

BY-LAW No. 2010-045
OF THE
CORPORATION OF THE TOWN OF COLLINGWOOD



BEING A BY-LAW TO AMEND BY-LAW NO. 03-61, A BY-LAW TO LICENSE
SIDEWALK PATIOS/CAFÉS WITHIN THE TOWN OF COLLINGWOOD

WHEREAS Section 151 of *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provided that a municipality may enact by-laws to license and impose conditions upon any business or class of business;

AND WHEREAS By-law No. 03-61, being a by-law to license sidewalk patios/cafes within the Town of Collingwood was passed and enacted on July 14th, 2003;


AND WHEREAS a public meeting was held to receive input prior to imposing an additional condition of license upon sidewalk patios/cafés in the Town of Collingwood, that being to prohibit the smoking on sidewalk patios/cafes within the downtown and this public meeting was duly advertised and conducted in accordance with the Town of Collingwood's Notice By-law No. 03-12;

AND WHEREAS Council deems it expedient to amend By-law No. 03-61 to prohibit the smoking on sidewalk patios/cafes within the downtown through a condition of the patio permit;

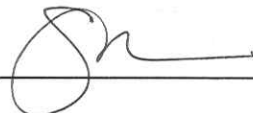
NOW THEREFORE COUNCIL OF THE CORPORATION OF THE TOWN OF COLLINGWOOD ENACTS AS FOLLOWS:

1. **THAT** Section 7 of Schedule "A" of By-law No. 03-61 be amended by adding the following condition:
 - s) Prohibit Smoking on Sidewalk Patios/Cafes:
 - i. THAT smoking, as defined in By-law No. 02-109, be prohibited on all outdoor sidewalk patios/cafés located on the municipal sidewalk within the downtown core that is operated as part or in conjunction with or in affiliation with a restaurant, café and/or bar.
 - ii. THAT signage provide by the Town of Collingwood is conspicuously posted so as to clearly identify that smoking is prohibited.
2. **THAT** this By-law shall come into full force and effect on the date of final passage hereof at which time all By-laws and/or resolutions that are inconsistent with the provisions of this By-law and the same are hereby repealed or rescinded insofar as it is necessary to give effect to the provisions of this By-law.

ENACTED AND PASSED this 26th day of April, 2010.



MAYOR



CLERK