

ORDINANCE No. 3916

**AN ORDINANCE AMENDING ORDINANCE NO. 2645, THE ORDINANCE REGULATING
PUBLIC PARKS; AND DECLARING AN EFFECTIVE DATE;**

Whereas, to provide for safety and the welfare and health of the community, the City finds that the ban of tobacco and related products in City public parks is appropriate;

NOW THEREFORE, THE CITY OF PENDLETON ORDAINS AS FOLLOWS:

Section 1. Amendment. Ordinance 2645 shall be amended as follows:

A. Section 2, Subsection K shall be amended as follows:

“K. Tobacco prohibited. No person shall use tobacco products, nor shall they smoke, aerosolize, or vaporize tobacco or any other inhalants, or carry a lighted smoking instrument or activated inhalant delivery system in all public places on all public parks properties, including city-owned cemeteries,

(a) For purposes of this Ordinance the following definitions will apply:

(1) “Tobacco products” include cigarettes and all other forms of tobacco, including cigars pipes, chewing tobacco, and snuff, as well as any product containing nicotine that is not an FDA-approved nicotine cessation device.


(2) “Inhalant” means nicotine, a cannabinoid or any other substance that: (a) Is in a form that allows the nicotine, cannabinoid or substance to be delivered into a person’s respiratory system; (b) Is inhaled for the purpose of delivering the nicotine, cannabinoid or other substance into a person’s respiratory system.

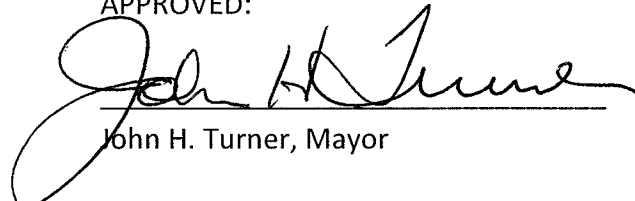
(3) “Inhalant delivery system” means a device that can be used to deliver nicotine or cannabinoids in the form of a vapor or aerosol to a person inhaling from the device.”

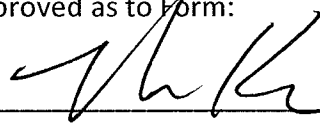
(b) For the period beginning November 17, 2017 and ending May 15, 2018, there shall be a moratorium on citation for violation of this ordinance, and the City Parks Department will engage in tobacco use education services in coordination with the Umatilla county Public Health Department.

Effective Date and Sunset Provision. This Ordinance shall become effective after November 17, 2017 and will expire on the last day of November 2019, unless further legislative action is taken to extend the law.

PASSED by the City Council and approved by the Mayor on October 17, 2017.

ATTEST: 
Andrea Denton, City Recorder

APPROVED:

John H. Turner, Mayor

Approved as to Form:

Nancy Kerns, City Attorney

