

**ORDINANCE NO. 2014-002
NO TOBACCO USE IN MUNICIPAL PARKS**

AN ORDINANCE OF THE CITY OF VINCENT, ALABAMA ESTABLISHING TOBACCO USE REGULATIONS IN ALL VINCENT PARK AREAS

WHEREAS, the City believes that tobacco use in the proximity of children and adults engaging in or watching outdoor recreational activities at City-owned or operated facilities is detrimental to their health and can be offensive to those using such facilities; and

WHEREAS, the City has a unique opportunity to create and sustain an environment that supports a non-tobacco norm through a tobacco-free policy, rule enforcement, and adult-peer role modeling on City-owned outdoor recreational facilities; and

WHEREAS, the City believes parents, leaders, and officials involved in recreation are role models for youth and can have a positive effect on the lifestyle choices they make; and

WHEREAS, the tobacco industry advertises at and sponsors recreational events to foster a connection between tobacco use and recreation; and

WHEREAS, cigarettes, once consumed in public spaces, are often discarded on the ground requiring additional maintenance expenses, diminish the beauty of the City's recreational facilities, and pose a risk to young children due to ingestion; and

WHEREAS, the City Park & Recreation Board determines that the prohibition of tobacco use at the City's recreational facilities serves to protect the health, safety and welfare of the citizens of our City.

SECTION 1: Tobacco use prohibited in outdoor recreational facilities

No person shall use any form of tobacco at or on any City-owned or operated outdoor recreational facilities, including the restrooms, spectator and concession areas. These facilities include playgrounds, athletic fields, walking trails/track, basketball courts, parking lot or any other location in the park area.

SECTION 2: Enforcement

1. Appropriate signs shall be posted in the above specified areas.
2. The community, especially facility users and staff, will be notified about this policy.
3. Staff will make periodic observation of recreational facilities to monitor for compliance.
4. Any person found violating this policy may be subject to immediate ejection from the recreation facility for the remainder of the event and/or punishable by a fine.

SECTION 3: Violations and Penalties:

A person using any tobacco product in any area where this is prohibited by the provisions of this Ordinance shall be guilty of a violation, punishable by a fine:

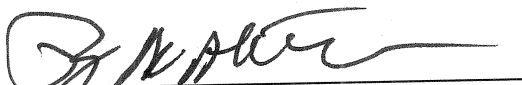
1. A fine not exceeding fifty dollars (\$50.00) for a first violation within a one-year period.
2. A fine not exceeding one hundred dollars (\$100.00) for a second violation within one (1) year.
3. A fine not exceeding two hundred and fifty dollars (\$250.00) for each additional violation within one (1) year.
4. Each day on which a violation of this Ordinance occurs shall be considered a separate and distinct violation.


SECTION 4: Effective Date


This policy statement is effective immediately upon the date of adoption.


SECTION 5: This Ordinance shall become effective immediately upon its passage and approval by the Council and the Mayor of the City of Vincent.


ADOPTED AND APPROVED THIS THE 17TH DAY OF JUNE, 2014.

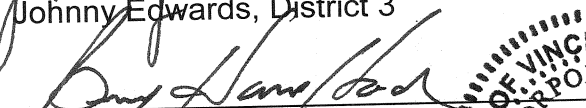

Ray McAllister, Mayor

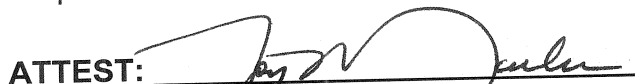

Larry King, District 1


Bridgette Jordan Smith, District 2


Johnny Edwards, District 3


Ralph Kimble, District 4


Bruce Hamilton, District 5

ATTEST: 
Joy Marler, City Clerk

