

COUNCIL OF THE TOWN OF LA PLATA
Ordinance No. 06-10 Amended

Introduced By:	Councilman C. Keith Back
Date Introduced:	June 13, 2006
Amendments Adopted:	July 18, 2006
Date Adopted:	July 18, 2006
Date Effective:	October 1, 2006

1 **An Ordinance** concerning
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3 **REGULATION OF SMOKING AND TOBACCO PRODUCTS**
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5 **FOR** the purpose of defining certain terms; regulating the placement of tobacco products,
6 prohibiting smoking and carrying of lighted tobacco products in certain places; allowing
7 certain persons voluntarily to prohibit smoking or carrying lighted tobacco products in certain
8 places where not otherwise prohibited; providing for the enforcement of these restrictions and
9 penalties for violations; and all matters generally related thereto.

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13 **BY** Repealing and reenacting with amendments
14 Chapter 1 – GENERAL PROVISIONS
15 Section 1-22.K.
16 Code of the Town of La Plata
17 (1998 Edition as supplemented)
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19 **BY** Adding
20 Chapter 161 – SMOKING AND TOBACCO PRODUCTS
21 Sections 161-1 through 161-11
22 Code of the Town of La Plata
23 (1998 Edition as supplemented)
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25 **SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE TOWN OF LA PLATA,**
26 That Section 1-22.K. of the Code of the Town of La Plata (1998 Edition as Supplemented) be and it is
27 hereby repealed and reenacted, with amendments, to read as follows:
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29 **Chapter 1 – GENERAL PROVISIONS**
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31 **1-22 Municipal infractions.**
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33 K. The fines for violations of the provisions of this Code designated as infractions are as set
34 forth in this subsection.

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37 **(26) THE FINE FOR A VIOLATION OF SECTION 161-3 IS TWO HUNDRED**
38 **DOLLARS (\$200.) FOR THE FIRST OFFENSE AND FOUR HUNDRED DOLLARS (\$400)**
39 **FOR EACH REPEAT OFFENSE.**

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41 **(27) THE FINE FOR A VIOLATION OF SECTION 161-5 IS FIFTY DOLLARS (\$50.)**
42 **FOR EACH OFFENSE.**

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44 **(28) THE FINE FOR A VIOLATION OF SECTION 161-6.A. IS FIFTY DOLLARS**
45 **(\$50.) FOR EACH OFFENSE.**

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47 **(29) THE FINE FOR A VIOLATION OF SECTION 161-6.C. IS TWO HUNDRED**
48 **DOLLARS (\$200.) FOR THE FIRST OFFENSE AND FOUR HUNDRED DOLLARS (\$400)**
49 **FOR EACH REPEAT OFFENSE.**

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51 **(30) THE FINE FOR A VIOLATION OF SECTION 161-7 IS FIFTY DOLLARS (\$50.)**
52 **FOR EACH OFFENSE.**

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54 **(31) THE FINE FOR A VIOLATION OF SECTION 161-8.C. IS TWO HUNDRED**
55 **DOLLARS (\$200.) FOR THE FIRST OFFENSE AND FOUR HUNDRED DOLLARS (\$400)**
56 **FOR EACH REPEAT OFFENSE.**

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58 **SECTION 2. AND BE IT FURTHER ENACTED,** That new Sections 161-1 through 161-11,
59 inclusive, be and they hereby are added to the Code of the Town of La Plata (1998 Edition as
60 Supplemented), to be under the new Chapter 161 SMOKING AND TOBACCO PRODUCTS, to read
61 as follows:

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63 **Chapter 161 – SMOKING AND TOBACCO PRODUCTS**
64 **ARTICLE I. DEFINITIONS**

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66 **161-1 DEFINITIONS.**

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68 **FOR PURPOSES OF THIS CHAPTER 161, THE FOLLOWING TERMS HAVE THE**
69 **MEANINGS INDICATED:**

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71 **(1) “COMMERCIAL ESTABLISHMENT” MEANS ANY ESTABLISHMENT**
72 **THAT IS OPEN TO THE PUBLIC FOR THE SALE OF GOODS, WARES, FOOD OR**
73 **BEVERAGES FOR CONSUMPTION ON OR OFF THE PREMISES, OR MERCHANDISE,**
74 **AT RETAIL OR WHOLESALE, OR FOR THE PROVISION OF A SERVICE TO MEMBERS**
75 **OF THE PUBLIC.**

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(2) "PUBLIC" OR "MEMBERS OF THE PUBLIC" MEANS THE COMMUNITY AT LARGE. "PUBLIC" OR "MEMBERS OF THE PUBLIC" ALSO INCLUDES A LIMITED SEGMENT OF THE COMMUNITY AT LARGE WHO ARE PATRONS OR INVITEES OF A PARTICULAR BUILDING, PLACE, AREA, FACILITY, VENUE OR ESTABLISHMENT.

