

Ordinance 04-06-15-01
An Ordinance Amending Sections 42-122(a), (b), and (c)(1) of the Village of Fontana on Geneva Lake Municipal Code Regarding Use of cigarettes, tobacco products.

The Board of Trustees for the Village of Fontana on Geneva Lake, Walworth County, Wisconsin, do ordain as follows:

Section 1. Sections 42-122 (a), (b), and (c)(1) of the Municipal Code of the Village of Fontana on Geneva Lake are hereby amended as follows:

Sec. 42-122. - Use of cigarettes, tobacco products.

- (a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:
Smoke or smoking means the act of burning any tobacco product, weed, nicotine, filler or plant of any kind in a cigarette, cigar, pipe, E-cigarette or in any other device.
- (b) *State law adopted by reference.* The provisions of Wis. Stats. § ~~938.983~~ 254.92, relating to the use of cigarettes and tobacco products, are adopted as a portion of this section except as otherwise lawfully provided by ordinance.
- (c) *Smoking prohibition, Little Foot Playground and the municipal beach.*
1. The board recognizes the right and need for those who wish to breathe smoke-free air and finds and declares that the smoke of tobacco, tobacco-related products and tobacco substitutes, nicotine, fillers and other plants or weeds is a hazard to the health of the general public. Accordingly, it has been determined that the health, safety and welfare of the residents of the village would be furthered by the regulation of smoking in Little Foot Playground and the municipal beach, which includes all the land from the intersection of Lake Street and Fontana Boulevard to Harvard Avenue.

Section 2. Effective Date: This ordinance shall be in full force and effect upon its passage approval, and publication as required by law.

Passed and Adopted by the Village Board of the Village of Fontana on Geneva Lake, Walworth County, WI this 6th day of April, 2015.

Village Board of the Village of Fontana on
Geneva Lake

By: _____
Arvid Petersen, Village President

Attest: _____
Theresa Linneman, Village Clerk