

## Proposed Local Law # 5 of 2016 amending Chapter 120 PARKS AND RECREATION

- 120-4 Smoking – Free environments for all Village of Menands Parks and Playgrounds:  
Objective: To establish a policy to create a smoke-free environment for all Village of Menands Parks and Playgrounds.

Reference: New York State Public Health Law Article 13-E, N.Y. PUB. HEALTH LAW 1339-r.

Policy Statement: Tobacco-Free parks enhance visitors' enjoyment of clean air, natural beauty and healthy activities, reduce tobacco related litter, communicate a positive message to the community that tobacco use is not compatible with active, healthy living and reduces maintenance and fire risks.

- 120-5 General Information:

### Definitions:

Tobacco Products include, but are not limited to, any product containing combustible tobacco such as cigarettes, pipes, cigars, hookah; smokeless tobacco products such as chew, spit, dip and snuff; herbal cigarettes; and electronic nicotine delivery systems (any battery operated device designed to emit a nicotine vapor upon inhalation without being lit) such as e-cigarettes and vape pens.

Tobacco Use is the act of using any tobacco product and the act of smoking or carrying a lighted cigar, cigarette, pipe or other smoking material or device.

Village of Menands Parks/Playground includes: Ganser Smith Park, Hutton Street Park, Polk Switzer, and that portion of Sage Estates deemed forever wild.

- 120-6 Scope: The use of any tobacco product is prohibited in all Parks and Playgrounds located in the Village of Menands.
- 120-7 Compliance: Signage will be posted in all Parks and Playgrounds in the Village of Menands to notify the public of this ordinance.
- 120-8 Enforcement: Any violation of this chapter is hereby declared to be a nuisance. Violations include warnings for a first offense with fines of \$100 for each repeat offense.