(3) "SERVICE LINE" MEANS ANY INDOOR OR OUTDOOR LINE, QUEUING SYSTEM OR ASSEMBLAGE AT WHICH ONE OR MORE PERSONS WAIT FOR ADMISSION TO ANY PLACE OPEN TO THE PUBLIC OR TO RECEIVE A SERVICE OF ANY KIND, WHETHER OR NOT SUCH SERVICE INVOLVES THE EXCHANGE OF MONEY.

(4) "SMOKE" (WHEN USED AS A NOUN) MEANS AIRBORNE MATERIAL, WHETHER VISIBLE OR NOT, PRODUCED BY THE BURNING OF TOBACCO OR OTHER COMBUSTIBLE SUBSTANCE IN ANY FORM.

(5) "SMOKE" (WHEN USED AS A VERB) MEANS THE ACT OF INHALING, EXHALING, BURNING, OR CARRYING ANY LIGHTED CIGAR, CIGARETTE, WEED, PLANT, PIPE, OR OTHER COMBUSTIBLE SUBSTANCE IN ANY MANNER OR IN ANY FORM.

(6) "TOBACCO PRODUCT" MEANS ANY SUBSTANCE CONTAINING TOBACCO, INCLUDING CIGARETTES, CIGARS, SMOKING TOBACCO, SNUFF, OR SMOKELESS TOBACCO.

ARTICLE II. TOBACCO PRODUCTS

161-2 PURPOSE.

THE LA PLATA TOWN COUNCIL FINDS AND DECLARES THAT TOBACCO PRODUCTS ARE A HAZARD TO THE HEALTH OF THE PUBLIC, ESPECIALLY YOUTH, AND THAT TOBACCO PRODUCTS SHOULD BE MADE ACCESSIBLE AT COMMERCIAL ESTABLISHMENTS ONLY THROUGH THE INTERVENTION OF THE ESTABLISHMENT'S EMPLOYEES.

161-3 PLACEMENT OF TOBACCO PRODUCTS.

A. A COMMERCIAL ESTABLISHMENT SHALL NOT DISPLAY OR STORE ANY TOBACCO PRODUCT IN ANY PLACE THAT IS ACCESSIBLE TO CUSTOMERS WITHOUT THE INTERVENTION OF AN EMPLOYEE OF THE COMMERCIAL ESTABLISHMENT. VIOLATION OF THE PROVISIONS OF THIS ARTICLE SHALL BE A CIVIL INFRACTION SUBJECT TO THE PENALTIES PROVIDED HEREIN.

