

Ordinance #260
Smoking and other Activities Prohibited
Public Hearing September 20, 2021
Town Hall Annex, 7:00 p.m.

Sec. 50-1 – Smoking and other activities prohibited.

No person shall smoke tobacco or cannabis products, or use any type of vaping device which allows, or facilitates, any tobacco or cannabis product to be inhaled on any property, or in any building or portion of a building, owned, operated or leased by the Town of Coventry. Any Town police officer, or constable, is authorized to issue an infraction for a violation of this section.

Violation of this section shall be punishable by a fine of \$100.00 for the first offense and \$250.00 for every subsequent offense.

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BE IT HEREBY ORDAINED THAT:

NO SMOKING, VAPING OR OTHER TOBACCO OR CANNABIS USE

1. Pursuant to the authority set forth in Connecticut General Statutes ("C.G.S.") § 7-148 (c)(H)(xvi), and notwithstanding the provisions of C.G.S. § 31-40q, no person shall smoke, burn, vape, consume or otherwise use any tobacco product, cannabis, hemp or vape product in any form whatsoever within, on or upon, whether inside or outside, any property, building or facility, owned, operated, leased or controlled by the Town of Brooklyn, including but not limited to: any portion of any building, facility, establishment, school building, school grounds, park, playground, vehicle, recreation area, athletic facility, trail, area of assembly, grounds, beach, sidewalk or other property which is owned, operated, leased or controlled by the Town of Brooklyn or within twenty-five feet of any doorway, operable window or air intake vent of any such facility, building or establishment, including, without limitation, through smoking, burning, vaping, consuming or otherwise using any lighted cigarette, cigar, pipe, electronic nicotine delivery system, electronic cigarette liquid, electronic cannabis delivery system, liquid nicotine container, vapor product or other similar device or product. The Town deems all activities prohibited herein to be deleterious to public health.
2. The Town shall install, or cause to be installed, a sign or signs in a conspicuous area to reasonably warn persons that such area is subject to this Section.
3. As used in this Section:
 - (a) "Cannabis" means marijuana, as defined in C.G.S. § 21a-240;
 - (b) "Hemp" has the same meaning as provided in C.G.S. § 22-61f;
 - (c) "Smoke" or "smoking" means the burning of a lighted cigarette, cigar, pipe or any other similar device, whether containing, wholly or in part, tobacco, cannabis or hemp;
 - (d) "Tobacco product" means any substance that contains tobacco, including but not limited to, cigarettes, cigars, pipe tobacco or chewing tobacco; and
 - (e) The terms "electronic nicotine delivery system", "electronic cigarette liquid", "electronic cannabis delivery system", "liquid nicotine container" and "vapor product" shall have the same meanings as assigned to such terms, respectively, in C.G.S. § 19a-342a, as amended.
4. Any person committing any act prohibited by this Section shall be in violation of this Section. Without limitation of other remedies available to the Town for violation of this Section, any person violating any provision of this Section shall be subject to a fine of \$50.00 for each violation. Each violation of this Section shall constitute a separate offense, subject to the prescribed fine for each such violation.
5. The Town of Brooklyn, by and through its Connecticut State Police Resident State Trooper, is hereby authorized and directed to enforce the terms of this Section.
6. Nothing in this Section shall preempt or limit any applicable provisions of applicable State or local law, as from time to time amended, including but not limited to C.G.S. §§ 19a-342 or 19a-342a.

7. This ordinance shall become effective fifteen (15) days following publication of its approval thereof in a newspaper having a circulation in the Town of Brooklyn.