

RESOLUTION NO. 2008 - 121

AT A SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NISKAYUNA, DULY CALLED AND HELD ON THE 12TH DAY OF JUNE, 2008 AT THE NISKAYUNA TOWN OFFICE BUILDING, ONE NISKAYUNA CIRCLE IN SAID TOWN, AT 7:00 O'CLOCK, PM, THE FOLLOWING MEMBERS WERE PRESENT:

HONORABLE	JULIE MC DONNELL MARIA P. FREUND DIANE P. O'DONNELL JOE LANDRY	COUNCILWOMAN COUNCILWOMAN COUNCILWOMAN SUPERVISOR
ABSENT:	LIZ ORZEL KASPER	COUNCILWOMAN

The meeting was duly called to order by the Supervisor.

A RESOLUTION ENACTING A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF NISKAYUNA TO PROHIBIT SMOKING IN THE NISKAYUNA TOWN PARKS

The following resolution was offered by **Councilwoman McDonnell** who moved its adoption, and seconded by **Councilwoman Freund**.

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Town Board has been considering the adoption of a Local Law to amend the Code of the Town of Niskayuna to prohibit smoking in the Niskayuna Town Parks, and

WHEREAS, a Public Hearing was held on May 27, 2008 at 7:00PM at which time all parties interested and citizens were afforded an ample opportunity to be heard.

NOW THEREFORE, be it hereby

RESOLVED, that this Town Board does hereby adopt and enact a Local Law to be known as Local Law No. 5 (2008) as follows:

LOCAL LAW NO. 5 (2008)

**A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF NISKAYUNA,
CHAPTER 147 PARKS AND RECREATION AREAS**

Be it enacted by the Town Board of the Town of Niskayuna as follows:

SECTION 1. The Code of the Town of Niskayuna, Chapter 147, Article II – GENERAL RULES AND REGULATIONS is amended as follows:

A. Section 147-5 is amended to add the following sub-section:

H. Smoking is expressly prohibited within the confines of any Niskayuna Town Park. "Smoking" means inhaling, exhaling, burning or carrying any lighted cigar, cigarette, pipe, or any form of lighted object or device which contains tobacco.

SECTION 2. This Local Law shall take effect as provided in Section 27 of the Municipal Home Rule Law.

UPON ROLL CALL THE FOREGOING RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTE:

COUNCILWOMAN MC DONNELL	VOTING	AYE
COUNCILWOMAN FREUND	VOTING	AYE
COUNCILWOMAN O'DONNELL	VOTING	AYE
SUPERVISOR LANDRY	VOTING	AYE

THE SUPERVISOR DECLARED THE SAME DULY ADOPTED.