119 **B. THE PROVISIONS OF THIS SECTION DO NOT APPLY TO THE DISPLAY**
120 **OF ANY TOBACCO PRODUCT IN OR SALE OF ANY TOBACCO PRODUCT FROM A**
121 **VENDING MACHINE THAT COMPLIES WITH ALL REQUIREMENTS OF STATE LAW.**
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123 **C. THE OWNER, MANAGER AND PERSON IN CONTROL OF A**
124 **COMMERCIAL ESTABLISHMENT THAT DISPLAYS OR STORES ANY TOBACCO**
125 **PRODUCT IN VIOLATION OF THIS SECTION IS GUILTY OF A MUNICIPAL**
126 **INFRACTION AND SHALL BE LIABLE FOR A FINE AS SPECIFIED IN SECTION 1-22 OF**
127 **THIS CODE. THE DISPLAY OR STORAGE OF A TOBACCO PRODUCT IN VIOLATION**
128 **OF THIS SECTION IS A STRICT LIABILITY OFFENSE. EACH DAY THAT THE**
129 **DISPLAY OR STORAGE OF A TOBACCO PRODUCT IN VIOLATION OF THIS**
130 **SECTION CONTINUES IS A SEPARATE OFFENSE.**
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132 **ARTICLE III. SMOKING IN PUBLIC PLACES**
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134 **161-4 FINDINGS AND PURPOSE.**
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136 **(1) NUMEROUS STUDIES HAVE FOUND THAT TOBACCO SMOKE IS A**
137 **MAJOR CONTRIBUTOR TO INDOOR AIR POLLUTION.**
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139 **(2) RELIABLE STUDIES, INCLUDING A COMPREHENSIVE REPORT BY**
140 **THE U.S. SURGEON GENERAL RELEASED ON JUNE 27, 2006, HAVE SHOWN THAT**
141 **BREATHING SECONDHAND SMOKE IS A CAUSE OF DISEASE, INCLUDING LUNG**
142 **CANCER, IN HEALTHY NONSMOKERS. AT SPECIAL RISK ARE ELDERLY PEOPLE,**
143 **CHILDREN, PEOPLE WITH CARDIOVASCULAR DISEASE, AND INDIVIDUALS WITH**
144 **IMPAIRED RESPIRATORY FUNCTION, INCLUDING ASTHMATICS AND THOSE**
145 **WITH OBSTRUCTIVE AIRWAY DISEASE.**
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147 **(3) HEALTH HAZARDS INDUCED BY BREATHING SECONDHAND SMOKE**
148 **INCLUDE LUNG CANCER, RESPIRATORY INFECTION, DECREASED EXERCISE**
149 **TOLERANCE, DECREASED RESPIRATORY FUNCTION, BRONCHOCONSTRICTION,**
150 **AND BRONCHOSPASM.**
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152 **(4) THE LA PLATA TOWN COUNCIL FINDS THAT EFFORTS SHOULD BE**
153 **MADE TO REDUCE INDOOR AIR POLLUTION IN PLACES OPEN TO THE PUBLIC AND**
154 **HAZARDS TO THE PUBLIC PRESENTED BY SECOND HAND SMOKE.**
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156 **161-5 APPLICABILITY TO TOWN-OWNED AND LEASED FACILITIES AND**
157 **TOWN FUNCTIONS.**
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159 **A. A PERSON MAY NOT SMOKE OR POSSESS ANY LIGHTED TOBACCO**
160 **PRODUCT IN ANY ENCLOSED BUILDING OR OTHER FACILITY, OR PART OF ANY**
161 **SUCH FACILITY, OWNED, LEASED OR USED BY THE TOWN OF LA PLATA.**

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B. A PERSON MAY NOT SMOKE OR POSSESS ANY LIGHTED TOBACCO PRODUCT WHILE ATTENDING OR PARTICIPATING IN ANY TOWN-SPONSORED FUNCTION OR EVENT THAT IS CONDUCTED:

(1) OUTDOORS ON LAND OWNED OR LEASED BY THE TOWN, OR

~~**(2) ON ANY PUBLIC STREET OR WAY.**~~

C. A PERSON WHO SMOKES OR CARRIES A LIGHTED TOBACCO PRODUCT IN VIOLATION OF THIS SECTION IS GUILTY OF A MUNICIPAL INFRACTION AND SHALL BE LIABLE FOR A FINE AS SPECIFIED IN SECTION 1-22 OF THIS CODE.

161-6 SMOKING PROHIBITED IN PUBLIC PLACES; EXCEPTIONS.

A. A PERSON MAY NOT SMOKE OR POSSESS ANY LIGHTED TOBACCO PRODUCT IN ANY PLACE OPEN TO OR USED BY THE PUBLIC WITHIN THE TOWN OF LA PLATA INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING PLACES:

(1) ELEVATORS, EXCEPT ELEVATORS IN SINGLE-FAMILY DWELLINGS AS AUTHORIZED BY STATE LAW.

(2) REST ROOMS.

(3) SERVICE LINES.

(4) ALL AREAS, INCLUDING OUTDOOR PARKING AREAS OUTSIDE OF ENCLOSED VEHICLES LOCATED WITHIN TWENTY (20) FEET FROM ANY ENTRANCE TO THE PREMISES USED BY THE PUBLIC AND OUTDOOR SEATING AREAS, AVAILABLE TO AND USED BY THE PUBLIC IN ALL:

(A) COMMERCIAL ESTABLISHMENTS.

(B) OTHER BUSINESSES.

(C) GENERAL AND PROFESSIONAL OFFICES.

(D) FACILITIES OWNED OR OPERATED BY PRIVATE CLUBS, NON-PROFIT ENTITIES, FRATERNAL, RELIGIOUS, PATRIOTIC, OR CHARITABLE ORGANIZATIONS OR FIRE COMPANY OR RESCUE SQUADS.

