

Ordinance 1599-2017

Introduced by: Mr. Lance
First Reading: October 2, 2017
Second Reading: October 16, 2017
Third Reading: November 6, 2017

Village of Lakemore Tobacco and Smoke-free Recreation-area Policy

Whereas, Council desires to implement a tobacco and smoke-free recreation-area policy,

Now, Therefore, Be It Ordained by the Council of the Village of Lakemore, Ohio:

Section 1: Purpose

- 1.1. Village of Lakemore is committed to providing safe and healthy environments for children.
- 1.2. Tobacco use is the leading cause of preventable death and disease in the U.S.
- 1.3. Exposure to secondhand smoke has negative health impacts, and the U.S. Surgeon General has determined there is no risk-free level of exposure to secondhand smoke.
- 1.4. Cigarettes consumed in outdoor public places are often discarded on the ground as an environmental blight, diminishing the beauty of outdoor areas, requiring additional maintenance expenses to clean up, and posing a fire risk as well as risk to human and animal health through potential ingestion and contamination of water sources.
- 1.5. Village of Lakemore believes parents, coaches, leaders, and officials involved in recreation are role models for youth and can have a positive effect on the lifestyle choices they make.
- 1.6. Village of Lakemore believes tobacco use is detrimental to the public's health and has resolved to prohibit the use of tobacco products and electronic delivery devices in and on recreational areas, to protect the public's health, safety and welfare.

Section 2: Definitions

- 2.1. All times means 24 hours a day, seven days a week.
- 2.2. Recreational areas mean all parks, playgrounds, community gardens, and athletic fields controlled by Village of Lakemore. Athletic Fields include, but are not limited to, parking lots, restrooms, and spectator and concession areas. Parks and playgrounds include, but are not limited to, park and playground-area parking lots and areas directly adjacent to where children are playing.
- 2.3. Smoke or smoking means inhaling or exhaling smoke from any lighted or heated cigar, cigarette, pipe, or any other tobacco or plant product, or inhaling or exhaling aerosol or vapor from any electronic delivery device. Smoking includes being in possession of a lighted or heated cigar cigarette, pipe, or any

other tobacco or plant product intended for inhalation, or an electronic delivery device that is turned on or otherwise activated.

2.4. Tobacco use means the act of smoking, the use of smokeless tobacco, or the use of any other tobacco product in any form.

2.5. Tobacco or tobacco product means any product containing, made, or derived from tobacco that is intended for human consumption, whether chewed, smoked, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, or any component, part, or accessory of a tobacco product including but not limited to cigarettes; cigars and other smoking tobacco; snuff and other chewing tobacco; electronic delivery devices; and any other kinds and forms of tobacco. The term excludes any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for such an approved purpose.

2.6. Electronic delivery device means any product containing or delivering nicotine, or any other substance intended for human consumption that can be used by a person to simulate smoking in the delivery of nicotine or any other substance through inhalation of aerosol or vapor from the product. The term includes, but is not limited to, devices manufactured, distributed, marketed or sold as e-cigarettes, e-cigars, e-pipes, vape pens, or e-hookahs.

Section 3: Policy

3.1. Tobacco use is prohibited at all times in or on all of Village of Lakemore owned parks, playgrounds, community gardens, and athletic fields, excepting there from the following areas: (1) upper Waterworks Park, and (2) Dodds Lakefront Park outside of children's playgrounds and basketball court areas.

3.2. It is not a violation of this policy to use tobacco in or on recreational areas as part of a Native American spiritual or cultural ceremony. Approval from Village of Lakemore administration must be requested and received prior to the ceremony.

Section 4: Enforcement

4.1. Signage will be posted at strategic locations to inform the community and recreational area users about the policy.

4.2. Village of Lakemore staff and volunteers will be notified about this policy through the employee manual.

4.3. The success of this policy depends on the consideration and cooperation of all. Enforcement of the policy is a shared responsibility of Village of Lakemore staff and recreational area users. Village of Lakemore staff will make periodic observations of recreational areas to monitor for compliance.

4.4. Any individual found violating this policy will be reminded and asked to comply before being subject to ejection from the recreational area.

Section 5: Effective Date

5.1 All Ordinances or Resolutions or parts of Ordinances or Resolutions inconsistent herewith are hereby repealed. All Ordinances and Resolutions which are not inconsistent herewith are hereby confirmed.

5.2 This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: November 6, 2017




Rick Justice, Mayor

ATTEST:



Tracy Fast, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Ordinance 1599-2017 was duly adopted by Council at its regular meeting held on November 6, 2017.



Tracy Fast, Fiscal Officer

