

ORDINANCE 2023-03

AN ORDINANCE AMENDING SECTION 521.10 OF THE HIRAM CODIFIED ORDINANCES TO PROHIBIT SMOKING IN VILLAGE OWNED PARKS.

WHEREAS, the Village of Hiram owns and operates a number of parks and recreation areas; and

WHEREAS, the Council of the Village of Hiram acknowledges that the voters of the State of Ohio approved a smoking ban in November of 2006 which prohibits smoking in public places and places of employment; and

WHEREAS, the Council of the Village of Hiram recognizes the health hazards associated with exposure to second-hand smoke, even such limited amounts of second-hand smoke as may occur outdoors; and

WHEREAS, Ohio Revised Code 3794.05 expressly authorizes the owner of property which is not otherwise non-smoking to be declared a non-smoking area.

NOW THEREFORE, BE IT ORDAINED, by the Council of the Village of Hiram, Portage County, Ohio, a majority of the members thereto concurring that:

SECTION 1: Hiram Codified Ordinance section 521.10(c) as it is presently enacted is hereby repealed.

SECTION 2: The following Hiram Codified Ordinance section 521.10(c) is hereby enacted: "No person shall smoke in the area of all parks and recreation areas owned, operated or managed by the Village of Hiram."

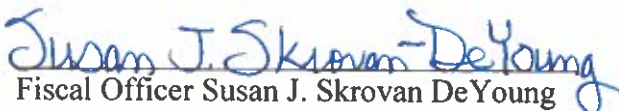
SECTION 3: Section 521.10(d) of the Hiram Codified Ordinances is hereby amended to read: "No person shall smoke in any area designated as a no smoking area in accordance with subsections (b) and (c) hereof."

SECTION 4: The Village Administrator is directed to obtain and post no smoking area signs in compliance with Ohio Revised Code section 3794.06 and Ohio Administrative Code section 3701-52-06 and post these signs in all parks and recreation areas owned, operated or managed by the Village of Hiram.

SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that the deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Revised Code of the State of Ohio.

First Reading: February 14, 2023  
Second Reading: March 14, 2023  
Third Reading and Passage: April 11, 2023

ATTEST:

  
Fiscal Officer Susan J. Skrovan DeYoung

Approved as to form:

  
Village Solicitor Thomas Reitz

  
Mayor Lou Bertrand

I SUSAN, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing ~~Resolution or Ordinance~~ No. 2023-03 has been duly posted in the required 5 places.

4/13/2023   
Date Fiscal Officer, Village of Hiram