



## Legislation Details (With Text)

**File #:** ORD-3551      **Version:** 1

**Type:** Ordinance      **Status:** Regular Agenda

**File created:** 12/31/2018      **In control:** City Council

**On agenda:** 1/8/2019      **Final action:**

**Title:** Consider adopting Ordinance No. 3551, amending Code of Ordinances Chapter 34, "Environment," Article III "Air Pollution" by amending Section 34-142 "Definitions"; Amending Section 34-143 "Prohibited in Certain Public Areas" by prohibiting smoking in public parks; providing a penalty; and take appropriate action

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Smoking in Other North Texas Cities.pdf, 2. 20181231-FB Amend Code of Ordinances Smoking Regulations Parks-105142.pdf

Date	Ver.	Action By	Action	Result
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**Consider adopting Ordinance No. 3551, amending Code of Ordinances Chapter 34, "Environment," Article III "Air Pollution" by amending Section 34-142 "Definitions"; Amending Section 34-143 "Prohibited in Certain Public Areas" by prohibiting smoking in public parks; providing a penalty; and take appropriate action**

**BACKGROUND:**

City staff presented the current city smoking ordinance as well as ordinances of neighboring cities during the November 27, 2018 City Council Study Session.

**DISCUSSION:**

Based on guidance from City Council, the proposed Ordinance No. 3551 amends the current Code of Ordinances by providing an updated definition of smoking to include use of e-cigarettes. It amends the list of places where smoking is prohibited to include any property owned, leased, or otherwise operated by a governmental entity as a public park or recreational facility, with the exception of designated areas and in personal vehicles where the windows are closed.

**FISCAL IMPACT:**

1. No Financial Impact

**RECOMMENDATION:**

City Administration recommends adopting Ordinance No. 3551, adopting Ordinance No. 3551, amending Code of Ordinances Chapter 34, "Environment," Article III "Air Pollution" by amending Section 34-142 "Definitions"; Amending Section 34-143 "Prohibited in Certain Public Areas" by prohibiting smoking in public parks; providing a penalty.

**POSSIBLE COUNCIL ACTION:**

1. I move to approve Ordinance No. 3551, as presented.

2. I move to approve Ordinance No. 3551, with modifications.
3. I move to table the issue for further study or take no action.

**ATTACHMENT(S):**

1. Ordinance No. 3551