



Legislation Details (With Text)

File #: 150406. **Version:** 7 **Name:** Smoking at Bo Diddley Plaza
Type: Ordinance **Status:** Adopted
File created: 10/6/2015 **In control:** City Attorney
On agenda: 3/2/2017 **Final action:** 3/16/2017
Title: ORDINANCE PROHIBITING SMOKING IN CITY PARKS AND RTS BUS FACILITIES (B)

Ordinance No. 150406

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances to prohibit smoking outdoors in all City parks and RTS bus facilities; by amending Article II and Article IV of Chapter 11.5; by amending Article II of Chapter 18; by amending Section 2-339 to provide a civil citation penalty; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 150406B_CoG Park Regulations_20151210.pdf, 2. 150406C_Casselberry smoking in parks_20151210.pdf, 3. 150406D_CoG ordinance_20151210.pdf, 4. 150406A_Coral Springs ordinance_20151210.pdf, 5. 150406E_Fla Clean Indoor Air Act_20151210.pdf, 6. 150406F_statewide policies_20151210.pdf, 7. 150406G_Smoke Free Zone sign_20151210.pdf, 8. 150406H_Dept of Health assessment_20151210.pdf, 9. 150406I_Dept of Health assessment 2.pdf, 10. 150406J_Sign photos_20151210.pdf, 11. 150406K_City of Parkland_20151210.pdf, 12. 150406_Draft Ordinance_20161020.pdf, 13. 150406_Draft_Ordinance.pdf, 14. 150406_Ordinance_20170316.pdf

Date	Ver.	Action By	Action	Result
3/16/2017	7	City Commission	Adopted on Final Reading (Ordinance)	Pass
3/2/2017	7	City Commission	Adopted on First Reading (Ordinance)	Pass
10/20/2016	5	City Commission	Approved as Amended	Pass
4/21/2016	4	City Commission	Approved as Recommended	Pass
3/10/2016	3	Recreation, Cultural Affairs and Public Works Committee		
12/10/2015	1	Recreation, Cultural Affairs and Public Works Committee		
10/1/2015	1	City Commission	Referred	Pass

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The City Commission, at its meeting of April 21, 2016, discussed prohibiting smoking outdoors in all City parks. Smoking is defined in Sec. 11.5-40 of the City Code as follows: the intake and exhalation by a person of

smoke from tobacco, a tobacco substitute or other weed or plant, and also possessing, carrying, holding or otherwise having control of a lighted pipe, cigar, cigarette or other lighted smoking equipment, and the use of a nicotine dispensing device as defined in section 11.5-17 (vaping).

At its October 20, 2016 meeting, after further discussing the matter, the City Commission directed the City Attorney to draft ordinance language prohibiting smoking in all City parks and setting a \$25.00 fine for violation thereof. In drafting this ordinance, the office of the City Attorney, in consultation with City staff, also updated the code provisions that prohibit smoking at RTS bus facilities.

Fiscal impact is expected to be minimal.

The City Commission adopt the proposed ordinance.