

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAHAM, ADDING CHAPTER 12,
ARTICLE I, SEC. 12-14 TO 12-19 TO THE CODE OF ORDINANCES OF THE CITY OF GRAHAM,
NORTH CAROLINA**

The City Council of the City of Graham, North Carolina, does ORDAIN:

Sec. 1. That the Code of Ordinances, City of Graham, North Carolina, is hereby amended by adding a section, to be numbered 12-14 to 12-19, which said section read as follows:

Chapter 12 - OFFENSES AND MISCELLANEOUS PROVISIONS

ARTICLE I. - IN GENERAL

ADD: Sec. 12-14. – Smoking prohibited in municipal buildings, on municipal grounds.

It shall be unlawful for any person to smoke, carry a lighted tobacco product, vape or otherwise use e-cigarettes; in any building or facility or the grounds of any building or facility, or portion thereof, now or hereafter owned, leased, operated, occupied, managed or controlled by the city.

Sec. 12-15. - Smoking prohibited in municipal vehicles.

It shall be unlawful for any person to smoke or carry a lighted cigarette, lighted cigar or lighted pipe, or any other lighted tobacco product including the use of e-cigarettes, in any vehicle now or hereafter owned or leased by the city.

Sec. 12-16. - Regulation of smoking in public places.

- (a) It shall be unlawful for any person to smoke or carry a lighted cigarette, lighted cigar or lighted pipe, or any other lighted tobacco product including the use of e-cigarettes, in a public place as defined by NCGS 130A-492 (14), or portion thereof, wherein the owner or operator thereof has designated the premises or portion thereof a nonsmoking area and posted notice.
- (b) Clear and conspicuous signs shall be posted in every building and facility and/or grounds wherein smoking is regulated by this article as follows:
 - (1) The signs may contain the international "No Smoking" symbol, (consisting of a pictorial representation of a burning cigarette enclosed in a circle with a bar across it).
 - (2) Signs shall be conspicuously posted in a position clearly visible on entry into every building, facility and/or grounds wherein smoking is regulated or prohibited.
- (c) It shall be unlawful for any person to remove to deface any placard or sign erected by or under the authority of this section.

Sec. 12-19. - Penalties.

Continuing to smoke, including the use of e-cigarettes in violation of this article constitutes an infraction, and the person committing the infraction may be punished by a fine of not more than \$50.00.

Sec. 2. That this Ordinance shall be in full force and effect from and after its passage, approval and publication, as provided by law

This the _____ day of _____, 2017.

Mayor

ATTEST:

City Clerk