

VILLAGE OF RADIUM HOT SPRINGS

BYLAW NO. 524, 2025 CLEAN AIR

A Bylaw for the Purpose of Regulating Smoking/Vaping/Cannabis Use in the Village of Radium Hot Springs

WHEREAS the Council of the Village of Radium Hot Springs considers it desirable to protect the health and safety of all citizens and visitors in the Village of Radium Hot Springs by prohibiting Smoking (et al.) in specific places;

NOW THEREFORE, Council in open meeting assembled, **ENACTS AS FOLLOWS:**

PART 1 – INTERPRETATION

1.1 Definitions

In this Bylaw:

- a) “Village” means the Village of Radium Hot Springs;
- b) “Recreation Facility” means all Village-owned recreation facilities including, but not limited, to the Radium Hot Springs Centre, skating rink and adjacent amenities building;
- c) “Park” means all Village-owned parks and public spaces including, but not limited to, playgrounds, outdoor exercise equipment, splash park, playing fields, pathways, trails, public bathrooms, disc golf area, dog parks, pump park and columbarium in the Village;
- d) “Transit Shelter” means a structure or facility located at a designated bus stop for passengers waiting for a bus;
- e) “Smoke or Smoking” means to inhale, exhale, burn or carry a lighted cigarette, cigar, pipe, hookah pipe, electronic cigarette or other smoking equipment, that burns or vaporizes tobacco, cannabis, or any other substance; and
- f) “Outdoor Special Event” means a pre-planned community event including but not limited to a temporary street closure, farmer’s market, parade, fair and recreational and/or fundraising events.

PART 2 – PROHIBITION

- 2.1** a) No person shall Smoke:
- i. in a Park or within 7 metres of any Recreation Facility, or Transit Shelter;
 - ii. inside a motor vehicle or equipment owned or leased by the Village, or used for Village work or break purposes; and
 - iii. during an Outdoor Special Event.

b) Notwithstanding this prohibition, the traditional use of tobacco in Aboriginal ceremonies in public spaces is permitted, or carrying of lighted incense or other lighted smoking equipment used solely for ceremonial or religious purposes.

PART 3 – PENALTIES

3.1 General Penalty Provision

- a) Anyone who violates any section of this bylaw, or who neglects to or refrains from doing anything required to be done by a provision of this bylaw, is guilty of an offence.
- b) Any person who is convicted of an offence pursuant to this Bylaw is liable on conviction to a penalty of not more than \$2000.00, the costs of prosecution, and any other penalty or order imposed pursuant to the *Local Government Act*, *Community Charter* or the *Offence Act* (British Columbia). Each day that an offence against this Bylaw continues or exists shall be deemed to be a separate and distinct offence.

PART 4 - SEVERABILITY

4.1 If any portion of this bylaw is declared invalid and set aside by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw shall be valid.

PART 5 - CITATION

This Bylaw may be cited as the “*Village of Radium Hot Springs Bylaw No. 524, 2025 Clean Air*”.

READ a first time this 9th day of June, 2025

READ a second time this 9th day of June, 2025

READ a third time this 9th day of June, 2025

ADOPTED this 23rd day of June, 2025.

MAYOR

CORPORATE OFFICER

CERTIFIED a true and correct copy of the
“Village of Radium Hot Springs Bylaw No. 524, 2025 Clean Air”.

CORPORATE OFFICER