

Re: BAN ON SMOKING  
BY-LAW NO. 6904, WHICH IS AN AMENDMENT TO BY-LAW NO. 5096.  
"BURNABY FIRE PREVENTION BY-LAW 1968"

#### Background

Council on September 27, 1976 adopted the following recommendations in connection with the subject amendment which will restrict smoking in elevators and retail stores (Item 17, Report No. 60):

- "1. THAT the subject by-law be brought forward, and then tabled for two weeks so that anyone interested in expressing an opinion will have the opportunity to do so; and
2. THAT Amendment No. 6904 and a copy of this report to be sent to the Honourable H. McClelland, Minister of Health, and to the Honourable Marc Lalonde, Minister of Health and Welfare, when the amendment is finally adopted; and
3. THAT an evaluation be made at six month intervals for one year to determine if the amendment in its existing form should be modified in any way; and
4. THAT a copy of this report be sent to the United Non-Smokers Society and the Burnaby Chamber of Commerce."

Council on September 27 also approved and tabled the deletion of a statement and the inclusion of the word "retail" to precede the word "store" wherever such reference is made in the amendment (Supplementary Item 21, Report No. 60).

The Burnaby Chamber of Commerce appeared before Council on September 27 to express its concurrence with the amendment as proposed with one exception: that the requirement for lettering on signs be changed from a minimum height of six inches to not less than two inches.

The United Non-Smokers Society appeared before Council on October 12 to suggest what it would like to have included in the amendment.

Attached is a letter from Mr. D.R. Parker, Executive Secretary for the B.C. Tuberculosis - Christmas Seal Society, which is submitted for Council's consideration.

#### Lettering on Signs

The Chamber of Commerce has suggested that the minimum lettering on signs should be two inches in order to allow signing to be more compatible with surroundings in smaller stores. This suggestion is quite acceptable to staff and is being referred to Council in the form of a recommendation at the end of this report.

#### Signing

The Chamber of Commerce has offered to make two standard no-smoking signs available to owners and operators of stores. These would be approximately 8" x 8" and 12" x 18" in size, and would be sold upon request at prices that have yet to be finalized. The standardization of signs would be extremely desirable because enforcement of the amendment would be facilitated if signing is consistently applied throughout the Municipality. Flexibility would be realized from the two sizes of signs in that a choice could be made on the basis of a store's size, layout and other internal operating conditions. There would be no requirement for operators of stores to buy signs from the Chamber, but it is expected that many, if not the majority, would do so.

By-law number 6904 would appear on each sign that is sold by the Chamber.

The type of sign that is being considered will be available for viewing at the meeting of Council on Monday night.

Recommended Scope of the Amendment

No new information has been presented to indicate that the scope of the amendment that is now before Council should be broadened in any way.

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Perhaps it will eventually become feasible to extend the ban to include hospitals, theatres, libraries, schools and other facilities, as has been suggested by the United Non-Smokers Society. However, we at this time are involved with a type of regulation that is virtually untried in the Municipal field, and with a unique situation in which the regulation will be almost entirely dependent on the public for its enforcement. As more fully explained in Item 17, Report No. 60 which Council received on September 27, 1976, a moderate and reasonable approach, with evaluations to be made at six month intervals for a period of one year to determine if and how the amendment should be modified, is in our opinion the best method to be employed, and in the long run, will best serve the interests of all concerned.

As a matter of interest, the Burnaby General Hospital has taken steps to control smoking on its premises. Cigarette machines have been eliminated and auxiliaries no longer sell tobacco in the concessionary. Smoking is not allowed in the wards in the new building, and it is expected that this policy will be broadened to include the wards in the older sections of the hospital as well. Smoking is allowed in the cafeteria and in certain designated areas only.

The three theatres in the Lougheed Mall are the only ones in Burnaby where patrons are permitted to smoke in seating areas. It should be noted, however, that these smoking areas have been constructed with special features such as smoke detectors, cement floors, stops on floors to prevent tobacco items from straying into unauthorized areas, fire resistance material on seats, etc. The Provincial Fire Marshal has approved these smoking areas which, according to our Fire Department, present no problems apart from the occasional complaint that is received from a member of the public.

Smoking is not allowed in the public sections of libraries, and as far as schools are concerned, the administration advises that smoking in these facilities is adequately controlled by existing policy regulations.

RECOMMENDATIONS:

1. THAT Item 17 and Supplementary Item 21 dated September 27, 1976 be brought forward; and
2. THAT the subject by-law be brought forward; and
3. THAT the by-law be changed to require every owner or occupier of a retail store to prominently display a "No Smoking" sign in letters not less than two inches in height; and
4. THAT by-law No. 6904, a copy of this report and Item 17, Report No. 60 dated September 27, 1976 be sent to the Honourable H. McClelland, Minister of Health, and to the Honourable Marc Lalonde, Minister of Health and Welfare, when the amendment is finally adopted; and
5. THAT an evaluation be made at six month intervals for one year to determine if the by-law in its existing form should in any way be modified; and
6. THAT a copy of this report be sent to the United Non-Smokers Society, the Burnaby Chamber of Commerce and the B.C. Tuberculosis Christmas Seal Society.

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ITEM 7  
MANAGER'S REPORT NO. 65  
COUNCIL MEETING Oct. 18/76



## B.C. TUBERCULOSIS-CHRISTMAS SEAL SOCIETY

906 WEST BROADWAY, VANCOUVER, B.C. V5Z 1K7

TELEPHONE 731-4961

PATRON  
HIS HONOUR WALTER S. OWEN  
LIEUTENANT-GOVERNOR OF  
BRITISH COLUMBIA

MR. ALEX CLARK  
PRESIDENT

OFFICIAL CORRESPONDENCE TO  
D. R. PARKER  
EXECUTIVE SECRETARY

MAILED

September 21st, 1976

Mr. Mel Shelley,  
Municipal Manager,  
Municipality of Burnaby,  
Burnaby, B.C.

Dear Mr. Shelley,

I understand the United Non-Smokers Society have prepared and submitted a by-law regulating personal smoking within the municipality. I have seen the proposed by-law and wish to endorse the principles inculcated in the document.

Yours truly,

D. R. Parker,  
Executive Secretary

DRP/gmr

Christmas Seals Fight Respiratory Diseases

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