



City of Richmond

Report to Committee

To: Community Safety Committee
From: Phyllis L. Carlyle
General Manager, Law & Community Safety
Re: Enhanced Smoking Regulations
Potential Exemption for Cigar Retailer

To Community Safety - Feb 10, 2009
Date: January 26, 2009
File: 12-8060-20-8360

Staff Recommendation

That an exemption not be granted to the existing cigar retailer, from the provisions of:

- a) Subdivision Six of the City's Public Health Protection Bylaw No 6989;
or
- b) the Municipal Ticket Information Authorization Bylaw 7321:
 - Schedule A, Section 9. Public Health Protection Bylaw No 6989;
and
 - Schedule B9, Subdivision 6 – Smoking Control & Regulation.

Phyllis L. Carlyle
General Manager, Law & Community Safety
(604.276.4104)

FOR ORIGINATING DEPARTMENT USE ONLY			
ROUTED TO:	CONCURRENCE	CONCURRENCE OF GENERAL MANAGER	
Law	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>		
REVIEWED BY TAG	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	REVIEWED BY CAO	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>

Staff Report

Origin

Based on certain amendments to the City's Public Health Protection Bylaw No 6989, which Council adopted to be effective on March 31, 2009, the following resolution was carried during the Regular Council meeting of May 12, 2008,:

That staff investigate the issue of a destination cigar store and World War II veterans' establishments possibly receiving an exemption from Bylaw No. 8361.

Following further consideration at the Community Safety Committee meeting of December 9, 2008, the following resolution was carried:

That the matter be referred back to staff to address concerns related to smoking on outdoor patios of cigar stores.

Analysis

The amendments to the City's Public Health Protection Bylaw No 6989, which were adopted by Council on May 12, 2008, include a prohibition of smoking in any customer service area or patio where food or beverages are served or consumed and within 6 meters of customer service areas. The effective date for the customer service areas is March 31, 2009. Any infractions could be subject, among other actions, to the issuance of a Municipal Ticket Information (MTI) violation under the applicable Schedules in the Municipal Ticket Information Authorization Bylaw 7321.

Staff, in concert with Vancouver Coastal Health, have visited the destination cigar store in Richmond and met with their management to discuss their present operations and their compliance with Provincial Regulations as well as the enhanced measures regarding distances from doorways and windows which became effective on November 30, 2008. It is their opinion that their specific business should be exempted from the requirements related to customer service areas due to their main operation – the purchasing and smoking of cigars. There were numerous delegations at the May 12th Council meeting and December 9th Community Safety Committee meeting to support such an exemption. However, Community Bylaws has received one verbal and one written complaint from residents in the same building regarding the negative impact of second-hand cigar smoke. Attached are pictures of the particular location which show the narrow dimensions of the private property which keeps any smoking activity close to the building and the location of the affected residential units. The location of the cigar store patio is on the common property of Strata Plan BCS396 and is for the common use of the buildings located at 10320 No 2 Road and 10328 No 2 Road. Staff has contacted the owner of the unit where the cigar store is located and the relative Strata Council representative to ensure that they are aware of this initiative.

Staff, in concert with Vancouver Coastal Health, have discussed the details of the Provincial and City regulations and the need for exemptions with the ANAF management and the Canadian Legion. Both organizations have always taken a proactive approach to smoking regulations with input in the past from Vancouver Coastal Health staff on the set up of their existing or planned operations.

To resolve the issue of exemptions for patios located at cigar stores, there are two options to address the regulatory and legal aspects:

Option 1 – Council not grant any exemptions (*Recommended*)

To maintain a fair and equitable application to all hospitality businesses in Richmond of the enhanced smoking regulations, within the amendments to the Public Health Protection Bylaw No. 6989 adopted by Council on May 12, 2008, and to ensure that Richmond maintains its leadership role in public health for its residents, staff would recommend that there not be any exemptions based on such a narrow business class.

Material provided by Dr. James D. Lu, Vancouver Coastal Health, Heart & Stroke Foundation of B.C., Lung Association of B.C., Lee Fuller (resident located immediately above Robusto) and the submission from Robusto (provided at the Community Safety Committee meeting of December 9, 2008) have been attached for Council's consideration.

Should Council wish to pursue Option 1, there are no Bylaw amendments required; the applicable sections of the City's Public Health Protection Bylaw No. 6989, as adopted by Council on May 12, 2008, will come into effect on March 31, 2009.

Option 2 – Council adopt Bylaw amendments to exempt an existing patio connected to an existing cigar retailer

This option would create an exemption within the existing customer service area (or patio) of a cigar retailer that held a valid business licence on January 1, 2009. As far as staff has been able to determine, only one cigar retailer meets this narrow list of criteria. The exemption would apply solely to the smoking of cigars on this particular outdoor patio. This option would bring into question the fairness of providing an exemption for essentially one business and the consistency and integrity of the City's public health policy. Residents living above the exempted cigar retailer's patio would continue to be subjected to second hand smoke from cigars which, from their comments, affects their ability to enjoy their own personal living space. Other residents attempting to access businesses located in the same immediate area would potentially have to pass through second hand smoke from cigars smoked on the patio due to the narrow dimensions of the patio.

Should Council wish to pursue this option, then the recommendation would read:

That Public Health Protection Bylaw No 6989, Amendment Bylaw No 8469 be introduced and given first, second and third reading.

Financial Impact

No present financial impacts are anticipated.

Conclusion

Based on the potential implications of granting a class exemption, staff would recommend that no exemptions be granted.

