

**ORDINANCE PROHIBITING SMOKING**  
**IN THE CITY PARKS OF THE CITY OF SALTILLO, MISSISSIPPI**

WHEREAS, pursuant to the authority of Miss. Code Ann. § 21-19-1 (1972), as amended, the Mayor and Board of Aldermen of the City of Saltillo, Mississippi find that it is appropriate and in the best interest of the City of Saltillo, Mississippi to establish an ordinance prohibiting smoking in the City Parks of the City of Saltillo, Mississippi.

**BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF SALTILLO, MISSISSIPPI, AS FOLLOWS:**

**NOW, THEREFORE, IT IS HEREBY ORDAINED AS FOLLOWS:**

**Section I. Intent**

The Mayor and Board of Aldermen find and declare that the purposes of this ordinance are to protect the public health and welfare by prohibiting smoking in the City Parks of the City of Saltillo, Mississippi, and to ensure a smoke free environment for all guests, spectators and participants at sporting events or other functions, activities and opportunities within City Parks.

**Section II. Prohibition of Smoking within City Parks and definitions**

Smoking shall be and is hereby prohibited within the City Parks of the City of Saltillo, Mississippi.

For the purposes of this Ordinance, "smoking" is defined as inhaling, exhaling, burning, or carrying any lighted cigar, cigarette, pipe, or other lighted tobacco product in any manner or in any form. "City Parks" is defined as those parks owned or maintained or operated by the City of Saltillo, Mississippi, and includes, but is not limited to, W. K. Webb Sports Complex, Wesson Park and Saltillo City Park.

**Section III. Notice**

In addition to any and all notice as required by applicable law as to the passage of this ordinance, the City of Saltillo, Mississippi, through the Park and Recreations Department, shall erect, construct and post "No Smoking" signs or the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it) at each and every entrance of the City Parks in a clear and conspicuous manner.

**Section IV. Violations and Fines**

A person who violates any provision of this ordinance shall be guilty of a misdemeanor, punishable by a fine not exceeding Fifty Dollars (\$50.00).

**Section V. Severability, Conflict, Effective Date, and Publication & Recording**

(A) Severability. Should any section, clause, paragraph, provision, or part of this ordinance for any reason be held invalid or unconstitutional by any court of competent jurisdiction, this act shall not affect the validity of any other section, clause, paragraph, provision, or part of this ordinance. All provisions of this ordinance shall be considered separate provisions, and completely severable from all other portions.

(B) Conflict. In any case where a provision of this ordinance is found to be in conflict with a provision of any other ordinance or code of the City of Saltillo, Mississippi, existing on the effective date of the ordinance, the provisions of this ordinance shall take precedence.

(C) Effective Date. This Ordinance shall become effective upon publication and after one (1) month from the date of passage.

(D) Publication & Recording. The City Clerk is instructed to publish this ordinance one time in the Northeast Mississippi Daily Journal and to obtain proof of publication thereof and record this ordinance in the ordinance book.

**Section VI. Adoption and Certification**


**UPON MOTION** of Alderman Jewell Webb, duly seconded by Alderman Terry Glidewell, the aforesaid ordinance was put to a vote with Aldermen voting as follows:


ALDERMEN VOTING "YEA": Mitch Brazeal  
Terry Glidewell  
Scott Knight  
Jewell Webb  
Brad Woodcock

ALDERMEN VOTING "NAY":

ALDERMEN ABSENT OR NOT VOTING:

**ORDAINED AND ADOPTED** this the 17th day of May, 2011, at the Regular Meeting of the Mayor and Board of Aldermen of the City of Saltillo, Mississippi.

  
BILL WILLIAMS, Mayor  
City of Saltillo, Mississippi

  
MARY PARKER, City Clerk  
City of Saltillo, Mississippi

(SEAL)



NOTE: This ordinance was approved and adopted by the Mayor and Board of Alderman at their Regular Meeting on May 17<sup>th</sup>, 2011 and appears in Minute Book 3 at pages 46.

