

THE STATE OF ALABAMA
THE COUNTY OF BALDWIN

ORDINANCE NO. 412-89

AN ORDINANCE TO PROHIBIT SMOKING IN
MUNICIPAL BUILDINGS IN THE CITY OF FOLEY

WHEREAS, studies by the Surgeon General of the United States, the National Academy of Sciences, and other health organizations have linked passive exposure to tobacco smoke (second-hand smoke) to a variety of negative health conditions in nonsmokers; and

WHEREAS, smoking is defined as the lighting, holding or carrying of, or emitting or exhaling the smoke of, a pipe, cigar or cigarette of any kind,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Foley, Alabama, as follows:

SECTION 1: Smoking is unlawful and is prohibited in all municipal buildings in the City of Foley including, but not limited to, the City office building, the Health Department building, the fire house, jail, police station, the swimming pool, dressing rooms, restrooms and facilities, the library, senior citizens building, and civic center. Provided, however, that when the auditorium is leased to persons or an organization in charge of a function to be conducted in the auditorium, the person or organization in charge may allow smoking in the auditorium only for the period of time which it is being used by the leasing group or persons.

SECTION 2: Violation of this Ordinance may be punishable by a fine of not less than Ten Dollars (\$10.00) nor more than Five Hundred Dollars (\$500.00).

ADOPTED this 18th day of April, 1989.

Arthur C. Holk
Mayor

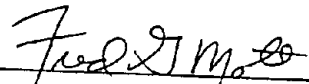
ATTEST:
Fred S. Mott
City Clerk

It was moved by Councilman Wright that all rules and regulations which, unless suspended, would prevent the immediate consideration and adoption of said Ordinance be suspended, and that unanimous consent to the immediate consideration of said Ordinance be given. The motion was seconded by Councilman Koniar and was unanimously carried, those voting "aye" being Mayor Holk, Councilmen Koniar, Wright, Schreiber and Ebert. "Nays": None. The Mayor thereupon declared the motion carried.

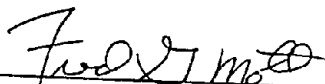
After said Ordinance had been discussed and considered in full by the Council, it was moved by Councilman Wright that said Ordinance be now placed upon its final passage and adopted. The motion was seconded by Councilman Koniar. The question being put as to the adoption of said motion and the final passage and adoption of said Ordinance, the roll was called with the following results: "Ayes": Mayor Holk, Councilmen Koniar, Wright, Schreiber and Ebert. "Nays": None.

The Mayor thereupon declared said motion carried and the Ordinance passed and adopted as introduced and read.

I, Fred G. Mott, duly appointed City Clerk of the City of Foley, Alabama, hereby certify that the above is a true and correct copy of a Ordinance duly adopted by the City of Foley Alabama, at a meeting held on April 18, 1989 and that the same appears of record in the Minute Book of said date and City. Given under my hand and Corporate Seal of the City of Foley Alabama, this the 18th day of April, 1989.


Fred G. Mott, City Clerk

"I certify that the foregoing Ordinance was published in The Onlooker, a newspaper of general circulation in the City of Foley, in its issue of May 11, 1989.


Fred G. Mott, City Clerk