(5) PUBLIC AREAS OF AQUARIUMS, GALLERIES, LIBRARIES, AND MUSEUMS WHEN OPEN TO THE PUBLIC.

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(6) FACILITIES AND VENUES THAT ARE USED FOR EXHIBITING MOTION PICTURES, STAGE, DRAMA, LECTURES, MUSICAL RECITALS, OR OTHER SIMILAR PERFORMANCES, EXCEPT WHEN SMOKING IS PART OF THE PRODUCTION.

(7) SPORTS ARENAS AND CONVENTION HALLS.

B. NOTWITHSTANDING THE PROHIBITIONS SET FORTH IN SUBSECTION A. OF THIS SECTION, A PERSON MAY SMOKE OR POSSESS A LIGHTED TOBACCO PRODUCT IN ANY OF THE FOLLOWING LOCATIONS:

(1) IN ANY PART OF A PRIVATE RESIDENCE WHICH IS NOT OPEN TO THE PUBLIC FOR BUSINESS PURPOSES.

(2) IN A HOTEL OR MOTEL SLEEPING ROOM THAT IS DESIGNATED FOR USE BY SMOKERS, PROVIDED THAT THE HOTEL OR MOTEL SHALL NOT DESIGNATE MORE THAN 40% OF THE TOTAL NUMBER OF SLEEPING ROOMS FOR USE BY SMOKERS.

(3) ON ANY PUBLIC ~~STREET OR~~ SIDEWALK EXCEPT WHEN:

(A) SMOKING OR POSSESSING A LIGHTED TOBACCO PRODUCT IS PROHIBITED BY SECTION 161-5.

(B) THE PERSON IS LOCATED WITHIN ~~FIFTY (50)~~ TWENTY (20) FEET OF A ~~PLACE~~ ANY ENTRANCE USED BY THE PUBLIC TO A PREMISES WHERE SMOKING OR CARRYING A LIGHTED TOBACCO PRODUCT OTHERWISE WOULD BE PROHIBITED BY SUBSECTION A. OF THIS SECTION.

(4) ON ANY PUBLIC STREET.

C. THE OWNER, MANAGER, OTHER PERSON IN CONTROL, OF A BUILDING, PLACE, AREA, FACILITY, VENUE OR ESTABLISHMENT WHERE A PERSON IS PROHIBITED BY SUBSECTION A. OF THIS SECTION FROM SMOKING OR POSSESSING ANY LIGHTED TOBACCO PRODUCT, AND THE EMPLOYEE OF ANY SUCH PERSON:

(1) MAY NOT KNOWINGLY PERMIT ANY PERSON TO SMOKE OR POSSESS ANY LIGHTED TOBACCO PRODUCT IN VIOLATION OF SUBSECTION A. OF THIS SECTION.

(2) MUST REFUSE TO WAIT UPON, SERVE, SEAT OR ACCOMMODATE ANY PERSON WHO SMOKES OR CARRIES A LIGHTED TOBACCO PRODUCT

248 **WHERE SMOKING IS PROHIBITED.**

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250 **(3) MUST REQUEST A PERSON TO EXTINGUISH ANY LIGHTED TOBACCO**
251 **PRODUCT WHERE SMOKING OR CARRYING A LIGHTED TOBACCO PRODUCT IS**
252 **PROHIBITED.**

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254 **(4) MUST PROCURE THE REMOVAL OF A PERSON FROM THE INTERIOR**
255 **OF THE PREMISES OR AREA WHERE SMOKING IS PROHIBITED IF THE PERSON**
256 **REFUSES TO EXTINGUISH A LIGHTED TOBACCO PRODUCT AFTER PROPER**
257 **WARNING.**

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259 **D. A PERSON WHO SMOKES OR CARRIES A LIGHTED TOBACCO PRODUCT**
260 **IN VIOLATION OF SUBSECTION A. OF THIS SECTION IS GUILTY OF A MUNICIPAL**
261 **INFRACTION AND SHALL BE LIABLE FOR A FINE AS SPECIFIED IN SECTION 1-22 OF**
262 **THIS CODE.**

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264 **E. A PERSON WHO FAILS OR REFUSES TO COMPLY WITH THE**
265 **PROVISIONS OF SUBSECTION C. OF THIS SECTION IS GUILTY OF A MUNICIPAL**
266 **INFRACTION AND SHALL BE LIABLE FOR A FINE AS SPECIFIED IN SECTION 1-22 OF**
267 **THIS CODE.**

