



Ordinance

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

NO. 341

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA AMENDING TITLE IX, GENERAL REGULATIONS, CHAPTER 94, PARKS, OF THE CODE OF ORDINANCES BY ADDING A NEW SECTION 94.20, DESIGNATED AREAS FOR USE OF TOBACCO PRODUCTS AT CITY PARKS AND NEW SUBSECTION 94.99 (C) PENALTY FOR UNLAWFUL USE OF TOBACCO PRODUCTS AT CITY PARKS; AND PROVIDING FOR SEVERABILITY

WHEREAS, after discussion and consideration of a request by the youth of San Luis that tobacco products be banned from use in city parks, the Council has determined that it was in the best interest of the public's health and safety to ban the use of tobacco products at city parks, except in designated areas determined by staff.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of San Luis Arizona that Title IX, General Regulations, Chapter 94, Parks, of the Code of Ordinances of the City of San Luis, Arizona, is hereby amended as follows:

Section 1: That a new Section 94.20, Designated Areas for Use of Tobacco Products at City Parks, is hereby added to Chapter 94, Parks, Title IX, General Regulations, of the Code of Ordinances of the City of San Luis, Arizona, as follows:

94.20 Designated Areas for Use of Tobacco Products at City Parks

It shall be unlawful for any person or entity to use tobacco products at city parks other than in areas specifically designated for use of such products. Areas in city parks where the use of tobacco products is allowed shall be determined by staff and such areas will be indicated by the placement of signs where the use of tobacco products shall be allowed.

Section 2: That a new subsection 94.99 (C) creating a penalty for unlawful use of tobacco products is hereby added to Chapter 94, Parks, Title IX, General Regulations, Section 94.99 Penalty, of the Code of Ordinances of the City of San Luis, Arizona, as follows:

(C) *Tobacco products.* A person who violates §94.20 of this chapter is responsible for a civil offense punishable pursuant to §10.99. Each day a violation continues shall be a separate offense punishable as heretofore described.

Section 2: That if any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions hereof.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona, this _____ day of _____, 2015.

Gerardo Sanchez, Mayor

ATTEST:

Sonia Cornelio, City Clerk

APPROVED AS TO FORM

Glenn Gimbut, City Attorney