

VILLAGE OF STAMFORD
SMOKE-FREE PUBLIC PARKS LAW
ADOPTED JANUARY 21, 2013

Sec. 1 Title

This article shall be known as the Village of Stamford Smoke-free Public Parks law of 2013.

Sec. 2 Definitions

The following words and phrases, whenever used in this Article, shall be construed as defined in this Section:

B. "Playground" means any park or recreational area designed in part to be used by children that has play or sports equipment installed or that has been designated or landscaped for play or sports activities, or any similar facility located on village grounds.

C. "Public Parks" means an area to which the public is invited or in which the public is permitted, including but not limited to, Mount Utsayantha, Archibald Field, Veteran's Park, and Indian Trail Park.

D. "Smoking" means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, in any manner or in any form. "Smoking" also includes the use of an e-cigarette which creates a vapor, in any manner or in any form, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this Article.

Sec. 3 Application of Article to Village of Stamford Outdoor Property

All outdoor property owned, leased, or operated by the Village of Stamford, shall be subject to the provisions of this Article.

Sec. 4 Prohibition of Smoking in Public Parks

Smoking shall be prohibited in all public parks under the ownership of the Village of Stamford, including but not limited to, the following places:

- A. Mount Utsayantha.
- B. Archibald Field.
- C. Veteran's Park.
- D. Indian Trail Park.
- E. Village of Stamford Pool.

F. Village of Stamford Children's Playground.

G. Mase Cold spring Park

H. Little League Field

Sec. 5 Enforcement

A. This Article shall be enforced by the Health Officer or any other designee authorized by the village board of trustees.

B. Any citizen who desires to register a complaint under this Article may initiate enforcement with the Health Officer.

Sec. 6 Violations and Penalties

A. A person who smokes in an area where smoking is prohibited by the provisions of this Article shall be guilty of an infraction, punishable by a fine not exceeding fifty dollars (\$50).

B. Violation of this Article is hereby declared to be a public nuisance, which may be abated by the Health Officer by restraining order, preliminary and permanent injunction, or other means provided for by law, and the Village of Stamford may take action to recover the costs of the nuisance abatement.

C. Each day on which a violation of this Article occurs shall be considered a separate and distinct violation and will be enforced by violation notice "ticket" given out by the village crew, or any other authorized village designee.

Sec. 7 Other Applicable Laws

This Article shall not be interpreted or construed to permit smoking where it is otherwise restricted by other applicable laws.

Sec. 8 Liberal Construction

This Article shall be liberally construed so as to further its purposes.

Sec. 9 Severability

If any provision, clause, sentence, or paragraph of this Article or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this Article which can be given effect without the invalid provision or application, and to this end the provisions of this Article are declared to be severable.

Sec. 10 Effective Date

This Article shall be effective thirty (30) days from and after the date of its adoption.