

**ORDINANCE NO. 2013-07**

**AN ORDINANCE TO ESTABLISH CITY HALL AND THE  
SURROUNDING CITY PROPERTY AS A DESIGNATED SMOKE FREE  
CAMPUS**

**WHEREAS**, Arkansas State Statute provides the governing body to establish rules, by-law, ordinances, procedures and writings and

**WHEREAS**, the City Council of the City of Bull Shoals, Arkansas has determined that it is in the best interest of the City to prohibit both smoking inside and outside the premises of City Hall.

**NOW THEREFORE, BE IT ORDAINED** by the City Council of the City of Bull Shoals, County of Marion, Arkansas:

**SECTION 1.** Smoking of tobacco products is prohibited anywhere inside the City Hall Complex and the C.S. Woods Community Center.

**SECTION 2.** Smoking of tobacco products is prohibited within thirty (30) feet of an entrance to City Hall or the C.S. Woods Community Center

**SECTION 3.** Smoking of tobacco products is prohibited within any vehicle parked and/or standing within thirty (30) feet of an entrance to City Hall and the C.S. Woods Community Center.

**SECTION 4.** Any person convicted for a violation of this Ordinance shall be deemed guilty of a misdemeanor. A.S.A. 14-55-504 limits municipal fines at this time to One Thousand Dollars (\$1,000.00) for the first offense or Two Thousand Dollars (\$2,000.00) for a repeat violation, but a fine not to exceed Five Hundred Dollars (\$500.00) per day for each day the violation continues. In addition any person convicted for a violation of the provision of this Ordinance may be imprisoned in accordance with A.S.A. 14-55-602.

**SECTION 5.** The power of enforcement is dedicated in A.S.A. 14-55-601 through 14-55-608. The remedies include prosecution or a civil action to recover fines.

**Page Two (2) of Ordinance No. 2013-07**

**SEVERABILITY:** If any provision, clause, sentence, paragraph or section of this Ordinance or application thereof shall be held invalid by a court of competent jurisdiction, such invalidity shall not affect the other provision(s) of this Ordinance which can be given effect without the invalid provision(s) or application and to this end the provision(s) of this Ordinance are declared severable.

**THIS ORDINANCE WILL BE IN FULL FORCE UPON PASSAGE,  
POSTING OF THE ORDINANCE AND SIGNAGE ERECTED.**

**PASSED AND ADOPTED** by the City Council of the city of Bull Shoals,  
Arkansas on this 31<sup>st</sup> day of October, 2013

**APPROVED:** *Bruce E. Powell*  
Bruce E. Powell – Mayor

**ATTESTED:** *Jenny Hargleroad*  
Jenny Hargleroad – Recorder/Treasurer

Posted: 11/6/13, 2013

Posted By: *D. [Signature]*