

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 10-502 OF ARTICLE V, CHAPTER 10 OF THE CODE OF CITY OF NORMAN AMENDING THE DEFINITION OF PUBLIC PARK AND ADDING DEFINITIONS FOR VAPING AND VAPOR PRODUCT; AMENDING SECTION 10-503 TO PROHIBIT SMOKING OR VAPING ON ANY MUNICIPAL PROPERTY; AND PROVIDING FOR THE SEVERABILITY THEREOF.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

§ 1. THAT Section 10-502 of Chapter 10 of the Code of Ordinances of the City of Norman shall be amended to read as follows:

\* \* \*

*Public park:* All ~~unenclosed~~ areas of a park or playground that is owned and operated by the City of Norman to which members of the general public have been granted a right to access. ~~"Public park" shall exclude parking lots located on the same property as a park or playground, and the Westwood Golf Course.~~

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*Vaping:* The using of a vapor product.

*Vapor product:* Any noncombustible product that may or may not contain nicotine, THC or marijuana, that employs a mechanical heating element, battery, electronic circuit, or other mechanism, regardless of shape or size, that can be used to produce a vapor in a solution or other form. Vapor product shall include any vapor cartridge or other container with or without nicotine, THC or marijuana or other form that is intended to be used with an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device any vapor cartridge or other container of a solution, that may nor may not contain nicotine, marijuana or THC, that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, or electronic device.

§ 2. THAT Section 10-503 of Chapter 10 of the Code of Ordinances of the City of Norman shall be amended to read as follows:

Sec. 10-503. – Smoking and vaping in certain public places prohibited.

- (1) Except where specifically allowed by law, no person shall smoke tobacco or marijuana or vape marijuana in a public place, in an indoor workplace, in any vehicle providing public transportation, or at a meeting of a public body.
- (2) All buildings, or portions thereof owned or operated by this municipality shall be designated as non-smoking and non-vaping.

- (3) No smoking or vaping of tobacco or marijuana ~~or vaping marijuana~~ shall be allowed within twenty-five (25) feet of the entrance or exit of any building specified in subsection (2) of this section.
- (4) No smoking or vaping of tobacco or marijuana ~~or vaping marijuana~~ shall be allowed on the grounds of any City-owned public parks ~~excluding the parking lots of any public park or playground and the Westwood Golf Course.~~

\* \* \*

§ 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance, except that the effective date provision shall not be severable from the operative provisions of the ordinance.

ADOPTED this \_\_\_\_\_ day  
of \_\_\_\_\_, 2022.

NOT ADOPTED this \_\_\_\_\_ day  
of \_\_\_\_\_, 2022.

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Larry Heikkila, Mayor

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Larry Heikkila, Mayor

ATTEST:

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Brenda Hall, City Clerk