

ORDINANCE 05-2020
AMENDING CHAPTER
224 OF THE
VILLAGE OF COTTAGE GROVE MUNICIPAL CODE

The Village Board for the Village of Cottage Grove, Dane County Wisconsin, does hereby ordain as follows:

PROHIBITION OF SMOKING IN PUBLIC PLACES.

Creation of Section 224-6 of the Village of Cottage Grove Municipal Code as follows:

Prohibition of Smoking in Public Places.

A. Definitions

1. "Smoke" means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form, and includes the use of an electronic delivery device.
2. "Electronic delivery device" means any product containing or delivering nicotine or any other substance intended for human consumption that may be used by a person through inhalation of vapor or aerosol from the product. This includes any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, or vape pen, or under any other product name or descriptor.

B. No person may smoke in any of the following places:

1. Anyplace where smoking is prohibited by Wis. Stats. § 101.123(2) as in effect on July 5, 2010.
2. Within fifteen (15) feet of any public building entrance.
3. Within all buildings and equipment owned, leased, or rented by the Village. Facilities specifically included within the scope of this section, but not limited thereto, are Village-owned facilities such as the Village Hall, Police Department, or municipal buildings.
4. Within Village Parks.
5. Persons in charge of a restaurant, tavern, private club, or retail establishment may establish outside smoking areas where customers, employees, or persons associated with the restaurant, tavern, private club, or retail establishment may smoke. Such places shall be established a reasonable distance from any entrance, open window, or vent leading inside the restaurant, tavern, private club, or retail establishment.

C. The prohibitions in subsection B. shall not apply to any place identified in Wis. Stats. § 101.123(3) as in effect on July 5, 2010.

EFFECTIVE DATE

This ordinance shall take effect upon compliance with the publication/posting requirements of the Wisconsin Statutes.

Adopted this _____ day of _____, 2020.

BY ORDER OF THE VILLAGE BOARD
VILLAGE OF COTTAGE GROVE

John Williams, Village President

Attest:

Lisa Kalata, Village Clerk