

CHAPTER 13C

BAN ON SMOKING IN ALL MUNICIPAL BUILDINGS

1. Purpose

The purpose of this ordinance is to protect the health and well-being of all members of the public and employees of the City of Somersworth who have occasion to be present in any municipal building in the City of Somersworth. The City of Somersworth recognizes that smoking is injurious to the health and well-being of the public. Pursuant to RSA 155:66, I, the City of Somersworth has adopted this ordinance banning smoking in all municipal buildings.

2. Definitions

a. "Municipal Building" means all buildings owned, leased or rented by the City of Somersworth, including but not limited to, city government buildings; police stations; fire stations; libraries and schools.

b. "Smoking" means having in one's possession a lighted cigarette, cigar or pipe, or any other device designed to produce the effect of smoking.

3. Prohibition

Smoking is prohibited at all times in every municipal building within the City of Somersworth.

4. Written Policies

a. A copy of this ordinance shall be provided to, or posted, or otherwise made available to any person who works in or routinely uses any municipal building.

b. Staff or employees subject to the ban on smoking in municipal buildings shall receive orientation regarding the written policy to which they are required to adhere.

5. Signs

Signs shall be placed appropriately in all municipal buildings stating that smoking is banned. The size and placement of appropriate signs for notification of the smoking ban shall be determined in accordance with rules developed by the director of the New Hampshire Division of Public Health Services pursuant to RSA 155:71.

6. Non Compliance

If any employee or user of a municipal building in the City of Somersworth determines or believes that any person

is not complying with this smoking ban, a complaint shall be registered with the Somersworth Police Department. The Somersworth Police Department shall conduct an investigation and prosecute any violation of this smoking ban within 30 days from the date of the complaint.

7. Penalty

Any person who smokes in a municipal building shall be guilty of a violation and subject to a fine of \$100.00.

This ordinance was passed on March 4, 1991.