

STATE OF GEORGIA

First Reading: October 5, 2009

FULTON COUNTY

Second Reading: November 16, 2009

ORDINANCE TO BAN SMOKING WITHIN CITY OF ROSWELL PARKS

WHEREAS, the City of Roswell is a Georgia municipal corporation; and

WHEREAS, the Mayor and Council are the governing authority of the City of Roswell;
and

WHEREAS, the Mayor and Council of the City of Roswell are charged with the protection of the public health, safety and welfare; and

WHEREAS, the Mayor and Council find that a ban on smoking within City of Roswell parks will reduce the dangers associated with secondhand smoke for all users of the parks; and

WHEREAS, the City's parks promote and encourage patrons to use the parks to enhance their health and wellness through leisure opportunities and smoking is detrimental to these purposes:

NOW, THEREFORE, the Mayor and Council of the City of Roswell, pursuant to their authority, do hereby adopt the following Ordinance:

1.

Section 14.2.4 (k) of the City of Roswell Code of Ordinances is hereby amended by striking it entirely and substituting the following section in its place:

(k) *Smoking*. It shall be unlawful for any person to smoke in any park except in designated areas. Such areas shall be recommended by the Recreation Commission and approved by Resolution of Mayor and Council as amended from time to time.

2.

All ordinances, parts of ordinances, or regulations in conflict herewith are repealed.

3.

Should any section or provision of this Ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

4.

It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, City of Roswell, Georgia and the sections of this Ordinance may be renumbered to accomplish such intention.

5.

This Ordinance shall take effect and be in force from and after the date of its adoption, the public welfare demanding it.

The above Ordinance was read and approved by the Mayor and Council of the City of Roswell, Georgia on the 16th day of November, 2009.

Attest:

Sue H. Creel
Sue H. Creel, City Clerk
(Seal)

Jere Wood
Jere Wood, Mayor

Jerry Orleans
Councilmember Jerry Orleans

Rebecca Wynn
Councilmember Rebecca Wynn

Betty Price
Councilmember Betty Price

Richard Dippolito
Councilmember Richard Dippolito

Kent Igleheart
Councilmember Kent Igleheart

Lori Henry
Councilmember Lori Henry

