

**Prohibited Use of Alcohol & Smoking in Recreation
Facilities/Property Policy**



Section	Date	By-Law Number	Page	Of
Community Services	August 13, 2013	80-2013	1	2
Subsection	Repeals By-Law Number		Policy Number	
Recreational Facilities/Property			CS-1-2	

Purpose

To provide a safe and healthy recreational environment for the various users of our recreation facilities. Through the prevention of unauthorized alcohol consumption and smoking, the City of Kenora will reduce the risk of injury, death, and the potential risk of liability action.

Policy Statement

Under the Liquor License Act of Ontario, Section 31, subsections (1) (2) (3) and (4), no person shall have or consume liquor in our recreation facilities or properties unless a licence or permit is issued to do so. As such, Council maintains the authority to approve, through resolution, the orderly use of alcohol under the Municipal Alcohol Policy.

By-Law No. 45-1994 (further amended under 147-2000) prohibits smoking in all municipally owned facilities.

Breach of this policy shall be dealt with as follows –

1. All user groups shall be advised in writing of the “zero tolerance” approach to infractions under this policy.
2. All user groups, through a representative, shall be required to sign a Customer Contract which includes the terms & conditions for rental and provides the City of Kenora and its management the reserved right to eject and refuse privilege of returning to any facility.
3. Staff shall report infractions to the Manager or his/her designate.

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4. For regular customers, the Manager or designate shall investigate the report of infraction then take the following steps –
 - a. First Offense – notify group/representative verbally and in writing;
 - b. Second Offense – Loss of privilege for next reserved session with full payment being rendered by the group. The ice shall be left empty to serve as an example;
 - c. Third Offense – Loss of all privileges for the entire season. This shall extend to include loss of privilege for all members of the offending group;
 - d. In the event a dangerous condition exists, the local authorities shall be contacted immediately for inspection and subsequent legal action (i.e. charges laid).

5. If problems are experienced with single-time occasional renters, the local authorities should be contacted immediately to provide an inspection of the area with subsequent legal action (i.e. charges laid). Loss of future rental privileges will be left to the discretion of the Manager or his/her designate.