

Wyndham Hill Co-operative Homes Inc.

By-law No. 20

Smoke Free By-law

A By-law which details the rules regarding a smoke free Co-op.

This by-law contains the rules for providing a smoke free Co-op.

Recommended by the Board on **October 7, 2020**, to hold a members vote.

Confirmed by the Membership on **October 21, 2020 via ballot voting as allowed per Bylaw 21.**

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Article 1: About this By-law

1.1 Purpose of this By-law

This By-law states rules and procedures to protect the health, safety, and welfare of members, their households, co-op staff and visitors by limiting the areas in which smoking is allowed on the co-op property.

1.2 Priority of this By-law

This By-law governs over the Occupancy By-law. The Human Rights By-law governs over this By-law.

1.3 Special Meanings

Smoking

Smoking includes carrying, inhaling or exhaling lit tobacco, cannabis or other products that generate smoke. Vaporizing is also included in this list. It also includes having those things while they are lit, whether or not they are being carried, inhaled or exhaled.

Article 2: Smoke Free

2.1 Prohibition

Co-op members must not smoke inside their units, in front of their units, and within 3 metres of the Community Centre or the playground. Members are also strongly encouraged to refrain from smoking in common areas.

2.2 Acts of Others

Members must ensure that no member of their household, or anyone permitted on co-op property by them, smokes in the above-named restricted areas.

2.3 Staff and Visitors

The Board of Directors will arrange for staff, visitors and contractors to follow the same rules for smoking that apply to members.

2.4 Growing Cannabis Prohibited

Growing cannabis is prohibited in units and other parts of co-op property.

Article 3: Designated Smoking Areas

3.1 Designated Smoking Areas

Members are permitted to smoke in the rear of their units, as well as on their balconies, as long as there is no smoking within 3 metres of the Community Centre or the playground. ***Every effort should be made to ensure consideration is given to neighbours on shared balconies who are non-smokers, including not smoking right beside the fence that separates them.***

All smoking products used need to be disposed of in a safe manner in a receptacle.

Article 4: Application of By-law

4.1 Grounds for Eviction

Not complying with any provision of this By-law is grounds for eviction under this By-law, as well as all other By-laws approved by the membership.

4.2 Exceptions

Special exceptions to this By-law can be made on a case-by case basis for members who have to smoke cannabis for medical reasons, human rights reasons or for other special circumstances. Proof of medical verification to show the only or best way cannabis works for the member may be necessary to submit to the office. This verification should state any limits to the length of the exception, location, timing and anything else, and will need to be signed by the member to confirm the decision.

4.3 Limits of the By-law

The By-law only relates to smoking at the co-op. It does not require members to stop smoking. It does not prohibit smokers from becoming members of the co-op.

4.4 Starting Date for this By-law

This By-law will go into effect on the date when it is confirmed by the Membership.

CERTIFIED to be a true copy of By-law No. 20 of Wyndham Hill Co-
operative Home Inc.

Passed by the Board of Directors via electronic voting held on October 7, 2020 and confirmed
by 15% of the membership who voted by ballot with the ballot votes counted in an online
meeting of the membership on October 21/2020

Mark DeWine Corporate Secretary

Teresa Adams Director

