



CITY OF RICHMOND

REPORT TO COUNCIL

TO: Richmond City Council

DATE: October 4, 2000

FROM: J. Richard McKenna
City Clerk

FILE: 8060-20-7176

RE: Exemption from Public Health Regulations - Veterans Organizations

STAFF RECOMMENDATION (ON PROCEDURE)

That Bylaw No. 7176, which amends the Smoking Control and Regulation section of the Public Health Protection Bylaw, to authorize a designated smoking room in the following premises:

- a) the Army, Navy and Air Force Veterans Canada on No. 1 Road;
- b) Branch 5, Royal Canadian Legion on Westminster Highway;

be introduced and given first, second and third readings.

J. Richard McKenna
City Clerk

FOR ORIGINATING DIVISION USE ONLY		
ROUTED TO:	CONCURRENCE	CONCURRENCE OF GENERAL MANAGER
Law	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	

STAFF REPORT

ORIGIN

On August 28, 2000 Council heard representations from several Veterans Organizations in connection with a request for an exemption from the Smoking Control and Regulation section of the Public Health Protection Bylaw. Council provided guidance to these organizations on a process which would be acceptable, to satisfy Council as to the wishes of their respective memberships on this issue, if such organizations wished to have Council consider a bylaw amendment to permit smoking in designated smoking rooms. An extract of the August 28th, 2000 Council minutes is attached. Consequently, letters were sent to all three veterans organizations (copies attached) advising them to provide the information from their memberships by 5:00 pm on Wednesday, October 4, 2000 in order to have this matter considered by Council on Tuesday, October 10th, 2000.

ANALYSIS

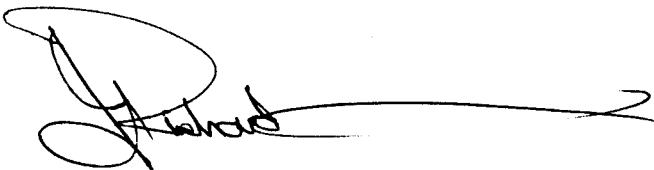
I have received the attached letters from two of the organizations, however, I have not attempted to verify the information provided or the process used, as Council felt that this should be left entirely up to each individual organization. I understand that representatives of both organizations will be present to clarify the information provided and to respond to any questions Council may have.

FINANCIAL IMPACT

None

CONCLUSION

Attached is Bylaw No. 7176 which, if adopted, would grant the exemption in question. I have put forward a staff recommendation which is procedural in nature only, and in no way suggests a policy recommendation on this public health issue, however, I have kept Chief Public Health Inspector Kelvin Higo apprised of developments on this issue. If proceeded with, the bylaw would require the approval of the Minister of Health, and thus would probably not be available for adoption until December.



J. Richard McKenna
City Clerk

JRM:dm

PRESIDENT

Kay Thibault

Over 100 Years'



Service to Veterans

TELEPHONES
OFFICE: 277-5444
FAX: 277-5446
CLUBROOM: 277-7350

Army, Navy and Airforce Veterans in Canada

ADDRESS ALL COMMUNICATIONS
TO THE SECRETARY

STEVESTON UNIT No. 284

11900 NO. 1 ROAD,
RICHMOND, B.C. V7B 1S9

OCTOBER 4th, 2000

Richmond City Council
Richmond BC

FAX: 278 5139

ATTN: Richard McKenna

		INIT
✓	JRM	
	DW	
	KY	
	AS	
	DB	
	SF	

B/L 7133

RE: Voting Results from ANAF Unit # 284

Election vote regarding the designated area for our Veterans to have a smoking area in our Unit are as follows:

Veterans -	86	Yes
	17	No
Associate Members	--	111 Yes
	--	15 No

For a grand total --	197	Yes
	32	No

This includes Veterans and card holding members who frequent their useable privileges of their Unit.

