

Introduced by: Davis
Date: November 18, 1975
Hearing: Failed Setting
Vote: for hearing
Action:

KENAI PENINSULA BOROUGH

ORDINANCE 75-60

AN ORDINANCE PROHIBITING SMOKING IN THE ASSEMBLY ROOM
OF THE KENAI PENINSULA BOROUGH.

WHEREAS, because of low ceilings and lack of adequate circulation, smoking within the assembly room of the Kenai Peninsula Borough, located in the basement of the borough headquarters building in Soldotna, Alaska, constitutes a health menace to those within the room at the time, or even after the time, that the smoking takes place; and

WHEREAS, smoking in said assembly room causes extreme discomfort to some members of the assembly who are required by their office to be present and to some members of the public who have a right to be present during assembly meetings; and

WHEREAS, the State of Alaska has enacted Ch. 125 SLA .1975 adding new sections to the statutes consisting of AS 18.35.300-340 to prohibit smoking in public places and public vehicles, and specifically prohibiting smoking in meeting places or public assemblies under the control of the state or a department or agency of the state, but have not extended that prohibition to assembly rooms of municipalities; Now Therefore,

BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI
PENINSULA BOROUGH:

Section 1: That the Kenai Peninsula Borough Code of

Ordinances is hereby amended by adding a new chapter to be numbered 10.12 which shall read as follows:

CHAPTER 10.12

PROHIBITION OF SMOKING

10.12.010 Smoking prohibited. Smoking is hereby prohibited:

A. In the assembly room of the Kenai Peninsula Borough in the basement of the borough headquarters building in Soldotna, Alaska, at any time.

10.12.020 No smoking signs posted. Promptly after enactment of this ordinance, the Mayor shall cause signs to be posted on each wall of the assembly meeting chamber and over each of the two principal doors into the assembly chamber stating in substance:

NO SMOKING

IN THE ASSEMBLY ROOM AT ANY TIME

(Violators Subject to Civil Penalties)

10.12.030 Penalties. A. A person who willfully violates the provisions of Section 010 of this chapter is punishable by a civil fine of not less than \$5.00 nor more than \$25.00 for each offense.

B. Each time a cigarette, pipe, cigar, or other smoking material is lighted constitutes a separate offense.

C. Punishment under this section shall be initiated only by civil complaint or citation. The court may establish procedures for payment of fines by mail.

Section 2: This ordinance shall become effective on the first day of the month following its enactment.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA
BOROUGH THIS _____ DAY OF _____, 1975.

Assembly President

ATTEST:

Borough Clerk

Kenai Peninsula Borough
Ordinance 75-60
Page 3 of 3 Pages

FAILED SETTING FOR HEARING

