

1 Introduced, September 27, 2016, by
2 Councilman Newcomb, seconded by
3 Councilman Abney, (by request of
4 Administration)

5 **Item No. 16-09-3166**

6
7 **ORDINANCE NO. 3839**

8 An ordinance establishing rules, regulations, and prohibition against
9 smoking, the use of tobacco and/or tobacco products and/or vapor products in and/or on
10 any building owned or operated by the City of Slidell or any vehicle owned or operated by
11 the City of Slidell.

12 WHEREAS, Section 2-7(a) of the City of Slidell's Code of Ordinances
13 presently grants authorization to the Mayor "...to establish and to promulgate rules and
14 regulations regulating, restricting, or prohibiting smoking in municipal buildings and on
15 municipal property, other than the police department and the city jail."; and
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19 WHEREAS, Section 2-7(b) of the City of Slidell's Code of Ordinances
20 presently grants authorization to the Chief of Police "...to establish and to promulgate rules
21 and regulations regulating, restricting, or prohibiting smoking in the police department, in
22 the city jail, or in police department vehicles."; and
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25 WHEREAS, Section 2-7(c) of the City of Slidell's Code of Ordinances sets
26 out "The violation of the rules and regulations of subsections (a) and (b) of this section
27 shall be a misdemeanor punishable by a fine not to exceed \$ 500.00 or thirty (30) days in
28 jail, or both"; and
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32 WHEREAS, City complies with all applicable federal, state, local regulations
33 and evidence best practices regarding tobacco use and smoking in the workplace and to
34 provide a work environment that promotes productivity and the well-being of its employees.
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4 WHEREAS, the Mayor and Police Chief desire to adopt Louisiana Revised
5 Statute 40:1291 *et seq*, save subsections .1, .2, .23 and .24 and the penalties set out in
6 LSA R.S. 40:1291.22(B), in addition hereto; and
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9 WHEREAS, the Mayor and Police Chief desire to prohibit smoking, use of
10 tobacco and/or tobacco products and/or vapor products in any City owned or operated
11 building or vehicle or equipment; and
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14 WHEREAS, City Directors and Chief of Police may establish a designated
15 smoking area(s) consistent with this Ordinance and State law and clearly marked as such.
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17 NOW THEREFORE BE IT ORDAINED by the Slidell City Council that it does
18 hereby adopt Louisiana Revised Statute 40:1291 *et seq*, save subsections .1, .2, .23 and
19 .24 and the penalties set out in subsection .22(B).
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22 BE IT FURTHER ORDAINED by the Slidell City Council that it does hereby
23 establish that it is unlawful for any employee, former employee, customer, and/or visitor, to
24 use tobacco or other tobacco products and/or smoke in any City building and within
25 twenty-five feet of an entrance of a City building. It is also unlawful for any employee to use
26 tobacco and/or other tobacco products and/or smoke in any vehicle or piece of equipment
27 owned or operated by the City.
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32 BE IT FINALLY ORDAINED by the Slidell City Council that a designated
33 "smoking area" consistent with this Ordinance and State Law may be established by the
34 Director of each department and by the Chief of Police for the Police Department and that
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4 such designated area(s) shall be clearly marked as such. No such area will be established
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6 in or within twenty-five feet of an entrance to a building owned or operated by the City.
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8 **ADOPTED** this 25th day of October, 2016.
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11 Jay E. Newcomb
12 President of the Council
13 Councilman, District F
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16 Freddy Drennan
17 Mayor
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21 Thomas P. Reeves
22 Council Administrator
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DELIVERED	10/27/16
8:50am	to the Mayor
RECEIVED	10/27/16
2:30p.m.	from the Mayor