

ORDINANCE

TO ENACT A NEW CITY ORDINANCE REGULATING SMOKING IN PUBLIC PLACES BY REPEALING THE EXISTING ARTICLE IV OF CHAPTER 16 AND PROVIDING IN ITS PLACE MORE COMPREHENSIVE PROVISIONS PROTECTING THE PUBLIC AGAINST THE HARMFUL EFFECTS OF SECONDARY SMOKE.

WHEREAS, the City of Greenville was the first jurisdiction in South Carolina to address the harmful effects of secondary smoke in places frequented by the public at large by enacting in 1987 Ordinance No.87-79, which is now codified as amended as Article IV, "Smoking in Public Places" of Chapter 16, "Environment," of the City Code; and

WHEREAS, the existing ordinance has protected the health and safety of the public at large to a substantial degree and has improved significantly the City of Greenville's quality of life, which in turn contributes to the City's being a liveable community and having success in economic development;

WHEREAS, upon assessing current conditions and more recent medical findings made by authoritative sources, Council has determined that neither the state's Clean Indoor Air Act nor the City's existing ordinance sufficiently addresses the pressing public health issues and quality of life considerations arising from the harmful effects of secondary smoke, and additional action by City Council is necessary and proper;

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GREENVILLE, SOUTH CAROLINA

**Section 1. Repeal**

Article IV, "Smoking in Public Places," of Chapter 16, "Environment," of the Greenville City Code is repealed in its entirety. Upon the effective date of this ordinance the provisions shall no longer have the force and effect of law.

**Section 2. Enactment and effective dates.**

The provisions contained in the attached exhibit shall be enacted as the new Article IV, which shall be titled "Smoking in Public Places and Places of Employment," and contained in Chapter 16, "Environment." The exhibit is incorporated herein by reference. The effective date shall be twelve noon January 1, 2007. Notwithstanding the effective date for the ordinance as a whole, the effective date for provisions relating to parades and special events shall apply to the 2006 Christmas Parade.