

ORDINANCE NO. 2014 - 03

AN ORDINANCE BY THE CITY OF SMYRNA, GEORGIA, PROVIDING FOR THE AMENDMENT OF THE CODE OF ORDINANCES OF THE CITY OF SMYRNA, GEORGIA, OF CHAPTER 46, Article I, TO BE AMENDED AS FOLLOWS:

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF SMYRNA, GEORGIA:
Sec. 46-8

(A) Purpose for No Smoking

The City of Smyrna finds and declares that prohibiting smoking within all City Owned Facilities including parks properties protects the health, safety and welfare of the public.

(B) – Definitions.

“City Owned Facilities” means and includes any real property owned or controlled by the City, but excludes property owned by the City but operated by a third party.

The terms “smoking” or “to smoke” shall mean the act of inhaling exhaling, burning or carrying a lighted or smoldering cigar, cigarette or pipe, or lighting a cigar, cigarette, or pipe.

(C) – Regulation of Smoking in Public Places.

1. **Areas where prohibited.** It shall be unlawful for any person to smoke within City Owned Facility including City parks property except in designated smoking area established by the City.
2. **Exceptions.** The ordinance excludes City Right-Of-Way. Nothing within this ordinance shall be construed to apply to private property.
3. **Enforcement.** This section may be enforced by any certified law enforcement officer, fire marshal, or city marshal of the City of Smyrna.
4. **Penalties.** Any person violating any provision of this section may be subject to removal from the property and /or punished as provided in Section 1-8 of the Smyrna Code of Ordinances.

Approved by Mayor and Council this 17th day of March, 2014

Attest:

A. Max Bacon, Mayor

Terri Graham, City Clerk
City of Smyrna

Approved as to form:

Scott Cochran, City Attorney