

AN ORDINANCE OF THE CITY OF WEWAHITCHKA, FLORIDA, RELATING TO OFFENSES AND MISCELLANEOUS PROVISIONS; PROVIDING FINDINGS OF FACT; PROVIDING FOR THE REGULATION OF SMOKING AT CERTAIN CITY OWNED PROPERTY DURING YOUTH ORIENTED EVENTS; PROVIDING FOR DEFINITIONS; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of City Commissioners of the City of Wewahitchka Florida (the "Board") believes that smoking in the proximity of children and adults engaging in or watching youth activities at city owned or operated parks is detrimental to the health and comfort of those using such facilities; and

WHEREAS, our youth organizations have a unique opportunity to create and sustain an environment that supports a non-smoking norm through non-smoking policies, rule enforcement, and positive adult and peer role modeling on youth athletic park grounds; and

WHEREAS, parents and children should be able to reasonably expect that consistent rules will exist amount all youth activities at any park facility in the City of Wewahitchka where children participate in organized programs, especially with respect to the health and well-being of those children and their families; and

WHEREAS, the incidence of asthma among youth aged 5 to 14 has increased by 72% from 1980 to 1994 (4.3% to 7.4%), and second-hand smoke has been identified as a primary trigger in the onset of asthma attacks.

NOW, THEREFORE, be it enacted by the people of the City of Wewahitchka, Florida:

Section 1: (a) Smoking is prohibited during all times in all areas of City owned T.L. James Park from the concession stand to within 10 feet of the dug-outs of all fields and including the center of the four-plex fields when used for youth organization or league activities. A youth organization or league is defined as an organization which contracts or enters into a user-agreement with the City to conduct activities related to youth activities, including athletic practices and games, meetings, clinics, and demonstrations, on a regularly scheduled basis at City owned T.L. James Park.

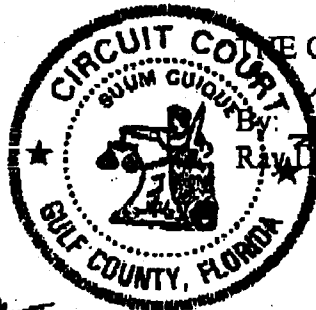
A first violation of this ordinance shall result in the removal of the offender from City property for the event in question. Subsequent violations may be punished as provided in the City of Wewahitchka ordinances.

Section 2: The designated smoking areas shall included the parking lot and from all outfields to within 10 feet of all dugouts for all fields.

Section 3: If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.

Section 4: The effective date is 10th day of September, 2001.

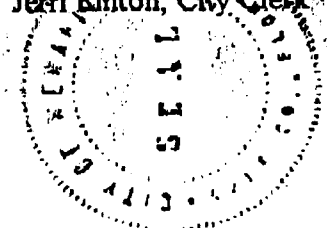
DULY PASSED AND ADOPTED by the Board of City Commissioners of the City of Wewahitchka, Florida, this 10th day of September, 20001.



Ray Dickens, Mayor

ATTEST:

[Signature]
Jeeri Binton, City Clerk



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