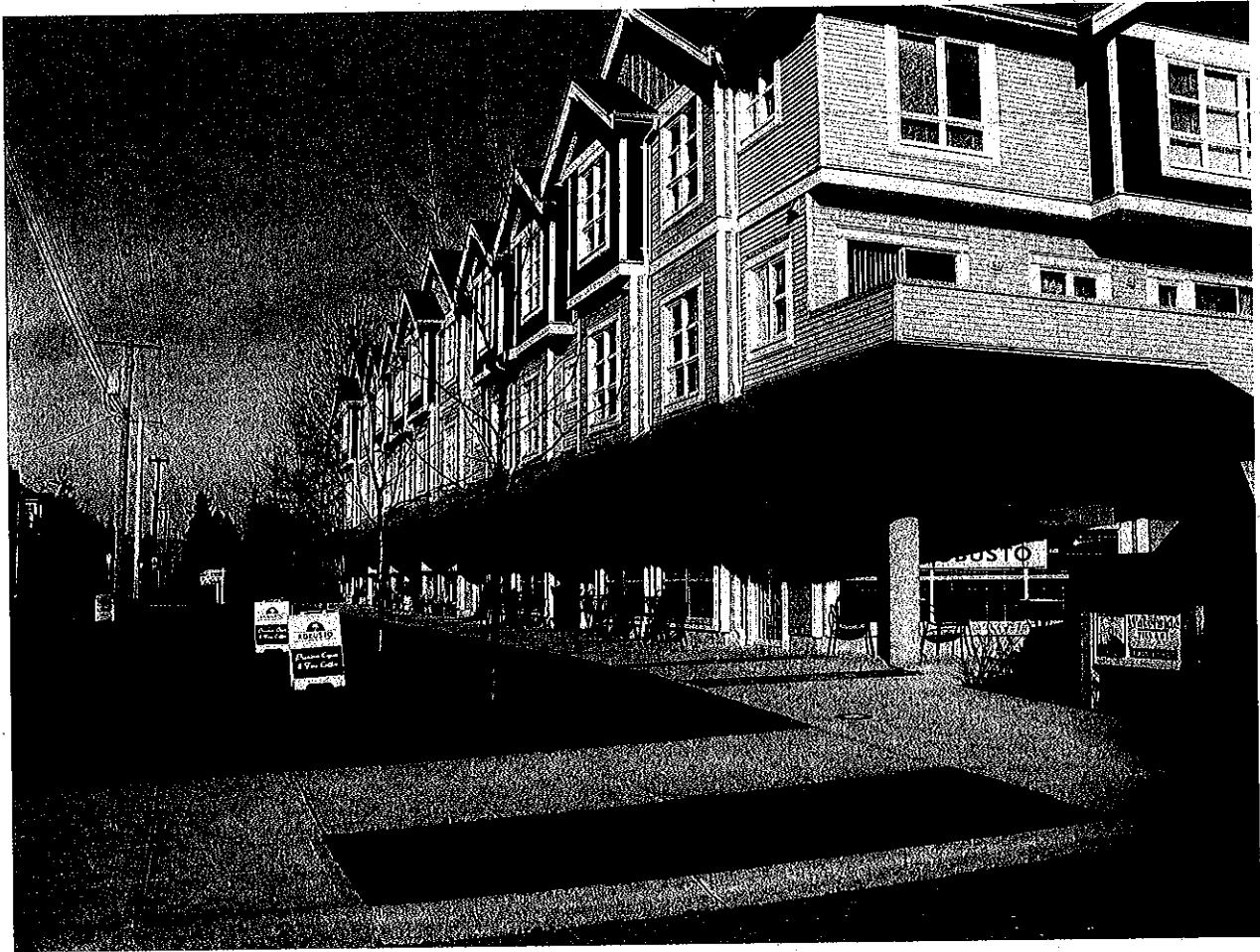


Wayne G. Mercer
Manager, Community Bylaws
(604.247.4601)

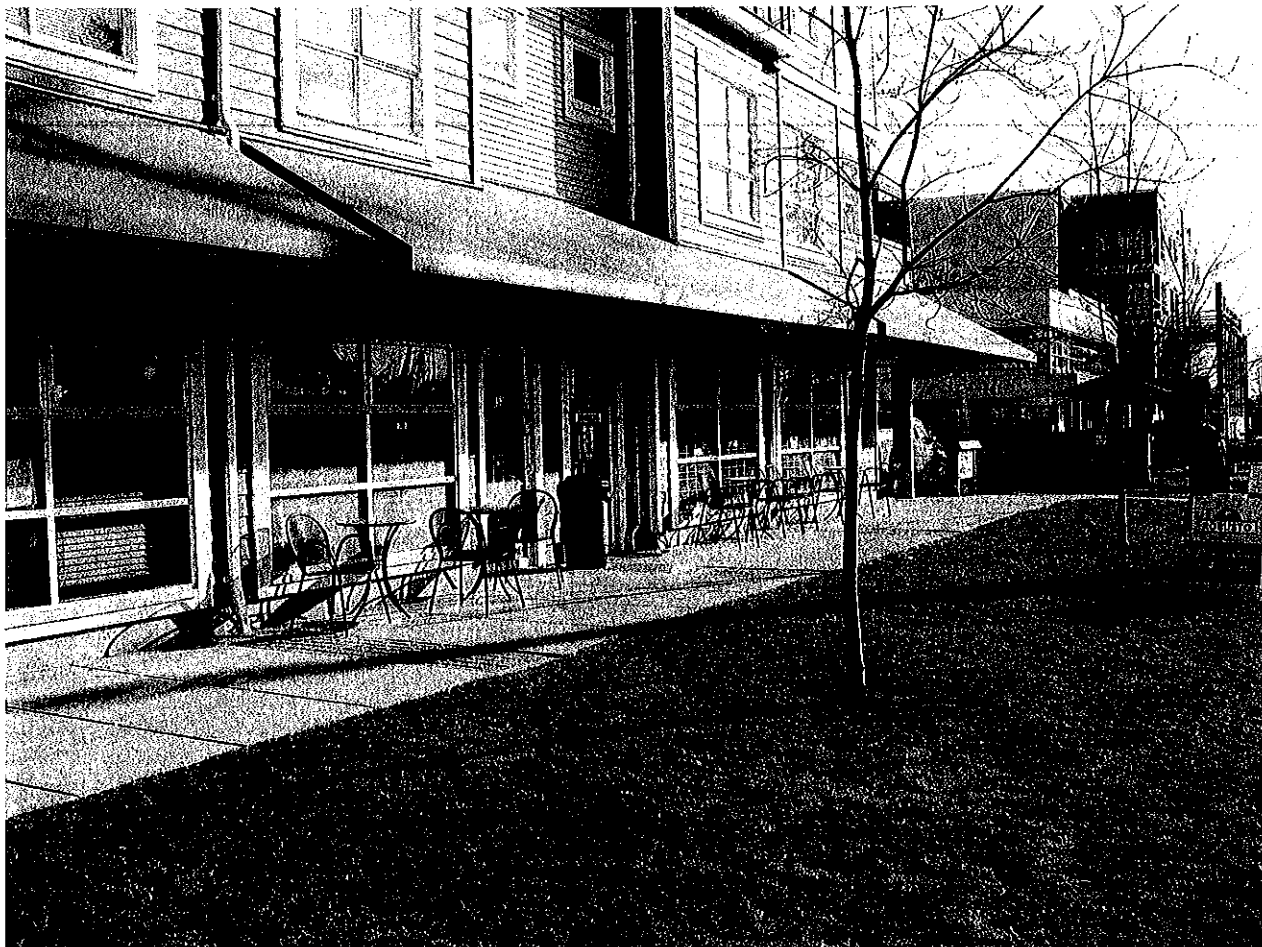
WGM:wgm

Attachments:

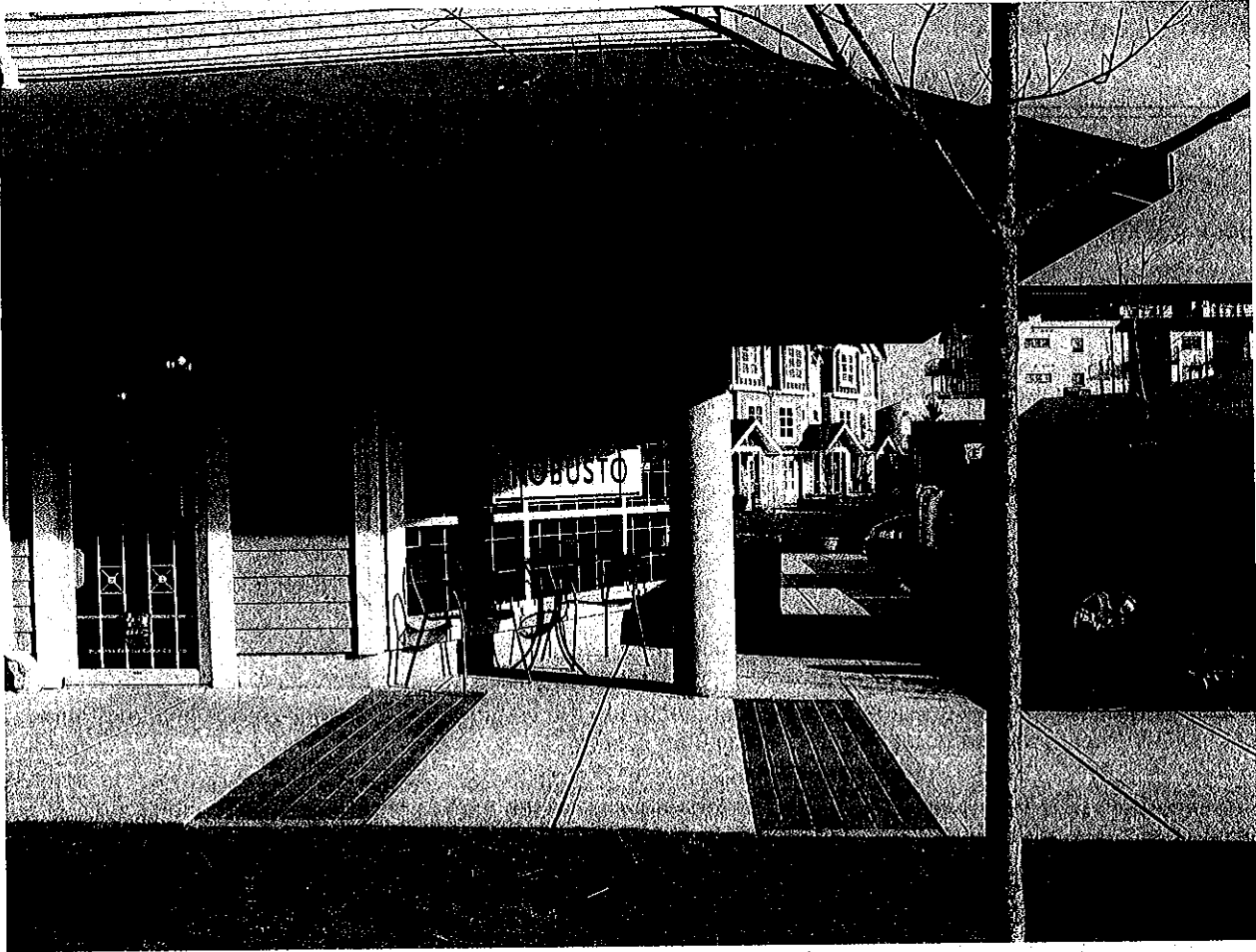
- 3 pictures of Robusto & residences
- Submission – Lee Fuller, resident
- Submission – Dr. James D. Lu, Medical Health Officer, Richmond
- Joint Submission - Heart & Stroke Foundation of BC / The Lung Association of BC
- Submission – Robusto Cigar Store / December 9, 2008
- Amendment Bylaw No. 8469



