

Memorandum

Date: December 3, 2019

To: Members of Council

From: Amanda Fusco, Manager, Legislative Services/Deputy Clerk, Corporate Services

Subject: Rescinding of Resolution No. 2013-182 (Region of Peel By-law 20-2013)

Enactment of Region of Peel By-law 2019-49, By-law to Prohibit Smoking and Vaping in Outdoor Public Places and Workplaces

On October 29, 2019 Council approved Staff Report 2019-0220, and ratified the following recommendation,

That Peel Region By-law 2019-49 being a By-law to Prohibit Smoking and Vaping in Outdoor Public Places and Workplaces be endorsed; and

That the Peel Region's request for consent to repeal the Peel Outdoor Smoking By-law 20-2013 be endorsed; and

That the Peel Region be requested to continue to provide enforcement for complaints pursuant to Peel Region By-law 2019-49 within the Town of Caledon.

A resolution letter and copy of the staff report were sent to the Regional Clerk. The resolution met the requirements of section 115(5)(b) of the *Municipal Act, 2001 as amended*, to enact By-law 2019-49 of an upper tier through consent of the majority of its lower tiers.

Repeal of Region of Peel By-law 20-2013, Peel Outdoor Smoking By-law

Subsequently Town staff were contacted by Regional Staff further requesting that the resolution from 2013, Resolution No. 2013-182, passed March 19, 2013 consenting to Peel Outdoor Smoking By-law 20-2013 be rescinded to meet the requirements of section 115(6)(a) of the *Municipal Act, 2001 as amended*. A copy of the March 19, 2013 Council minutes is attached as Schedule A to this Memorandum.

Schedule A to Memorandum
Rescinding of Resolution No. 2013-182 (Region of Peel No Smoking By-law)

Excerpt from March 19, 2013 Town Council Minutes

Council Meeting Minutes
Tuesday, March 19, 2013
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2. Moved by R. Paterak – Seconded by R. Whitehead 2013-182

That correspondence received from the Region of Peel dated February 26, 2013 regarding Prohibiting Smoking in Areas Where Children Play and at Entrances and Exits to Municipal Buildings and Facilities, be received; and

That Council hereby consents to the enactment of the Region of Peel By-law 20-2013 the "Peel Outdoor Smoking By-law" to prohibit smoking within nine metres of playground areas, outdoor recreational facilities and within nine metres of the entrances and exits to municipal buildings; and

That Council request Regulatory Services staff to report back to Council at its May 14, 2013 meeting regarding awareness, signage and enforcement as it relates to this initiative.

Carried.