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269 **161-7 OPTIONAL SMOKING RESTRICTIONS.**

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271 **A. THE OWNER, MANAGER, OTHER PERSON IN CONTROL, OF A**
272 **BUILDING, PLACE, AREA, FACILITY, VENUE OR ESTABLISHMENT WHERE A**
273 **PERSON IS NOT PROHIBITED BY SECTION 161-6.A. OF THIS SECTION FROM**
274 **SMOKING OR POSSESSING ANY LIGHTED TOBACCO PRODUCT MAY PROHIBIT A**
275 **PERSON FROM SMOKING OR CARRYING LIGHTED TOBACCO PRODUCTS IN THE**
276 **BUILDING, PLACE, AREA, FACILITY, VENUE OR ESTABLISHMENT AS PROVIDED**
277 **IN SECTION 161-6.A. OF THIS SECTION BY NOTIFYING, IN WRITING, THE TOWN'S**
278 **CHIEF EXECUTIVE OFFICER TO ENFORCE THESE RESTRICTIONS IN THE SAME**
279 **MANNER AND TO THE SAME EXTENT AS IF SMOKING OR CARRYING A LIGHTED**
280 **TOBACCO PRODUCT WAS PROHIBITED BY SECTION 161-6.A. AND BY POSTING A**
281 **SIGN AS PROVIDED FOR IN SECTION 161-8. THE TOWN SHALL ENFORCE THE**
282 **PROHIBITION AFTER THE REQUIRED SIGN HAS BEEN POSTED UNTIL THE**
283 **OWNER, MANAGER OR PERSON IN CONTROL NOTIFIES THE TOWN'S CHIEF**
284 **EXECUTIVE OFFICER IN WRITING THAT THE OWNER, MANAGER OR PERSON IN**
285 **CONTROL HAS REVOKED THE PROHIBITION AND REMOVED THE REQUIRED**
286 **SIGN.**

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288 **B. A PERSON WHO SMOKES OR CARRIES A LIGHTED TOBACCO PRODUCT**
289 **IN VIOLATION OF A PROHIBITION ESTABLISHED IN ACCORDANCE WITH**
290 **SUBSECTION A. OF THIS SECTION IS GUILTY OF A MUNICIPAL INFRACTION AND**

291 **SHALL BE LIABLE FOR A FINE AS SPECIFIED IN SECTION 1-22 OF THIS CODE.**

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293 **161-8 POSTING SIGNS.**

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295 **A. THE TOWN SHALL PREPARE A STANDARDIZED SIGN TO GIVE NOTICE**
296 **OF THE SMOKING PROHIBITIONS OF THIS ARTICLE. THE STANDARDIZED SIGN**
297 **SHALL, AT A MINIMUM:**

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299 **(1) BE 8”X10” IN SIZE.**

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301 **(2) CONTAIN THE WORDS “SMOKING AND CARRYING LIGHTED TOBACCO**
302 **PRODUCTS PROHIBITED” PRINTED IN LETTERS OF NOT LESS THAN ONE INCH IN**
303 **HEIGHT.**

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305 **(3) STATE THE PENALTY FOR SMOKING OR CARRYING A LIGHTED**
306 **TOBACCO PRODUCT IN VIOLATION OF THE PROHIBITION.**

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308 **B. THE TOWN SHALL MAKE THE STANDARDIZED SIGN AVAILABLE TO**
309 **ALL BUILDINGS, PLACES, AREAS, FACILITIES, VENUES AND ESTABLISHMENTS IN**
310 **THE TOWN WHERE A PERSON IS PROHIBITED BY SUBSECTION B. OF THIS**
311 **SECTION FROM SMOKING OR POSSESSING ANY LIGHTED TOBACCO PRODUCT,**
312 **AND TO THE OWNER, MANAGER OR OTHER PERSON IN CONTROL OF ANY**
313 **OTHER BUILDING, PLACE, AREA, FACILITY, VENUE OR ESTABLISHMENT THAT**
314 **HAS ELECTED UNDER SECTION 161-7 TO PROHIBIT A PERSON FROM SMOKING**
315 **OR POSSESSING ANY LIGHTED TOBACCO PRODUCT.**