**Robusto Cigar Retailer – 13020 No 2 Road
View from Southwest
January 26, 2009 - Wayne Mercér**



**Robusto Cigar Retailer – 13020 No 2 Road
View from Northwest
January 26, 2009 - Wayne Mercer**



**Robusto Cigar Retailer – 13020 No 2 Road
Closeup of Southwest Corner
January 26, 2009 - Wayne Mercer**

TO: MAYOR & EACH
COUNCILLOR
FROM: CITY CLERK'S OFFICE

Mayor and Councillors

From: carole urchenko [caroleurchenko@shaw.ca]
Sent: Monday, 12 January 2009 4:39 PM
To: Mayor and Councillors
Subject: 13020 No 2 Rd

P.C. & CAO, All CWS

PHOTOCOPIED

JAN 12 2009

& DISTRIBUTED

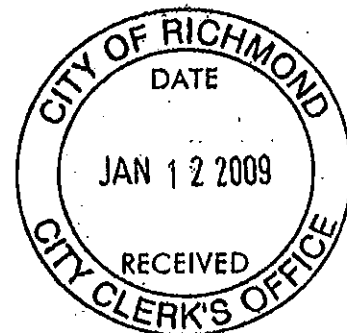
Dear Mayor and Councillors,

We, the residents of 265 13020 No 2 Rd., understand that the principals of Robusto Cigar and Cafe are submitting a request at the council meeting tonight, January 12, 2009, for a permanent exemption from the current Richmond smoking bylaws.

As owners in a mixed residential, commercial townhouse complex and living directly above Robusto we have been directly negatively affected by the cigar smoke from Robusto.

1. Drifting cigar smoke prevents us from opening any of our windows on the No 2 Rd side of our unit.
2. For the same reason, we are unable to sit outside on our south facing deck.
3. Even with windows and doors closed, we are subjected to the wafting smell of cigar smoke inside of our unit. We believe the smoke infiltrates the ventilation system.
4. Our immediate neighbour, also directly above the cafe shares the same concerns about the infiltration of cigar smoke into their unit.
5. Would this request also exempt cigarette smoking? In other words, it seems that granting an exemption for one smoking establishment would pave the way for all smoking establishments to be exempted thereby rendering the bylaw ineffective.

Respectfully,
Lee Fuller



January 8, 2009.

Mayor and Council
City of Richmond
6911 No. 3 Road
Richmond, BC V6Y 1C2

Dear Mayor and Council:

Re: Exemptions to Public Health Protection By Law, Smoking Control & Regulation

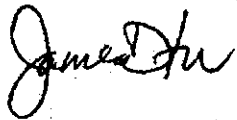
I am providing the attached information to be considered by Mayor and Council at the January 12, 2009 Council Meeting regarding the issue of exempting cigar stores or veterans' organizations from provisions of the City's Public Health Protection Bylaw.

The information provided refutes what I consider to be significant errors in information about the health impacts of cigar smoke contained in a report by Robusto Cigar Store dated December 9, 2008 and originally submitted to the City's Community Safety Committee for consideration at their December 9, 2008 meeting. The Robusto report implies that cigars do not pose the same health risks as cigarettes. This in reality is not the case. Smoke from cigars contain the same toxins and carcinogens as cigarettes however in higher concentrations. As the cause of 30% of all human cancers, tobacco remains by far the single most important preventable cause of cancer.

I fully support the city staff recommendation contained in the Report to Committee dated December 3, 2008, City File 02-0765-03/2008-Vol 01 stating that:

1. Council not grant exemptions to cigar stores or veterans' organizations from the provisions of:
 - a) Subdivision Six of the City's Public Health Protection Bylaw No 6989;
or
 - b) the Municipal Ticket Information Authorization Bylaw 7321:
 - Schedule A, Section 9. Public Health Protection Bylaw No 6989;
and
 - Schedule B9, Subdivision 6 -- Smoking Control & Regulation.

Yours truly,

A handwritten signature in cursive script, appearing to read "James D Lu".

James D Lu, MD, MHSc
Medical Health Officer, Richmond
Vancouver Coastal Health

JLU:rl
Enc. 2

Cigars – Still tobacco, still dangerous to your health

**“Smoking a Cigar is like burning a log,
whereas smoking a cigarette is like burning a twig “**

- One large cigar can contain as much tobacco as an entire pack of cigarettes. One cigarette delivers 1-2 mg of nicotine, while most cigars contain 100-200mg of nicotine, and as much as 444mg of nicotine.
- The typical cigar contains 7 times the amount of tobacco compared to an average cigarette.
- Cigar smoking increases your risk of death from many cancers including lung, lip, tongue, mouth, throat, esophagus, and voice box. Regular cigar smokers are 4 to 10 times more likely to die from these cancers. Cigars also increase the risk of emphysema, chronic bronchitis, heart attacks, gum disease, teeth falling out, and erectile dysfunction.
- A new trend among cigar companies is to change the fermenting process to make cigar smoke easier to inhale. Cigar smokers who have smoked cigarettes are more likely to inhale and those who inhale have an 11 times greater risk of death from lung cancer than non-smokers.
- ***Cigars give off greater amounts of secondhand smoke than cigarettes because they contain more tobacco and they often burn for much longer.*** Secondhand smoke includes both the smoke from the end of the burning cigar and the smoke exhaled by the smoker.

Second-hand Cigar Smoke – “large cigars take between 1-2 hours to smoke”

- Cigars go through a long aging and fermentation process and during fermentation, high concentrations of carcinogenic compounds are produced. These compounds are released when a cigar is smoked.
- Cigar wrappers are less porous than cigarette wrappers and the non-porous cigar wrapper makes the burning of cigarette tobacco less complete than cigarette tobacco. As a result, the concentrations of toxins and irritants are higher in cigar smoke.
- Second-hand smoke from cigars contains many of the same toxins (poisons) and carcinogens (cancer causing agents) as cigarette smoke, but in higher concentrations.
- Toxins in cigar smoke include: carbon monoxide, nicotine, hydrogen cyanide, ammonia, and volatile aldehydes.
- Carcinogens (cancer causing agents) in cigar smoke include benzene, aromatic amines, vinyl chloride, ethylene oxide, arsenic, chromium, cadmium, nitrosamines, and polynuclear aromatic hydrocarbons.
- Cigar tobacco has a high concentration of nitrogen compounds (nitrates and nitrites). When the fermented cigar tobacco is smoked, these compounds give off several tobacco-specific nitrosamines, some of the most potent human carcinogens known.

