

RESOLUTION 2021 - K
RESOLUTION ESTABLISHING A NICOTINE-FREE PARKS POLICY FOR
THE CITY OF LONE TREE, IOWA

WHEREAS, Section 142D.3 of the Code of Iowa (the Smokefree Air Act) prohibits smoking in public places, including the following outdoor areas: (a) the seating areas of outdoor sports arenas and (b) the grounds of any public buildings owned or under the control of a city. Section 142D.4 establishes certain areas where smoking is not regulated, such as outdoor areas that are places of employment, except where smoking is prohibited by Section 142D.3. Section 142D.5 permits anyone having custody or control of an area otherwise exempt from the smoking prohibitions to declare the entire area as a nicotine-free place; and

WHEREAS, the City of Lone Tree, Iowa maintains public parks and public play areas for the use and enjoyment of its citizens, their families and people who visit our community; and

WHEREAS, the use of tobacco products in the proximity of children and adults utilizing the parks is detrimental to their health and can be dangerous to those using the grounds; and

WHEREAS, tobacco products, once consumed in public spaces, are often discarded on the ground requiring additional maintenance expenses, diminish the beauty of outdoor grounds, and pose a risk to toddlers, pets, and wildlife due to ingestion; and

WHEREAS, for the purpose of this policy tobacco use extends to all types of tobacco, nicotine and electronic smoking products including but not limited to cigarettes, cigars, chewing tobacco, electronic products that are not Food and Drug Administration approved to tobacco cessation.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Lone Tree, Iowa, that pursuant to the authority granted by Section 142D.5 of the Code of Iowa, tobacco use is prohibited in all City of Lone Tree parks and outdoor recreational facilities at all times. No person shall use any form of tobacco at or on any City-owned or operated outdoor park or facility, which includes, but is not limited to any park, playground, shelters and restrooms.

IT IS FURTHER RESOLVED, that this policy will be enforced in the following ways: (a) Appropriate signs shall be posted; (b) The community, especially park and facility users and staff, will be notified about this policy; (c) City officials, city employees, parents and park users are asked to help enforce compliance with this policy; and (d) Any person found violating this policy will be asked to refrain from tobacco use or leave the grounds.

This Resolution shall take immediate effect.

IT WAS MOVED BY Ronan and seconded by Zadow
that the Resolution be adopted and on roll call there were:

AYES: Baird, Ronan, Zadow

NAYS: _____

ABSENT/ABSTAIN: Wageman, Swinton

PASSED and APPROVED this 7th day of June, 2021.

ATTEST:
Stephanie Dautremont
STEPHANIE DAUTREMONT, CITY CLERK

Joanne Havel
JOANNE HAVEL, MAYOR

