

CHAPTER 8

Offenses Involving Smoking

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SEC. 10-8-1 DEFINITIONS

For the purpose of this chapter, the following definitions will apply:

- (a) "Smoke" means to carry a lighted cigar, lighted cigarette, pipe or other lighted smoking equipment.

SEC. 10-8-2 PROHIBITED SMOKING IN DESIGNATED PLACES

Except as otherwise provided, it shall be unlawful for any person to smoke in the place(s) designated below:

- (a) City owned or leased motor vehicles and motorized equipment with enclosed cabs

SEC. 10-8-3 STATE LAW ADOPTED

The City finds that it is in the interests of the health, safety and welfare of the community to adopt by reference Sec. 101.123 Wis. Stats., and subsequent amendments, additions, and recodifications. It is the intent of the City that where there may be conflict between Sec. 101.123 Wis. Stats. and this Chapter, that the most restrictive provision shall apply. This Chapter shall not be construed to mean that discipline of City employees for violations of laws, rules and regulations is only authorized where explicitly provided by ordinance.

SEC. 10-8-4 PENALTIES

- (a) Unless otherwise specified, any person who violates any of the provisions of this Chapter may be subject to a forfeiture of not less than Ten dollars (\$10) nor more than one hundred dollars (\$100).

- (b) The penalties provided by Sec. 101.123 Wis. Stats. shall be in addition to the penalties provided for violation of this Chapter when a person has violated both laws. In addition to the penalties provided by this Chapter and Sec. 101.123 Wis. Stats., and City employee who violates any provision of this Ordinance and Sec. 101.123 Wis. Stats. may also be subject to discipline by his or her employer.