- According to the American Cancer Society, there is clearly an increased risk of lung cancer and other health problems from long-term exposure to secondhand cigar smoke.
- According to Journal of the American Medical Association, sidestream smoke from cigars contributes more to environmental pollution than sidestream smoke from cigarettes when equal amounts of tobacco are burned.
- *The larger size of most cigars (more tobacco) and longer smoking time produces higher exposures to nonsmokers of many toxic compounds than a cigarette.*

References

Health Canada

American Cancer Society

National Cancer Institute

Action on Smoking & Health (ASH) – United Kingdom

New York Smoke-Free



HEART &
STROKE
FOUNDATION
OF BC & YUKON

Finding answers. For life.

THE  LUNG ASSOCIATION™
British Columbia
CURES | CLEAN AIR | SMOKEFREE KIDS www.bc.lung.ca

January 7, 2009

City of Richmond
Health and Safety Committee
6911 No. 3 Road
Richmond, British Columbia
V6Y 2C1

Attention: Mayor and Councillors

**Re: Request by Robusto Cigar Store for a Patio exemption to the
Public Health Protection Bylaw**

On behalf of the Heart and Stroke Foundation of B.C. & Yukon and the BC Lung Association, which make up the Clean Air Coalition of BC, we want to express our support for the City of Richmond's Public Health Protection Bylaw that bans smoking on outdoor patios in restaurants, bars and pubs. We further encourage you to deny any requests for exemptions to the Bylaw, as requested by Robusto Cigar Store, to ensure the continued safety of all residents of Richmond.

Contrary to what some might believe, cigars contain the same toxic and carcinogenic compounds found in cigarettes. In fact, according to the US National Cancer Institute, compared with cigarette smoke, the concentrations of toxins and irritants are higher in cigar smoke. Regardless of whether smoke comes from a cigar or cigarette, breathing any amount of second-hand smoke can be hazardous to your health. The U.S. Surgeon General concluded in 2006 that second-hand smoke causes cancer, coronary heart disease, and respiratory illnesses. Further, health conditions, such as asthma, emphysema, high blood pressure and diabetes are exacerbated by even brief exposure to second-hand smoke.

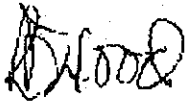
While there are still some people who believe that second-hand smoke is just a nuisance to be tolerated, especially in outdoor settings, nothing could be further from the truth. We want to draw your attention to the emerging body of research on outdoor air pollution and second-hand smoke. In the May 2007 issue of the *Journal of the Air and Waste Management Association (JAWMA)*, Stanford researchers presented the findings of the first in-depth study on how smoking affects air quality at sidewalk cafés, park benches and other outdoor locations. The researchers concluded that a non-smoker sitting a few feet downwind from a smouldering cigarette is likely to be exposed to substantial levels of contaminated air for brief periods of time.

In fact, the study found that the average contamination levels can be comparable to those measured indoors when people smoke. According to one of the authors of the study, if you're sitting at a sidewalk café, and you sit within 18 inches of a person who smokes two cigarettes over the course of an hour, your exposure to second-hand smoke could be the same as if you sat one hour inside a bar with smokers.

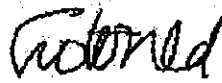
In addition to the serious health hazards of exposing patrons and workers to second-hand smoke in outdoor patios, there is strong public support for increased smoke-free outdoor environments in British Columbia. A BC Stats poll, conducted for the Clean Air Coalition of B.C. in January 2008 for its Imagine! A Smoke-Free BC campaign, found that 73% of British Columbians support smoking bans in outdoor public places, including on outdoor patios of restaurants, bars and pubs.

We trust that the City of Richmond will not place unwarranted business concerns over the health and safety of the residents of Richmond. Weakening the existing legislation to allow smoking in some businesses would be a slippery slope, and would send the wrong message to children and youth that smoking cigars is a safe alternative to cigarettes.

Sincerely,



R.F. Bobbe Wood, MA
President & CEO
Heart and Stroke Foundation
of B.C. & Yukon



Scott McDonald
Executive Director
BC Lung Association

- cc. Jack Boomer, Director, Clean Air Coalition of B.C.
Dr. Patricia Daly, Chief Medical Health Officer, Vancouver Coastal Health
Authority

December 9, 2008

From: Robusto Cigar Store

To: Health & Safety Committee
City of Richmond

Re: Patio Exemption of Public Health Richmond Protection Bylaw

Introduction

This is a presentation to request a patio exemption to the Public Health Richmond Protection Bylaw (the "Bylaw") for Robusto Cigar and Coffee Shop ("Robusto") thereby allowing Robusto to keep its outdoor patio for its clientele to enjoy cigars.

We would like to thank the Health & Safety Committee (the "Committee") for taking the time to hear from a local business. Robusto is a cigar proprietor with a coffee and snack. Robusto has recently celebrated its 5th year anniversary. Robusto founding owners, employees and clientele are all Richmond constituents.

The President and principle shareholder, Mr. Thomas Orange will speak to his personal experience in running Robusto throughout the years and the effect of forcing him to no longer allow clients to enjoy a cigar on the outdoor patio on the business. This is a company built from the ground up by the owners and employees.

This presentation will outline Robusto's appreciation of the health concerns for all citizens of Richmond and particularly its youth. How Robusto cigar exemption and issues should not be lumped in with cigarette and veteran's issues.

We will also outline community support for Robusto and the patio exemption in person and by petition.

We will highlight the change in attitude towards smoking legislation and that cigar stores are consistently exempt in North America from the statutes to allow them to continue to survive.

Lastly, we will introduce our suggested changes to the Bylaw to allow Robusto to keep its patio and the City's requirements to ensure that more cigar shops do not move to Richmond to take advantage of same.

The Patio

The patio in question is essentially a sidewalk outside the doors of Robusto in the front and along the side. It is just big enough to allow one row of a chair or table. Please find attached and marled as Appendix "A" a picture of the front of Robusto and marked as Appendix "B" a picture of the side of Robusto.

Heath Concerns

There is no dependable scientific evidence presented to this Committee or to the Council that secondhand smoke outdoors is a health concern to others. We would suggest that this is an obvious conclusion particularly in light of the provincial legislation.

The amount of smoke particles that a person could inhale outside is so minor that its effects are immeasurable. Add to that there are no harmful chemicals added to cigars as compared to cigarettes and there are currently no health concerns with secondhand smoke from an individual smoking a cigar on an outdoor patio.

Staff does not serve customers outside. It is a self serve coffee shop.

In addition, if a person does not want to risk outdoor second hand smoke then do not sit on a cigar store outdoor patio. There are many other places that a person can sit outside and enjoy themselves.

Moreover, if a person does not have a heated outdoor patio to go to then it is not unlikely that they will find an alternative indoors. Without proper ventilation, that is relatively costly, this will cause individuals to smoke indoors which we know is a health risk.

Youth

Robusto's owners, staff and customers also share the concern of marketing smoking to youth. Cigar manufacturers and stores do not market to youth.

Robusto is a premium cigar store. Most cigars at the store are more than \$20 per cigar with many cigars costing \$40 to \$50 per cigar. This is not something that is attractive to youth. Youth is in no way the target market for cigars or Robusto. Robusto does not sell cigarettes.

Robusto quickly built a wall surrounding all cigars to ensure compliance with the provincial legislation. Please find a picture of the new wall attached and labeled as Appendix "C".

