

AN ORDINANCE PROHIBITING SMOKING  
IN CERTAIN PUBLIC PLACES

BE IT ORDAINED, by the City Council of the City of Fultondale, Alabama as follows:

SECTION 1. It shall be unlawful for any person to smoke or carry lighted tobacco in any form, or to use any other tobacco product whether the same be ingested by smoking or not, in any of the following areas within the municipal limits of the City of Fultondale, except as may otherwise be herein permitted:

- (1) Public Libraries
- (2) Any Council Chamber
- (3) Any municipal park facility
- (4) Any building owned by the Fultondale Gas Company

(5) Any portion of any building owned by the City of Fultondale, including, without limitation, the offices, breakrooms, restrooms, meeting rooms, stairways and any other confined areas within such buildings.

SECTION 2. That it shall be the duty of any employee of citizen who observes a person violating this Ordinance to request said offender to leave any enumerated area immediately. In case any offender shall refuse to leave any enumerated area as requested, a sworn officer shall be summoned and a warrant shall be obtained for his or her arrest. A fine of not less than \$100.00 shall be imposed upon conviction.

SECTION 3. The City Clerk, or a designated representative, is hereby authorized to erect clearly visible signs reading, "SMOKING PROHIBITED BY LAW", in each of the public places outlined in Section 1 above. The lettering of said signs shall be not less than four (4) inches in height and shall be posted in at least of two (2) areas of each public place mentioned hereinabove.

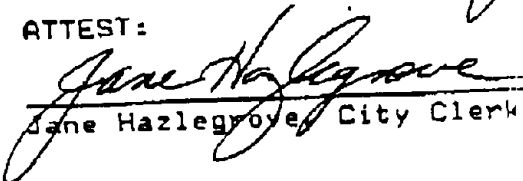
SECTION 4. The provisions of this ordinance are severable. If any part of this ordinance is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

SECTION 5. This Ordinance shall become effective on the 15th  
day of April, 1996.

ADOPTED and APPROVED this the 8th day of April, 1996.

  
John N. McCain, Mayor

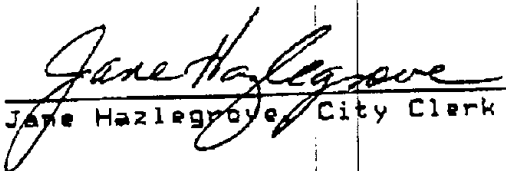
ATTEST:

  
Jane Hazlegrove, City Clerk

CERTIFICATION

I, Jane Hazlegrove, City Clerk of the City of Fultondale, Alabama, hereby certify that the above to be a true and correct copy of an Ordinance duly adopted by the City Council of the City of Fultondale, Alabama at its regular meeting held on the 8th day of April 1996, as same appears in the minutes of record of said meeting, and was thereby published by posting of same in each of the following public places, all of which are located within the corporate limits of the City of Fultondale, Alabama: 1) Fultondale City Hall Lobby, 2) Fultondale Public Library, 3) Fultondale U.S. Post Office, 4) Bank of Alabama, Fultondale branch.

Signed this the 9th day of April, 1996.

  
Jane Hazlegrove, City Clerk