

THE CITY OF CRANSTON

ORDINANCE OF THE CITY COUNCIL

IN AMENDMENT OF TITLE 8.44 OF THE CODE OF THE CITY OF CRANSTON, 2005, ENTITLED "HEALTH AND SAFETY" "SMOKING" (Smoking Definition and Fines)

No.

Passed:

Michael J Farina, Council President

Approved:

Allan W. Fung, Mayor

It is ordained by the City Council of the City of Cranston as follows:

SECTION 1: Title 8.44.010 entitled "Health and Safety" "Smoking" Smoke-free municipal buildings and athletic and recreational facilities" is hereby amended by adding the following:

8.44.010 - Smoke-free municipal buildings and athletic and recreational facilities.

A. Definitions.

"Athletic and recreational facility" means any athletic or recreational facility including, but not limited to, any playing field, ballfield, basketball court, tennis court, soccer field, or playground which is owned or operated by the city.

"Municipal building" means all buildings except school buildings, owned or leased by the city, including outside areas within twenty (20) feet of same.

"Person" means any person or persons including, but not limited to, contract or other workers on municipal buildings, city employees, and the public at large.

"Tobacco product usage" means the smoking or use of any substance or item which contains tobacco, including, but not limited to, cigarettes, cigars, pipes, or other smoking tobacco or material, or having in one's possession a lighted cigarette, cigar, pipe, or other substance containing tobacco, including E-cigarettes and Vapes and all Electronic Smoking Devices.

"Electronic Smoking Device" means an electronic and/or battery-operated device, the use of which may resemble smoking, that can be used to deliver an inhaled dose of nicotine or other substances. "Electronic Smoking Device" includes any such device, whether manufactured, distributed, marketed or sold as an electronic cigarette, an electronic cigar,

45 **an electronic cigarillo, an electronic pipe, an electronic hookah, or any other product name**
46 **or descriptor.**

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48 B. Tobacco product usage shall be prohibited in all municipal buildings and athletic and recreational
49 facilities. Any person violating the provisions of this section shall be fined not more than [fifty dollars
50 (\$50.00)] **one hundred dollars (\$100.00) for each offense.**

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52 C. Severability. If any provision of the ordinance codified in this section or the application thereof to any
53 person or circumstances is held invalid in a court of competent jurisdiction, such invalidity shall not affect
54 other provisions or applications of said ordinance, and to this end the provisions of same are declared to be
55 severable.

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57 **SECTION 2.** This Ordinance shall take effect upon its final adoption.

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59 Positive Endorsement Negative Endorsement (attach reasons)

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64 _____
City Solicitor Date City Solicitor Date

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67 Sponsored by Council President Farina
68 Referred to Special City Council Mon., April 16, 2018