To be clear, Robusto owners, staff and clients support smoking legislation and adhere to same. The store is compliant with the provincial smoking legislation, tax legislation and municipal bylaws.

Cigars and Cigarettes

Robusto sells premium cigars and not cigarettes. Cigarettes and cigars are very different. The content, cost, commitment and experience of a cigar has little in common with cigarettes. Other than being tobacco based there is really no comparison between cigars and cigarettes and they should not be lumped together when decisions are being made. The reality is that the health risks associated with cigars are a fraction as compared to cigarettes.

Cigars are made of a pure tobacco leaf without preservatives or carcinogens. As we know hundreds of additives are added to cigarettes. Cigar smoke is not inhaled into the lungs unlike cigarettes. In fact, there are very few individuals that can inhale cigarettes and smoke cigars. The two are mutually exclusive.

The cigar client is unique. They want a high end product with a place to enjoy same. They want to spend an hour or two sitting enjoying a premium cigar with a new or old friend.

To lose the patio will mean the loss of the premium cigar experience for Robusto's clientele.

Veterans and cigar shop

Robusto also supports our veterans rights to smoke on their patios but essentially do not believe it is fair to be lumped in with this issue. The concerns are not the same, the parties have nothing in common and the issues should be dealt with and decided separately. Legions primary business is not selling cigars and not having a smoking patio will presumably not put them out of business. Although, this is an important issue Robusto would suggest there is no reason to make these decisions together.

Community Support

As you most likely witnessed, at the last Council meeting dealing with this issue there were many Richmond constituents supporters for Robusto. Robusto also has a group here today to again support their cause. Also, we have a petition signed by Robusto's clients enclosed and labeled as Appendix "D". Robusto is a

part of its community and appreciates the reciprocal feeling from its clients and neighbours.

Robusto has repeatedly supported its community through multiple adult events and charitable donations including but not limited to:

- United Way, Wigs for Kids, Michael Cuccione Foundation, BC Lions Charity Golf, A Night of Hope (Breast Cancer), Richmond Dream Auction (against poverty in Richmond), Canuck Place for Kids, Jeremy memorial Foundation (against domestic violence), Raise-a-Reader Program

Alternatives

We have also included in this package some other examples of passed smoking legislation. For the most part the much of the legislation exempts cigar shops and smoking lounges from the bylaws.

We have reviewed much of the listed legislation and it appears as if some areas allow more smoking and some less but exempt tobacco businesses to continue to survive.

Mercer Report

We have reviewed Mr. Mercer's report to the Committee and have noted his main concerns appear to be that an exemption for Robusto would be problematic for the City and may attract similar businesses to Richmond.

It is not Robusto's intent to make Richmond a destination for cigar stores. It is our desire to simply continue their business in Richmond.

We would recommend that the underlined additions to the Bylaw suggested below will allow Robusto to keep its patio and not allow any additional cigar or tobacco shops to enjoy this exemption unless they currently obtain 60 percent of their gross revenue from cigars and have an existing patio.

Suggestions for Amended Bylaw

Definition

Retail cigar store means any retail establishment utilized primarily for the sale of cigar and cigar smoking accessories in which the sale of cigar and cigar related products exceeded 60 percent of gross revenues in 2008 confirmed by owner Affidavit.

6.1.1 A person must not smoke:...

f) within six (6) metres measured on the ground from the point directly below any point of any opening into any building other than a retail cigar store building including any door or window that opens or any air intake;

g) in a customer service area, other than a customer service area attached to a retail cigar store and in existence on December 31, 2008;
or...

We note that these suggestions are not reinventing the wheel but rather taken from examples of current legislation used throughout North America.

If the Committee or the Council cannot make a decision Robusto would ask for the City to hold off enforcement of the Bylaw while this matter is being reviewed. Failing same would be disastrous to Robusto's business and may make any further decisions moot.

In addition, the provincial legislation clearly prohibits indoor smoking and smoking within 3 meters of an open window or door to which Robusto is not in contravention of and will not contravene.

If Suggestions not taken

As this is a cigar business, not allowing clients to enjoy their purchase in a safe and comfortable location will have a severe detrimental result, particularly in these economic times.

Robusto would prefer to work with the City of Richmond but have no choice but to pursue all of its legal options under the *Local Government Act* and the *Judicial Review Procedure Act* if this matter cannot be resolved at the council level.

Conclusion

Without a patio there is much less of a reason to purchase cigars at Robusto. As you most likely know all cigars are imported into Canada. There is no exclusivity of product. The only reason a client would come to Robusto is for the service, price and experience.

Again we thank the Health and Safety Committee for the time and effort allowed for a local business to be heard. It is our belief that we have put forth a reasonable alternative to ensure the continued health of Richmond constituents while allowing a long term Richmond business to continue to thrive without making Richmond a destination for other cigar business.

We trust these concerns will not fall on deaf ears.

Thank You

Robusto Premium Cigar Shop

Appendix

"A"

Appendix
"B"

KROBUSTO

Appendix

"C"

Appendix
"D"



If you agree that it would be reasonable to keep our smoking patio open, please sign, and show your support.

Thank you very much for your continued support!

Name	Address	Signature
Lynn Wainwright	1-13028 No 2 Rd	[Signature]
IAN R. ANGEUS	11200 Kingsbridge Road	[Signature]
Shannon Matsuyama	13200 ORCHARD DRIVE BND.	[Signature]
Jeanne Reid	5471 HUMPHREYS DR.	[Signature]
M. Brownell	11551 Seafield Crescent	[Signature]
Mr. [unclear]	9319 Rossmore Dr	[Signature]
S. Shovlain	7660 Longdon Rd.	[Signature]
J. Harper	203-12633 NO. 2 RD	[Signature]
M. Sanders	5540 Wagtail Ave Richmond	[Signature]
J. Mooney	210-5860 Dover Cres. Rich.	[Signature]
H. Marshall	23-6431 Princess Lane Rd	[Signature]
J. Marshall	" "	[Signature]
V. SERRANO	6011 DAVIDE Rd Reno BC	[Signature]
N. CHESNEY	4654 E. PROSPECT BAY BC	[Signature]
S.W. BUDOM	267-6051 GILBERT RD, RD	[Signature]
J. HORNSTEIN	1418 WEST 44TH AVE	[Signature]
K. MACLEZIE	74-8111 SAUNDERS RD	[Signature]
Jim Liaw	7551 Ludgate Rd	[Signature]
Gail Davidson	7251 Meadows Blvd Park	[Signature]
Bob [unclear]	#316 7251 Meadows Blvd - Rms	[Signature]
Dale P. Fogel	8993- MINKER ROAD	[Signature]
Nikola Wagner	10491 #5 Rd. Richmond BC	[Signature]
[unclear]	150-13040 No 2 RD.	[Signature]
C. LICKER	6651 QUINSAVY PLACE	[Signature]
C. TIPPY	#54, 5999 Andrews.	[Signature]
#Madden Johns	16-6100 Woodward's Rd	[Signature]
N. DASH	8-6400 Pines La	[Signature]

