

AN ORDINANCE PROHIBITING THE USE OF TOBACCO
PRODUCTS AND E-CIGARETTE DEVICES IN OUTDOOR
CITY PARKS AND RECREATIONAL FACILITIES.

WHEREAS, the City of Bel Aire believes that tobacco and e-cigarette device use in the proximity of children and adults engaging in or watching outdoor recreational activities at City-owned or operated facilities is detrimental to their health; and

WHEREAS, the City of Bel Aire has a unique opportunity to create and sustain an environment that supports a non-tobacco and non-e-cigarette norm through a Tobacco and E-cigarette Free Policy, rule enforcement, and adult-peer role modeling on city-owned outdoor recreational facilities; and

WHEREAS, the City of Bel Aire believes that parents, leaders, and officials involved in recreation are role models for youth and can have a positive effect on the lifestyle choices they make; and

WHEREAS, the tobacco and e-cigarette industries advertise at and sponsor recreational events in order to foster a connection between tobacco or e-cigarette use and recreation; and

WHEREAS, cigarettes, once consumed in public spaces, are often discarded on the ground which diminishes the beauty of the City's recreational facilities, poses a risk to toddlers due to ingestion and requires additional maintenance expenses.

**NOW, THEREFORE, BE IT ORDAINED BY THE
GOVERNING BODY OF THE CITY OF BEL AIRE,
SEDGWICK COUNTY, KANSAS:**

SECTION I. Tobacco and e-cigarette use is prohibited in outdoor recreational facilities in the City of Bel Aire, Kansas.

(a) It shall be unlawful for any person to use any form of tobacco or e-cigarette at or on any City-owned or operated outdoor

recreational facilities. This includes but is not limited to playgrounds, athletic fields, aquatic areas, parks, walking trails, restrooms, and spectator or concession areas.

(b) Any person found to be in violation of this section shall be subject to immediate ejection from City parks or recreational facilities by management or Bel Aire Police.

(c) Tobacco use shall be defined as ingestion of any product containing, made, or derived from tobacco or containing nicotine, whether synthetically produced or derived from any other source that is intended for human consumption.

(d) E-cigarette use shall be defined as the ingestion of nicotine or other substances used in any electronic or battery-powered device/vaporizer that simulates tobacco smoking or vaping by producing an aerosol that resembles smoke, vapor or any component thereof.

SECTION II. This ordinance shall be in full force and effect from and after its adoption and publication as provided by law.