Fraternally,

Kay Thibault
President ANAF # 284
Steveston Unit





Royal Canadian Legion
 Branch No.5
 7831 Westminster Highway
 Richmond, B.C.
 V6X 1A4

To:

RICHARD MCKENNA
 CITY CLERK

From:

BOB JONES
 BRANCH #5 LEGION

Date: October 3, 2000
 Number of Pages: 1 plus cover
 Phone: 604 - 278 1535
 branch5@peratynx.com

Remarks:

Dear Richard:

As per the request from Council on August 28, 2000. The following are the results of the Vote taken at Branch #5 to re-open the Minoru Lounge as a "Designated Smoking Area" only.

Should you have any questions, please do not hesitate to contact me at the above phone number.

Yours truly,

Robert W. Jones
 Manager, Branch #5

		INIT
✓	JRM	INIT
	DW	
	KY	
	AS	
	DB	
	SF	

B/L-7133





RICHMOND (Pacific 5) BRANCH

THE ROYAL CANADIAN LEGION

7831 WESTMINSTER HWY., RICHMOND, B.C. - V6X 1A4 - (604) 278-1535

October 3, 2000

City Clerk
City Hall
6911 No. 3 Road
Richmond, B.C.
V6Y 2C1

ATTENTION: RICHARD MCKENNA

RESULTS OF POLL OF MEMBERS OF BRANCH #5 AS OF OCTOBER 1, 2000

IN FAVOR OF OPENING THE LOUNGE AS A SMOKING ROOM

<u>ORDINARY MEMBERS</u>	73
<u>ASSOCIATE MEMBERS</u>	70
<u>AFFILIATE VOTING MEMBERS</u>	28
<u>AFFILIATE NON VOTING MEMBERS</u>	<u>7</u>
<u>TOTAL IN FAVOUR</u>	178

AGAINST OPENING THE LOUNGE AS A SMOKING ROOM

<u>ORDINARY MEMBERS</u>	10
<u>ASSOCIATE MEMBERS</u>	9
<u>AFFILIATE VOTING MEMBERS</u>	—
<u>AFFILIATE NON VOTING MEMBERS</u>	<u>1</u>
<u>TOTAL AGAINST</u>	20

ALTHOUGH THOSE WHO VOTED ARE ONLY A SMALL PERCENTAGE OF OUR MEMBERS, THEY ARE THE MEMBERS WHO FREQUENT BRANCH #5 ON A REGULAR BASIS.



MINUTES

REGULAR COUNCIL MEETING – AUGUST 28TH, 2000

RES NO. ITEM

FINANCE & CORPORATE SERVICES DIVISION

16. **EXEMPTION FROM SMOKING CONTROL REGULATIONS - VETERANS ORGANIZATIONS**

(Report: Aug. 23/00, File No.: 8060-20-7133) (REDMS No. 174779)

R00/15-16

It was moved and seconded

That the report (dated August 23rd, 2000, from the City Clerk), and recommendation regarding an Exemption from Smoking Control Regulations - Veterans Organizations, be referred to the Tuesday, October 10th, 2000 Council Meeting.

Prior to the question being called, staff were directed to request that the affected organizations provide to the City Clerk prior to the October 10th Council Meeting:

- (a) information on the categories of members and on the voting patterns for each of these categories of members, for each organization seeking a bylaw exemption; and
- (b) information on how each organization would comply with both the City and WCB regulations, if smoking rooms were subsequently approved by Council.

Staff were also requested to send a letter to the Royal Canadian Legion Branch 209, to advise them of the position taken by Council on this issue.

The question on Resolution No. R00/15-16 was then called, and it was **CARRIED**.