X
X
X



ROBUSTO

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57
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Name	Address	Signature
PAOUL GALLAGHER	139-8880 JONES RD.	<i>[Signature]</i>
RANDY PARNER	4106-320 PARAMOUNT NASHVILLE	<i>[Signature]</i>
Danea Avey	11086-92A AVE Delta	<i>[Signature]</i>
Mik. Hoang	1600-4710 Kingsway Burnab	<i>[Signature]</i>
BRIAN BARNES	4551 GARRY ST. STEVESTON	<i>[Signature]</i>
Doug Mitchell	124-12639 #2 RD RAV	<i>[Signature]</i>
DAVE LAFFENSEL / Foreign Telecom	117-12871 Railway Ave Richmond	<i>[Signature]</i>
DEBRA (PARTNER)	283-8790 CLAYTON	<i>[Signature]</i>
Doug McIntyre	11001-909 Mainland St. Van	<i>[Signature]</i>
Nick Mak	Richmond	<i>[Signature]</i>
John	12331 PROXIMA DR. Richmond	<i>[Signature]</i>
Craig Todd	5880 place or Richmond	<i>[Signature]</i>
Geoff MEADAMS	2251 Skipper Pl. Van	<i>[Signature]</i>
Johny Pearson	#37 8860 #1 Rd	<i>[Signature]</i>
Lonig Bono	231 4280 MORRISON	<i>[Signature]</i>
John	Richmond BC	<i>[Signature]</i>
JORDAN AHARON	803-3411 Springdale dr	<i>[Signature]</i>
AB	70471 SPRINGHILL	<i>[Signature]</i>
Paul	11860 WOODHERP	<i>[Signature]</i>
Richard	3471 Constable dr	<i>[Signature]</i>
Edward	2725 E/6th Ave Van	<i>[Signature]</i>
Meredith	1171 Dylan Pl. Burn BC	<i>[Signature]</i>
FRED	11451 SEACREST RD RIV BC	<i>[Signature]</i>
Michelle	141-3031 Williams Pl	<i>[Signature]</i>
Steve	5760 HAVENS ST.	<i>[Signature]</i>
R. FISH	PARAMOUNT DOCK	<i>[Signature]</i>



ROBUSTO

Name	Address	Signature
JASON LADEN	21010-48th Ave Langley	[Signature]
S. Starek	8729-215 St Langley	[Signature]
HISSEE CHEN	Richmond BC	[Signature]
A. Brett Gellibrand	Richmond BC	[Signature]
Rick Riccassu	419, 5500 Andrews Av	[Signature]
Poh Swenson	17251 Pedarok rd	[Signature]
Wesley Wines	13040 42 Rd #170 Richmond	[Signature]
Benny Korkin	30-2960 Steeles Hwy	[Signature]
Liam Brown	114-15555 16th Ave	[Signature]
JOHN LAURE	11-12251 No 2 Rd	[Signature]
FREO MUKABA	MERNEAPPE, HEBERT, HOLLAND	[Signature]
Mike Darby	10700 Palmberg Rd	[Signature]
S. Swift	2-12251 No 2 Rd	[Signature]
T. WHITNEY	5700 ANDREWS RD	[Signature]
K. ALKEM	10711 ARAGON M. RING RD	[Signature]
Julie Maxwell	436-5700 Andrews Rd. Road	[Signature]
Natalie ROHM	1226 BUCHANAN RMD	[Signature]
R. Tuba	6337 AZURE	[Signature]
Anne Guillard	7th Ave Richmond	[Signature]
Marco Mattia	3517 WINDERMERE ST	[Signature]
Kirk Gabrun	11600 No. 4 Road	[Signature]
Lisa Krebs	11600 No 4 Road	[Signature]
MIKE COENHOD	124-3031 WILLIAMS RD	[Signature]
Marion O'Leary	124-3031 Williams Rd	[Signature]
Marion Mattia	3517 WINDERMERE ST	[Signature]
Matt Miller	9870 STEWARTS TRAIL	[Signature]
JANET FERGUSON	5500 Andrews #316	[Signature]
W. IRWIN	5800 Duffer Rd Richmond	[Signature]
K. Deneq	4178 W 37th Ave Van.	[Signature]
STAN CARBODY	126 E 53rd Ave Van	[Signature]



ROBUSTO

Name	Address	Signature
Shawn Clark	146 - east 34th	[Signature]
ILLICE REDONANTE	5900. Sompiper court	[Signature]
Bob Fries	" "	" "
JEFF LEWIS	3671 PLEASANT ST	[Signature]
MARNIE LAKSON	3671 PLEASANT ST	[Signature]
Steve Fur long	409 - 5500 Andrews Rd.	[Signature]
Jlene Furlong	409. 5500 Andrews Rd	[Signature]
FRNIE BENJETT	119-8880 Jones Rd	[Signature]
Dave Withers	11600 Williams Rd	[Signature]
Duncan Bourke	12171 102 Ave Surrey	[Signature]
Roger Mah	10201 Hallowmount Dr Rand	[Signature]
Marion Shovelain	7660 Langton Rd	[Signature]
Steve Shovelain	7660 Langton Rd.	[Signature]
Susan Kania	1906 Alma St.	[Signature]
John Damer	4248 JENNIFERWOOD DR	[Signature]
Jan Tarnan	5700 Andrews	[Signature]
LYNN SKETH	2131 Wellington	[Signature]
RAY SKETH	2131 WELLINGTON CRES.	[Signature]
DAN CHOBBS	10211 Buttermerd Dr	[Signature]
Jan Cop	9291 Saunders Rd. Richmond	[Signature]
Dona Patrott	10436 Blundel Rd. ^{Vancouver} _{Rich}	[Signature]
Michelle Bron	#8-10900 Springmont Dr	[Signature]
Ann Morrison - all en	8-1171 1 st ave Richmond	[Signature]
Clarey Aasen	8-1129 7th Ave. Richmond	[Signature]
Katie Brownell	11551 Seafield crescent ^{Richmond}	[Signature]
LARRY BIGGAR	115-13020 NO. 2 RD	[Signature]
SARAH NIELSEN	4891 Tilton Road	[Signature]
Miche Clode	2031 #4 Road	[Signature]
Mrs. H. Gibbs	#2-6300 London Rd.	[Signature]
Kick Gibbs	#2-6300 London Rd.	[Signature]



ROBUSTO

Name	Address	Signature
Chris Marrant	12391 Hayashi Court.	JCA Marrant
Dan Kristianson	6171 Dylan Place.	Dan Kristianson
Judy Wind	211-12633 No. 2 Rd	Judy Wind
Krista Sarnisse	114-8702 Bramville Ave	Krista Sarnisse
Chelsa Riber	204 Blacod Greenville Area	Chelsa Riber
W. Rob M. J. J.	10151 Matfield Drive	W. Rob M. J. J.
Kailey Dubiencki	319-5700 Andrews Rd.	Kailey Dubiencki
Spencer Cromie	10751 Bamberton Dr.	Spencer Cromie
Angela Law	12311 No. 2 Rd	Angela Law
D. Hoff	11451 Pintail Dr Road	D. Hoff
J. WINDIK	4-12438 Brunswick Blvd	J. WINDIK
Janya Carmen	21-12311 No 2 Rd, Rich	Janya Carmen
Brent Bingham	21-12311 # 2 Rd. Rich	Brent Bingham
Scott Lyell	39-5497 Andrus Rd	Scott Lyell
LARY PERKS	#101-8120 Colonel Pa Rd	LARY PERKS
TREVER SAMUELS	4717 HERMITAGE DR ROAD	TREVER SAMUELS
SHAWN ANDREWS	106 12911 RAILWAY AVE	SHAWN ANDREWS
Krista Sarnisse	#52-11491 Seven Ave	Krista Sarnisse
G. B. FOSTER	9600 BLENDOWER DR, RICHMOND	G. B. FOSTER
KRISTY SUTOR	1503-811 HELMCKEN VAN	KRISTY SUTOR
Vince TYTCER	10-12438 Brunswick PL Richmond	Vince TYTCER
DARIN MCCRAE	3660 BROADWAY ST. ROAD	DARIN MCCRAE
MICHAEL MOORE	222-7295 HOFFMANN ROAD	MICHAEL MOORE
John Sigafo	10151 Langson Dr.	John Sigafo
Logan Makowski	315-5000 Andrews Rd	Logan Makowski
Tina Miller	6775 Bolanval St Rly.	Tina Miller
Dennis Krasnowski	302-5800 Andrews Rd	Dennis Krasnowski
Colin Crutcher	5800 Andrews Rd.	Colin Crutcher
James P. Delgado	45-12333 English Avenue Road	James P. Delgado
ANN Goodhart	45-12333 English Ave Rd.	ANN Goodhart



