and why they have been implemented, they are more likely to comply, and are also more likely to speak up, encouraging others to comply. According to BC municipalities, "obtaining community buy-in" and setting "the goal of voluntary compliance" make enforcement much easier.

The Society is advocating for universal provincial policy and broad awareness measures which would make BC residents and tourists more aware of smoking restrictions. For example, Ontario banned smoking on restaurant/bar patios, playgrounds and sports fields, effective January 1, 2015. Smoking behaviour and exposure to secondhand smoke

M2



February 1, 2017

Dear Tahsis Mayor and Council:

Ubedam Theatre has just begun working on our next play, Cricket & Claudette, a comedy about the politics of a small town dump. We plan to present it on Friday, April 28 and Saturday, April 29, 2017. I am writing to apply for a grant-in-aid in order to use the Tahsis Recreation Centre gym for the presentation. Attached is the form asking for free use of the gym from Monday, April 24 to Monday, May 1.

Attendance at our first two productions was good and we hope to increase the attendance this spring. In each show, we get new people participating in the cast and crew.

We believe Ubedam Theatre is a positive addition to Tahsis and thank you for considering our request for use of space.

Yours sincerely,

*Stephanie Olson*  
Stephanie Olson



## Grant in Aid Application Policy #2007

6. Have you approached the Federal or Provincial governments for assistance? Please indicate what was requested from these Senior Governments and whether they have agreed to assist.

No, we haven't.

7. Will this project proceed if funds or in kind assistance are not provided by the Village?

Depends on the cost of the rental.

Stephanie Olson  
Signature of Authorized representative

Please attach a budget for your project. Please be as complete as you can. You may be asked for further financial information.

If a Grant in Aid for funding is approved, the cheque should be made payable to:

\* (no cheque, just space needed)

and be mailed to: P.O. Box \_\_\_\_\_, Tahsis, B.C. V0P 1X0

Contact person: Stephanie Olson

Phone number: 250 934 6236

\* If approved, we would like to pay staff for one additional hour (9:00 - 10:00 pm) in order to tear down the set while everyone is there.  
\* Please clarify insurance issues re: use.