

RESOLUTION NO.

TO ESTABLISH A TOWNWIDE POLICY REGARDING SMOKING OF TOBACCO INCLUDING ELECTRONIC CIGARETTES.

WHEREAS in order to fully comply with the New York State Clean Indoor Air Act, and in the interest of providing a safe and healthy environment for both employees and the public, tobacco restrictions must be established; and

WHEREAS a tobacco/smoke free policy has been developed with the approval of the Town Supervisor and the Town Attorney to comply with current state regulations, and to further protect from tobacco and electronic cigarette use and secondhand smoke, an established cause of cancer and respiratory disease; and

THEREFORE, BE IT RESOLVED that the policy set forth below shall be effective immediately for the Town of Big Flats, NY:

SMOKING POLICY FOR THE TOWN OF BIG FLATS

PERSONS AFFECTED

All individuals affiliated with the Town of Big Flats, including employees, volunteers, medical staff, students, guests, visitors, clients, caretakers, family members, and vendors.

DEFINITION

'Smoke' and Tobacco use – the use or presence of any tobacco product (i.e.) a lighted cigar, cigarette, pipe, hookah, or snuff. This includes the use of electronic cigarettes (an electronic device that delivers vapor which can be inhaled by an individual and shall include any refills, cartridges and any other components of such a device}.

OUTDOOR LOCATIONS

Outdoor Smoking Prohibitions

Outdoor and indoor smoking and/or tobacco use is prohibited on all property owned by the Town including the Town Complex including the Court and Community Center, municipal parks, playgrounds, athletic fields, walking trails, picnic areas and camp grounds. With regard to Town roads, this prohibition on smoking includes only Town roads located within the Town Complex, municipal parks, playgrounds, athletic fields, walking trails, picnic areas and camp grounds.

Outdoor and indoor smoking is also prohibited at all municipal places of employment, all schools including school grounds, any residential health-care facilities except in separately designated smoking areas.

The Town Board delegates to the Town Supervisor the authority to designate in the Town complex or Town facilities places where smoking is to be allowed.

DISPOSING OF SMOKING REFUSE

Smoking-related refuse, such as cigarette butts, burnt tobacco, electronic cigarettes etc. Are not to be disposed of in trashcans or on the ground.

MOTOR VEHICLES

Smoking is prohibited in all motor vehicles, owned or leased by the Town of Big Flats.

ENCLOSED LOCATIONS

In accordance with New York State Law smoking is prohibited in all enclosed buildings, owned or leased by the Town of Big Flats.

COMPLIANCE

Visitors, clients, or customers will be told to refrain from smoking and will be respectfully informed of the Town's smoking policy. Any employee or staff member who violates the smoking policy may be subject to disciplinary action by the Town's administration.

Please Note: Intentional violation of state or local law regarding smoking may result in a civil fine from local authorities

SMOKING CESSATION

All employees and members of the public who are interested in quitting smoking are urged to contact the New York State Smokers' Quitline at 1-866-NY-QUITS (1-866-697-8487), www.nysmokefree.com or the Southern Tier Tobacco Awareness Coalition (telephone presently is 607-737-2858) for information. For free local online cessation classes, please call 211.