

**AMELIA VILLAGE, OHIO**  
**Ordinance O-2017-35**

**ORDINANCE PROHIBITING SMOKING CIGARETTES AND CIGARS, VAPING,  
ELECTRONIC CIGARETTES AND THE USE OF TOBACCO AND OTHER  
SMOKELESS TOBACCO ON IN VILLAGE PARKS,  
AND DECLARING AN EMERGENCY**

**WHEREAS**, The Village Council of Amelia Village (the “Village Council”) desires to protect the residents of Amelia Village (the “Village”) from the harmful effects of using cigarettes, cigars, nicotine, vaping, electronic cigarettes and the use of tobacco and other smokeless tobacco; and

**WHEREAS**, cigarettes and cigars, once consumed in Village parks, are often discarded on the ground requiring additional maintenance expenses and diminishes the beauty of Village parks; and

**WHEREAS**, Village Council believes that it is in the best interest of the residents of the Village and further believes that it will promote the health, safety and welfare of the residents of the Village to prohibit the use of nicotine, tobacco and certain tobacco related products in all Village parks.

**NOW, THEREFORE**, be it ordained by the Council of Amelia Village, Clermont County, Ohio, that;

**SECTION 1.** Village Council hereby determines that it is in the best interest of the residents of the Village and further believes that it will promote the health, safety and welfare of the residents of the Village to prohibit the use of any and all Tobacco Products in all Village parks.

**SECTION 2.** For purposes of this Ordinance, the term “Tobacco Products” shall include any manufactured product containing tobacco or nicotine, including, but not limited to, cigarettes, cigars, pipe tobacco, snuff, chewing tobacco, dipping tobacco, bidis, snus, dissolvable tobacco products, and all electronic cigarette cartridges and products.

**SECTION 3.** For purposes of this Ordinance, the term “Village Parks” shall include any and all parks, owned by Amelia Village, Clermont County, Ohio.

**SECTION 4.** Any person in violation of his Ordinance shall receive a warning for a first time violation. Thereafter, any violation of this Ordinance shall be a minor misdemeanor.

**SECTION 5.** That Village Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of Village Council, and that all deliberations of Village Council and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 6.** That this Ordinance is hereby declared to be an emergency measure for the preservation of the public peace, health, safety and general welfare of the Village. The reason for such necessity is that this will allow for the protection of the health and safety of the residents of Amelia Village. Therefore, provided this emergency Ordinance receives the affirmative vote of two-thirds of all members elected to Village Council, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

MR. CAMPBELL moved to suspend the rules requiring two readings on two separate dates.

MS. DANIEL seconded the motion.

	Yea	Nay	Absent
Derrick Campbell.....	<u>  X  </u>	_____	_____
Delores Daniel.....	<u>  X  </u>	_____	_____
Douglas Fischer .....	<u>  X  </u>	_____	_____
Clayton Fite.....	<u>  X  </u>	_____	_____
Javier Melendez.....	<u>  X  </u>	_____	_____
Regina Rumke.....	_____	_____	<u>  X  </u>

MR. CAMPBELL moved for the adoption of the Ordinance.

MS. DANIEL seconded the motion.

	Yea	Nay	Absent
Derrick Campbell.....	<u>  X  </u>	_____	_____
Delores Daniel.....	<u>  X  </u>	_____	_____
Douglas Fischer .....	<u>  X  </u>	_____	_____
Clayton Fite.....	<u>  X  </u>	_____	_____
Javier Melendez.....	<u>  X  </u>	_____	_____
Regina Rumke.....	_____	_____	<u>  X  </u>

MR. CAMPBELL moved for the adoption of the emergency clause.

MS. DANIEL seconded the motion.

Adopted December 12, 2017



Regina Rumke, Clerk Pro-Tempore



Todd Hart, Mayor

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