ROBUSTO

Name	Address	Signature
Anne-Louise	4111 Cavendish Dr.	<i>[Signature]</i>
Ross Mathews	304 4743 RIVER RD. W.	<i>[Signature]</i>
LOW APPS	5500 ANDREWS	<i>[Signature]</i>
Jacky Ho	5360 Lackner Cres.	<i>[Signature]</i>
AL PANNACCI	6553 DUNNEN ST. BIRMINGHAM	<i>[Signature]</i>
D. PERRY	1460 W 10TH AVE	<i>[Signature]</i>
Ron Schuss	9471 Finn Rd	<i>[Signature]</i>
Carl Hal BSM	408 - 15633 #2 Rd	<i>[Signature]</i>
Bill Oberhoffer	#336-5700 ANDREWS RD	<i>[Signature]</i>
SPB	104 - 12369 Zada	<i>[Signature]</i>
Bob Guilley	5288 Lower Cree.	<i>[Signature]</i>
Phil Graham	3300 Springthorne	<i>[Signature]</i>
Ed Dale	3300 Springthorne Cree	Colby Clarke
Jody Cox	12633 #2RD	<i>[Signature]</i>
Busta Mucha	12635 #2RD	<i>[Signature]</i>
MARLENE KNIGHT	5898 - 142ND ST	<i>[Signature]</i>
Chin/Kat		<i>[Signature]</i>
Don Fairholm Sr	12231 Trites Rd.	<i>[Signature]</i>
W.C. Evans	10440 Sidway Rd	<i>[Signature]</i>
Sam Kelly	2536 W 42nd Ave Verona	S. KELLY
LEON BETH	8480 Fairway Rd. Richmond	<i>[Signature]</i>
Karen Stoneberg	5501 Andrews	<i>[Signature]</i>
Kim Bortanovic	319, 5800 ANDREWS RD	<i>[Signature]</i>
MARTIN DASH	12146 OS PREY DRIVE, RICH	M. C. DASH
Mike Darby	10700 Palenberg Rd	<i>[Signature]</i>
Ray BROTHERS	6031 No 1 Rd.	Ray Brothers
Kelvin Tse	9311 Auburn Dr. Richmond	<i>[Signature]</i>
Wendy Mui	2277 Fragview Dr.	<i>[Signature]</i>
Darin McCallister	4323 Custard Street Rd	<i>[Signature]</i>
Tracy Buchanan	4323 Oxford St Bldg	<i>[Signature]</i>



ROBUSTO

Name	Address	Signature
Andrew Peters	300 Woodhaven Dr	[Signature]
Lisa Hayem	514-214 11th St. New West	[Signature]
Scott Peters	574-214 11th St. New West	[Signature]
W. Miranda Flowerdew	5999 Cathedral cres N. N. N. N.	[Signature]
Tomj Hanic	5900 Andrews Road Richmond	[Signature]
Dapha Leech	#406-12633 # 2 Rd Rmd	[Signature]
James Baybe	53-6880 Lucas Rd Rmd	[Signature]
Janet Wozniowski	279-12633 No 2 Rd	[Signature]
Sam Turner	229-12633 No. 2 Rd Rmd	[Signature]
Andrew Bazilewicz	103-12633 No 2 Rd. Richmond	[Signature]
NORMAN HOFF	11100 CHICKADEE CT., Richmond	[Signature]
SYLVIA HOFF	11100 CHICKADEE CT RMD	[Signature]
C. Payer	7551 Greenlees Rd.	[Signature]
P. Phillips	10211 Bunker Hill Dr	[Signature]
DAVID CURRIE	9860 BATES RD	[Signature]
Dean Matsuyama	17200 Osprey Dr.	[Signature]
Heather Bredt	73028 No. 2 Road	[Signature]
Bruce Miller	10370 Railway Ave	[Signature]
DAVID HUCHELEGA	4260 SHACKLETON GATE	[Signature]
KELLY GRAYSON	4260 SHACKLETON CT	[Signature]
Nathan Gregory	#316-12633 No 2 Rd	[Signature]
Chris Gannon	12431 Itagashi ct.	[Signature]
Chris Hayes	81275 BLUNDILL RD	[Signature]
ERIC PARRAKSIZIAN	3411 SPRINGFIELD	[Signature]
Brandon McF	7537 Andra cres	[Signature]
Ashley Polkman	111 5700 Andrews Rd	[Signature]
Lacy Moss	5610 Daudney ct	[Signature]
Charles Williams	6234 134th St Jimmy	[Signature]
Sam Matheson	8980 Greenfield Rmd Rd	[Signature]
Crest Miller	6770 Peaches Drive	[Signature]
Elisot Poir	Richmond Rd	[Signature]



ROBUSTO

Name	Address	Signature
Kathy Bessensbury	6-588 Andrews Rd Lund	[Signature]
Shelley Buttrick	6481 Shenland Rd Kirk	[Signature]
Rob Hamilton	1491 W. 58th Ave Lak	[Signature]
James O. Allen	12633 #2 Road	[Signature]
Matthew Fisher	4982 58th St. Ladner	[Signature]
Ari Alserod	11531 ANTAIR DRIVE	[Signature]
Julia Zanatta	7660 CURZON ST	[Signature]
ADRIEL LEE	13269 81A AVE SRYBC.	[Signature]
Kathleen Lawrence	7660 CURZON	[Signature]
PAUL HEALE	12371 HAYASHI CRT.	[Signature]
TOM LINDSAY	302-12633 #2 Rd	[Signature]
Jordan Dyck	214-7295 Moffatt	[Signature]
Ginnie Horsman	214-7295 Moffatt Rd.	[Signature]
Tamara Taylor	222-12639 No. 2 Rd	[Signature]
Shelley Taylor	5336 BELVEDER Delta	[Signature]
KEITH C. MACDONALD	#11-11451 Kinkismore Drive	[Signature]
CHELYN MACDONALD	#11-11451 Kingfisher Dr.	[Signature]
Colin Macdonald	4673 7th Ave #307 Seaside	[Signature]
Doug Jiggins	Box 173 Cowser BC	[Signature]
Alan Duggan	31-9580 Parsons Rd	[Signature]
Joechin Co	123-7531 Mimoru Blvd. Rmd	[Signature]
Bonnie Chung	#41-12251 NO. 2 Road	[Signature]
BRIAN BOYLE	#128-5800 ANAHEWS RD	[Signature]
JOHN STOTHERS	8551 GARDEN CITY	[Signature]
Mark Lundie	4-12438 Brunswick PL	[Signature]
Jane Lundie	41-12438 Brunswick PL	[Signature]
Bryan Tanaka	11500 Kestrel Dr	[Signature]
Mike Basford	12226 Osprey Drive Richmond	[Signature]
MATT COULDWELL	3033 N.E. KENT AVE. VAN.	[Signature]



