

Eastover Code of Ordinances

Article 2: Public Health and Safety

Ordinance

2-1001

**AN ORDINANCE PROHIBITING SMOKING IN BUILDINGS AND
VEHICLES OWNED AND OPERATED BY THE TOWN OF
EASTOVER**

ORDINANCE NO. 2-1001

WHEREAS, Council finds that smoking in buildings and vehicles owned and operated by the Town of Eastover endangers the health, safety, and property of the citizens of Eastover.

NOW THEREFORE BE IT RESOLVED in meeting duly assembled:

(a) Definitions

- a. Buildings owned, operated or leased by the Town* shall not include those buildings (or portions thereof), which are under lease to other organizations or corporations.
- b. Vehicles owned or operated by the Town* shall also include those vehicles under lease to the Town.
- c. Smoking materials* shall include cigars, cigarettes and all other manner of smoking devices intended to be used for the purpose of inhaling and exhaling smoke.
- d. Smoking* means the lighting or carrying of a lighted cigarette, cigar, pipe, or similar device or any other lighted smoking material.

(b) Smoking prohibited areas

- a.* No person shall smoke in any building or vehicle owned, operated or leased by the Town except in those areas where it is specifically designated by signs that smoking is permitted.
- b.* The Town Administrator is hereby authorized to designate portions of lobbies, restrooms, snack bars and cafeterias where smoking will be permitted. Provided, however, the administrator may determine that no area exists within certain town-owned buildings where smoking may be permitted due to lack of adequately ventilated lobbies, restrooms, snack bars, or small size of buildings which prevent segregating smoking and nonsmoking areas.
- c.* The Town Administrator is hereby authorized to designate certain individually occupied private offices as smoking-permitted areas; provided that he has first determined that smoking in those locations will only minimally affect the adjacent working environment.

- (c) *Notice.* Signs shall be placed at designated entrances informing the public that smoking is prohibited by town ordinance, except in areas designated by a sign.
- (d) *Penalty.* Any person found guilty of smoking in violation of this section shall have committed an infraction punishable by a fine of up to fifty dollars (\$50.00) for each violation thereof.
- (e) *Effective dates.* This section shall take effect upon adoption by town council; however, no provision of this section shall become enforceable against any person until thirty (30) days after each building owned, operated or leased by the town is posted with signs giving notice of this prohibition of smoking, and the posting of signs in areas where smoking is permitted.

APPROVED by Eastover Town Council this 8th day of September 2003.

Mayor

Town Clerk

Attorney (Approved as to form only)

1st Reading: July 14, 2003

2nd Reading: September 8, 2003