

Chapter 4. Smoking Prohibitions in Village Parks

Be it ordained by the Board o Village Trustees that the Woodstock Village Ordinances are amended by the addition of Chapter 4. Smoking Prohibitions in Village Parks to Title 5 HEALTH AND SAFETY as follows:

§5401. Purpose

The purpose of this ordinance is to protect the public health, safety and welfare of the community, pursuant to authority granted to the Board of Village Trustees by V.S.A. 24 2291, by prohibiting smoking in all public parks under the care and control of the Village of Woodstock.

§5402. Definitions

- (a)“Tobacco products” shall mean cigarettes, cigars, loose tobacco and other forms of tobacco suitable for smoking in a pipe or otherwise for smoking.
- (b)“Smoking” shall mean possession of lighted tobacco products.
- (c)“Parks” shall mean the following public parks where people congregate to enjoy the outdoors:
 - The Village Green
 - Tribou Parks
 - Teagle Landing
 - Vail Field
 - The Gore

(d)“Prohibited” smoking is prohibited at all referenced Village parks. The possession of lighted tobacco products in any form is prohibited in all public parks referenced in §5311.

(e)Posting of signs. The Village shall post and maintain signs advising the public that these public parks are smoke free zones. The signs shall be clear and concise and may include the international “No Smoking Symbol” of a burning cigarette inside a red circle with a diagonal red slash across the circle. The color of the sign letters shall contrast with the background color and be easily read when the signs are not the international “No Smoking” sign.

§5403. Enforcement

- (a)First offences shall be a verbal warning and a request to either extinguish the lighted tobacco products or leave the park.
- (b)The second offense shall be a written warning and a request to extinguish the lighted tobacco products and leave the park or be issued a Notice of Trespass Order.
- (c)The third and subsequent violations of this ordinance shall result in a ticket being issued for smoking in a prohibited park. Any person convicted of a violation of this chapter shall be subject to aa civil penalty, the fine of which shall be no less than fifty dollars (\$50.00) and no more than two hundred dollars (\$200.00), with a waiver penalty of fifty dollars(\$50.00) for each such violation.
- (d)All law enforcement officials duly authorized to issue Vermont Municipal Complaints are authorized to issue complaints for violations of this chapter.