ROBUSTO

Name	Address	Signature
Coral Scott	2162 5753 A east Va	<i>[Signature]</i>
Dave Brawell	11551 seafield Cres.	<i>[Signature]</i>
Calyso Vance	27 5281 Williams rd	<i>[Signature]</i>
CONF McLawley	317-12931 Parkway Ave.	<i>[Signature]</i>
JASON AMAC	#17-3502 150A St. Seward	<i>[Signature]</i>
XJ Wheeler	735-11851 leafish Dr. Richmond	<i>[Signature]</i>
BEVERLY CLOWNA	9840 SEASON CRT RD	<i>[Signature]</i>
TANNA JOHL	8551 GARDEN CITY RD	<i>[Signature]</i>
Sally Karlins	7511 MANNING CRT	<i>[Signature]</i>
D. Hobbs	#4-6400 PINEBROOK LAKE	<i>[Signature]</i>
Michael Vanderweel	1209 10 spray Pl	<i>[Signature]</i>
NASH MANN	6180 Constock	<i>[Signature]</i>
B. Mann	6180 Constock	<i>[Signature]</i>
Maurish Mann	6180 Constock	<i>[Signature]</i>
Seanna Mann	6180 Constock	<i>[Signature]</i>
Quinta Mann	6180 Constock	<i>[Signature]</i>
JOHN MANN	6180 Constock	<i>[Signature]</i>
MARSH MANN	6180 Constock	<i>[Signature]</i>
Sukh Mann	170-5811 CEDAR BRIDGE WAY	<i>[Signature]</i>
DARM MANN	805 871 CEDAR BRIDGE	<i>[Signature]</i>
Anthony Reid.	5471 HUMMINGBIRD DR.	<i>[Signature]</i>
Chris Orme	5231 HOLLYWOOD DR.	<i>[Signature]</i>
NASSEH TANAIKA	4731 ANFEL RP.	<i>[Signature]</i>
TERRI ORREN	9740 RAIN CUP RD.	<i>[Signature]</i>
SURADE	5160 MCKENZIE DR.	<i>[Signature]</i>
Viena Winkowski	8311 Delamare	<i>[Signature]</i>
Gene Appel	5400 ANDREWS	<i>[Signature]</i>
Noel Cole	5211 Francis Rexel Parkway	<i>[Signature]</i>
Elayne Tyler	12438 BRUNSWICK PL.	<i>[Signature]</i>
PAUL WEAVER	6300 LAWSON RD.	<i>[Signature]</i>

McLean



ROBUSTO

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Handwritten mark

Name	Address	Signature
Morgan	Trites Rd	<i>[Signature]</i>
SCOTT MOE	3461 150A ST, SURREY	<i>[Signature]</i>
Alex Starr	61 W 40th Vancouver	<i>[Signature]</i>
JAN McLEAN	2621 Smith St Richmond	<i>[Signature]</i>
STAVEN SPINK	21010-48th AVE Langley	<i>[Signature]</i>
PAULINE SUMEL	1526 W. 52nd Ave Van	<i>[Signature]</i>
Susan Gimbel	125-12639 No 2 Rd, Richmond	<i>[Signature]</i>
ANNE STEWART	921-5700 Andrews Rd	<i>[Signature]</i>
Ellen Penney	5960 Goldenex Pl	<i>[Signature]</i>
Debra Bestford	4454 209 B St Langley	<i>[Signature]</i>
ROBERTO ROMO	#331-4280 MONCTON, Richmond	<i>[Signature]</i>
Morgan Marsh	8-13028 No 2 Rd V7E5S4	<i>[Signature]</i>
Betty McMillen	29-10711 Auburn Rd Rich	<i>[Signature]</i>
Trudy McDughan	Sechelt B.C.	<i>[Signature]</i>
Mike Larmann	Richmond	<i>[Signature]</i>
MURRAY FELDMAN	Richmond	<i>[Signature]</i>
Scott Larkin	Richmond	<i>[Signature]</i>
John Terdison	10791 71 Ave	<i>[Signature]</i>
Jan Phillips	28-15335 26 Ave	<i>[Signature]</i>
DENNIS NAIGHT		<i>[Signature]</i>
Naighen Kristjanson	114-8700 Granville Ave	<i>[Signature]</i>
Jan Hardacre	114-8700 Granville Ave	<i>[Signature]</i>
Karen Redden	2743 Frigate court	<i>[Signature]</i>
MICHAEL McEwen	#128-5722 Andrews	<i>[Signature]</i>
Brad Scott	#39 #2 RD Steveston	<i>[Signature]</i>
GILF O'NEILL	#39 #2 RD STEVESTON	<i>[Signature]</i>
KIAN SCOTT	#39 #2RD STEVESTON	<i>[Signature]</i>
Bob Sanders	Richmond	<i>[Signature]</i>
Jane Sanders	Richmond	<i>[Signature]</i>
Nick Nale	Richmond	<i>[Signature]</i>

ROB W. MILNER

RICHMOND B.C.

[Handwritten signature]



ROBUSTO



Name	Address	Signature
Alex Shtyrin	845 E - 118 St Delta	<i>[Signature]</i>
Justina Escalante	14-13028 No. 2 Rd	<i>[Signature]</i>
Rosanda Crestinic	9331 Patterson Blvd	<i>[Signature]</i>
Cole Oshiro	6266 Rockis Ave	<i>[Signature]</i>
XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
Holly Beal	#5700 Andrews Ln	<i>[Signature]</i>
Cathy Nishi	9480 Chapman Crs	<i>[Signature]</i>
Sara Campbell	11742 Kingsbridge Dr	<i>[Signature]</i>
Anne Smith	LL	<i>[Signature]</i>
Amy Gilmore	6220 #B Rd Psc	<i>[Signature]</i>
XXXXXXXXXX	6220 No 8 Rd	XXXXXXXXXX
Brad Thomas	5480 Woodpecker Dr Rich	<i>[Signature]</i>
Annalyn Quan	6700 Shaunigan Pl	<i>[Signature]</i>
Sheelah Stuart	12639 No 2 Rd	<i>[Signature]</i>
SPAWN WAINWRIGHT	201-5100 Dover ce.	<i>[Signature]</i>
Andrea Jukes	215-10851 Mortfield Rd	<i>[Signature]</i>
William Moorson	7531 Jones Rd	<i>[Signature]</i>
DENNIS FAWCETT	112-8655 Jones rd	<i>[Signature]</i>
Jim Link	2635 W. 1st	<i>[Signature]</i>
S. Felgar	4700 Garry St Rmd	<i>[Signature]</i>
Ariana Wank	5933 Caliente Rd Rmd	<i>[Signature]</i>
NOAH FELGAR	4260 GARRY ST, RICHMOND, BC	<i>[Signature]</i>
CARL NISHI	9480 CHAPMAN CR RICH	<i>[Signature]</i>
Tommy Bui	10921 Ashcroft Ave	<i>[Signature]</i>
DAVE WAINWRIGHT	10291 SHAW RD RICH BC	<i>[Signature]</i>
Lois So	15968 82 Ave Sany	<i>[Signature]</i>
Eric Chan	3221 Raleigh St	<i>[Signature]</i>
J. Voong	4309 Cambridge St.	<i>[Signature]</i>
DANIEL WONG	102-545 AUSTIN AVE	<i>[Signature]</i>
Michael Sheane	#70-14655 32 Ave	<i>[Signature]</i>



**Public Health Protection Bylaw No. 6989,
Amendment Bylaw No. 8469**

The Council of the City of Richmond enacts as follows:

1. The **Public Health Protection Bylaw No. 6989**, as amended, is further amended by adding the following after paragraph 6.1.1(h):

As an exception to paragraphs 6.1.1(f) and 6.1.1(g) above, the smoking of cigars is permitted within a **customer service area** connected to an **existing cigar retailer** and which was used as a **customer service area** prior to January 1, 2009.

2. The **Public Health Protection Bylaw No. 6989**, as amended, is further amended at SUBDIVISION EIGHT by adding the following definition, in alphabetical sequence:

EXISTING CIGAR RETAILER means a retail establishment that was utilized primarily for the sale of cigar and cigar-related products prior to January 1, 2009 and holding a valid City business licence on January 1, 2009;

3. This Bylaw comes into force and effect on March 31, 2009.
4. This Bylaw is cited as "**Public Health Protection Bylaw No. 6989, Amendment Bylaw No. 8469**".

FIRST READING

SECOND READING

THIRD READING

ADOPTED

CITY OF RICHMOND
APPROVED for content by Originating Division
APPROVED for legality by Solicitor

MAYOR

CORPORATE OFFICER