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317 **C. THE OWNER, MANAGER, OTHER PERSON IN CONTROL, OF EACH**
318 **BUILDING, PLACE, AREA, FACILITY, VENUE OR ESTABLISHMENT WHERE A**
319 **PERSON IS PROHIBITED FROM SMOKING OR POSSESSING ANY LIGHTED**
320 **TOBACCO PRODUCT SHALL POST, AND THEREAFTER MAINTAIN IN PLACE, ONE**
321 **OR MORE STANDARDIZED SIGNS PREPARED BY THE TOWN IN ACCORDANCE**
322 **WITH SUBSECTION A. OF THIS SECTION. ONE SIGN SHALL BE DISPLAYED**
323 **PROMINENTLY FOR EASY VIEW BY THE PUBLIC AT EACH ENTRANCE TO THE**
324 **BUILDING, PLACE, AREA, FACILITY, VENUE OR ESTABLISHMENT AVAILABLE**
325 **FOR USE BY THE PUBLIC. ADDITIONAL SIGNS SHALL BE POSTED IN**
326 **CONSPICUOUS LOCATIONS THROUGHOUT EACH ENCLOSED PORTION AND**
327 **OUTDOOR AREA OF A BUILDING, PLACE, AREA, FACILITY, VENUE OR**
328 **ESTABLISHMENT WHERE A PERSON IS PROHIBITED FROM SMOKING OR**
329 **POSSESSING ANY LIGHTED TOBACCO PRODUCT.**

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331 **D. A PERSON WHO FAILS OR REFUSES TO POST OR MAINTAIN ANY SIGN**
332 **REQUIRED BY THIS SECTION IS GUILTY OF A MUNICIPAL INFRACTION AND SHALL**
333 **BE LIABLE FOR A FINE AS SPECIFIED IN SECTION 1-22 OF THIS CODE.**

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161-9 NON-RETALIATION.

A. A PERSON OR EMPLOYER MAY NOT DISCHARGE, REFUSE TO HIRE, OR IN ANY MANNER RETALIATE AGAINST ANY EMPLOYEE OR APPLICANT FOR EMPLOYMENT BECAUSE SUCH EMPLOYEE OR APPLICANT COMPLIES WITH, OR SEEKS TO PROCURE COMPLIANCE, WITH THE REQUIREMENTS OF THIS CHAPTER.

B. A PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, IS SUBJECT TO A FINE OF FIVE HUNDRED DOLLARS (\$500.).

161-10 INTERPRETATION.

A. THIS CHAPTER SHALL NOT BE INTERPRETED OR CONSTRUED TO PERMIT SMOKING WHERE IT IS OTHERWISE RESTRICTED BY OTHER APPLICABLE LAWS.

B. THIS CHAPTER ADDS TO, AND DOES NOT REPLACE OR RESTRICT, ANY OTHER APPLICABLE FEDERAL, STATE OR TOWN LAWS OR REGULATIONS.

ARTICLE IV. ENFORCEMENT

161-11 ENFORCEMENT.

THE FOLLOWING OFFICIALS ARE HEREBY EMPOWERED AND AUTHORIZED TO ENFORCE ANY VIOLATION OF THIS CHAPTER THAT IS DESIGNATED AS A MUNICIPAL INFRACTION:

- (1) ANY OFFICER OF THE LA PLATA POLICE DEPARTMENT.**
- (2) THE TOWN’S CHIEF EXECUTIVE OFFICER.**
- (3) ANY CODE ENFORCEMENT OFFICIAL OF THE TOWN.**

SECTION 3. AND BE IT FURTHER ENACTED, That if any provision of this Ordinance, or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this Ordinance which can be given effect without the invalid provisions or application, and to this end, all the provisions of this Ordinance are hereby declared to be severable.

SECTION 4. AND BE IT FURTHER ENACTED, That this Ordinance shall become

377 effective at the expiration of fifteen (15) calendar days after its approval by the Council on October 1,
378 2006.
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SEAL:

COUNCIL OF THE TOWN OF LA PLATA

Gene Ambrogio, Mayor

R. Wayne Winkler, Councilman

C. Keith Back, Councilman

ATTEST:

Paretta D. Mudd, Councilwoman

Judith T. Frazier, Town Clerk

Vic E. Newman, Councilman

Date: _____

EXPLANATION:
CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
((Double Parenthesis)) indicate matter deleted from existing law.
Underlining indicates amendments to bill.
~~Strike Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.