City of Richmond

6911 No. 3 Road, Richmond, BC V6Y 2C1
Telephone (604) 276-4000
www.city.richmond.bc.ca

August 30, 2000
File: 8060-20-7133

City Clerk's Office
Telephone: (604) 276-4007
Fax: (604) 278-5139

Army, Navy & Air Force Veterans Canada
Station Unit #284, 11900 No. 1 Road
Richmond, BC V7E 1S9

FAXED
08/30/00

Attention: Mr. Chuck McDonald

Dear Sir:

**Re: Exemption from Smoking Control Provisions of the Public Health Protection Bylaw –
Verterans Organizations**

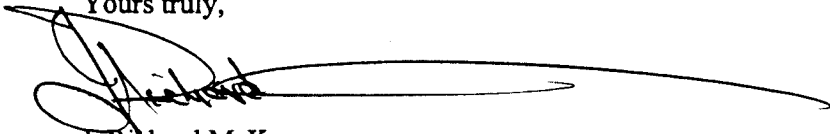
On behalf of City Council I would like to thank you for your presentation in connection with the above matter at the August 28, 2000, City Council meeting.

The purpose of this letter is to advise you of the position taken by Council regarding your request for permission to establish a smoking room at the northwest corner of your premises at 11900 No. 1 Road. As you are aware, an amendment will be required to the Public Health Protection Bylaw, and it is Councils' intent to consider this amendment at the regular council meeting on Tuesday, October 10, 2000. In order to make a fully formed decision on this issue, Council has requested that this smoking room issue be voted on by your membership and while the method by which you do this is up to you, Council has requested information on the various categories of member of which your organization is comprised and on the result of the votes of each of those categories of member.

In addition, Council has requested that you provide information on how your organization specifically proposes to comply with both the exemption from the city bylaw (if granted) and with the proposed WCB requirements for smoking rooms. It is Councils' intent to be able to make the final decision on whether or not to proceed on this matter at the October 10th council meeting and thus, it is important for all of this above information to be fully available by that date. In order to have this information form part of the agenda of that meeting, it will be necessary for you to provide it to me by no later than 5:00 pm on Wednesday, October 4, 2000. Even if council gives first, second and third readings to the bylaw amendment on October 10th, the bylaw must then be submitted to the Ministry of Health in Victoria, for approval - a process which usually takes approximately one month, after which the bylaw would be presented to Council for adoption.

I trust you will be able to comply with the wishes of Council and if you wish to discuss this matter further, please contact me at 276-4007.

Yours truly,



J. Richard McKenna
City Clerk

JRM:iem

pc: Jim Bruce, General Manager, Finance & Corporate Services
Kelvin Higo, Chief Public Health Inspector

SAME LETTER SENT
TO #5 LEGION ON
WESTMINSTER HWY,
AND A SIMILAR ONE
TO LEGION #209
ON BRIDGEPORT RD.

CITY CLERK

CITY OF RICHMOND
**PUBLIC HEALTH PROTECTION BYLAW NO. 6989,
 AMENDMENT BYLAW NO. 7176**

The Council of the City of Richmond enacts as follows:

1. Bylaw No. 6989 is amended:

(a) by adding the words "*other than in a **designated smoking room** which is located in a **private veterans social club***"

after the words "licenced establishment" in clause (k) of subsection 6.1.1.1;

(b) by adding the following definitions to Subdivision Eight (Interpretation):

"DESIGNATED SMOKING ROOM means a room which meets the requirements of, and has been approved by, the Workers' Compensation Board of British Columbia for such rooms."

"PRIVATE VETERANS SERVICE CLUB

means

a) Army, Navy and Air Force Veterans Canada Station Unit #284, 11900 No. 1 Road; and

b) Branch #5 Royal Canadian Legion 7831 Westminster Highway."

2. This bylaw is cited as "**Public Health Protection Bylaw No. 6989, Amendment Bylaw No. 7176**".

FIRST READING

SECOND READING

THIRD READING

APPROVED BY THE MINISTER OF HEALTH

ADOPTED

CITY OF RICHMOND
APPROVED for content by originating dept.
APPROVED for legality by Solicitor

MAYOR

CITY CLERK