

CITY OF ISHPEMING, MICHIGAN

ORDINANCE NO. 2-1400

AN ORDINANCE TO REGULATE SMOKING AND THE USE OF TOBACCO PRODUCTS IN OUTDOOR PUBLIC PLACES

THE CITY OF ISHPEMING ORDAINS:

SECTION 1.

This ordinance may be referred to as the city of Ishpeming Smoke free and Tobacco Free Outdoor Public Places Ordinance.

SECTION 2.

DEFINITIONS:

A. City Building means any building or structure owned by the City, including but not limited to parking lots and City Hall.

B. Public place means any enclosed area to which the public is invited or in which the public is permitted, including, but not limited to any business, retail store, health facility, manufacturing facility, convention hall, meeting hall, sports arena, theater, gymnasium, health spa, swimming pool, roller rink, ice rink, bowling alley, laundromat, professional office, school or public building.

C. Smoke free Outdoor Public Place means all of the following:

- a. Outdoors within 20 feet of entrances, windows and ventilation systems of any City building;
- b. Outdoors within 10 feet of bus stops;
- c. Outdoors within 20 feet of any public event;
- d. Outdoors within 20 feet of a boat launch.

D. Outdoor public event shall include the following:

- a. Music festival;
- b. Concert;
- c. Food Festival.
- d. Sporting events and races.

E. Tobacco Products mean chewing tobacco and tobacco snuff.

F. Smoking means inhaling, exhaling, burning or carrying any lighted cigar, cigarette, pipe, e-cigarette, plant or related substance or product.

SECTION 3.

SMOKING AND THE USE OF TOBACCO PRODUCTS ARE BANNED AT AL QUAAL PARK AND ALL OTHER CITY PARKS

Smoking is hereby banned at Al Quaal Park and all City Parks within the City of Ishpeming.

SECTION 4.

SMOKING IS BANNED IN ALL ENCLOSED PUBLIC AREAS AND WITHIN TWENTY FEET OF ANY OUTDOOR PUBLIC EVENT

Smoking is hereby banned in all enclosed public areas and within twenty feet of any outdoor public event with the exception of private property located within 20 feet of an outdoor public event, such as a parade.

SECTION 5.

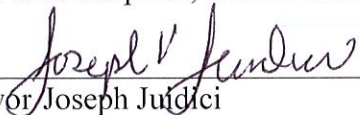
PENALTY:

A violation of this section shall constitute a civil infraction, which shall be punishable by a fine of \$50 for a first offense and \$100 for a second offense.

SECTION 6.

EFFECTIVE DATE:

Pursuant to Article IV, Section 4.9 (f) of the City Charter, this ordinance shall take effect ten (10) days after adoption, but not before publication.



Mayor Joseph Giudici



City Clerk Tammie Leece

ADOPTED: July 12, 2017