

## ORDINANCE 24-06-01

### AN ORDINANCE TO RESTRICT SMOKING, TOBACCO USE, AND VAPING IN VILLAGE OUTDOOR RECREATIONAL FACILITIES

**WHEREAS**, the State of Ohio has enacted a ban on smoking under Ohio Revised Code Section 3794 Smoking Ban for the health and safety of the residents of the State of Ohio; and

**WHEREAS**, the State of Ohio Smoking Law permits an Ohio municipality to adopt a smoking/nicotine ban that is more restrictive than the State's prohibition; and

**WHEREAS**, Sherwood Village Council desires to restrict smoking, vaping, and the use of tobacco products in Village outdoor recreational facilities.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF SHERWOOD, THAT:**

**SECTION 1:** Smoking, the use of tobacco products, and e-cigarette (vaping) use are prohibited in outdoor recreational facilities in the Village of Sherwood.

It shall be unlawful for any person to use any form of tobacco or e-cigarette at or on any Village owned or operated outdoor recreational facilities. This includes but not limited to playgrounds, athletic fields, parks, walking trails, restrooms, and spectator or concession areas.

**SECTION 2:** Any person found to be in violation of this section shall be subject of immediate ejection from the village park or recreational facility.

**SECTION 3:** Tobacco use shall be defined as ingestion of any product containing, made, or derived from tobacco or containing nicotine, whether synthetically produced or derived from any other source that is intended for human consumption.

**SECTION 4:** E-cigarette use shall be defined as the ingestion of nicotine or other substances used in any electronic or battery-powered device/vaporizer that simulates tobacco smoking or vaping by producing an aerosol that resembles smoke, vapor or any component thereof.

**SECTION 5:** The above policy replaces any previous version of this policy and supersedes any current policy which may be in conflict with this policy.

**SECTION 6:** This ordinance shall be in full force and effect at the earliest date provided by law.



Mayor David M. Weaner



Date

ATTEST:



Village Fiscal Administrator Sherri Ramey

