

ORDINANCE No. 743A
ORDINANCE ADOPTING THE STATEWIDE SMOKING BAN

The Common Council of the City of Mineral Point does ordain as follows:

Section 92.53 of Title XI of the Municipal Code is hereby created, to read as follows:

Section 19.53 Statewide Smoking Ban

- (A.) Smoking Ban Adopted. The City hereby adopts, by reference, the provisions of Wis. Stat. Section 101.123, Smoking Prohibited, pertaining to the statewide smoking ban.
- (B.) Definitions. For purposes of enforcing the smoking ban in the City of Mineral Point, the following definition shall apply instead of the definition found in State Statutes:

“Enclosed place” shall mean all space between a floor and a ceiling that is bounded by walls, doors, or windows, whether open or closed, covering more than 50% of the combined surface area of the vertical planes constituting the perimeter of the area. A wall includes any retractable divider, garage door, or other physical barrier, whether temporary or permanent. A 0.011 gauge screen with an 18 x 16 mesh count is not a wall.

- (C.) Inspection and Enforcement. Law enforcement officers shall have the power to enter any premises subject to the smoking ban under State law to ascertain whether the premises are in compliance with this Section, and take appropriate enforcement action pursuant to Section 101.123.

Adopted at the regular meeting of the Common Council of the City of Mineral Point, held on December 7, 2010, at the Mineral Point Senior Citizens' Center, in the City of Mineral Point, Iowa County, Wisconsin.

This ordinance shall be in full force and effect upon passage and publication as provided by law.

Dated this 7th day of December, 2010.

APPROVED



Gregory Bennett, Mayor

ATTEST



Debi Heisner, City Administrator/ Clerk/ Treasurer