

ORDINANCE 2019-06

Adding Electronic Smoking Devices and Hookahs to the Town Code, Chapter 6, Article 16: Non Smoking Areas

WHEREAS, electronic smoking devices and hookahs have health risks associated with their consumption and are similar to the smoking of tobacco products,

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF AVON, INDIANA AS FOLLOWS:

The following amendments are made to the Town Code: Chapter 6, Article 16: Non Smoking Areas, Section 2-245 Definitions:

“Electronic Smoking Device” means any product containing or delivering nicotine or any other substance intended for human consumption that can be used by a person in any manner for the purpose of inhaling vapor or aerosol from the product. The term includes any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, or vape pen, or under any other product name or descriptor.

“Hookah” means a water pipe and any associated products and devices which are used to produce fumes, smoke and/or vapor from the burning of material including, but not limited to, tobacco, shisha, or other plant matter.

“Smoke” or “Smoking” means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form. “Smoking” also includes the use of an electronic smoking device which creates an aerosol or vapor, in any manner or in any form, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this Chapter.

Section 2. This ordinance shall be effective on the date of adoption.

This ordinance is hereby passed and adopted this 11th day of April , 2019.

TOWN COUNCIL OF AVON, INDIANA

Marcus Turner, President
Steve Eisenbarth, Vice President
Dawn Lowden
Aaron Tevebaugh
Greg Zusan

Attested by Sharon K. Howell, Clerk-Treasurer