

MONTGOMERY COUNTY BOARD OF COMMISSIONERS

ORDINANCE 2015-2

**AN ORDINANCE AMENDING THE COUNTY'S
ORDINANCES WHICH PROHIBITS SMOKING IN COUNTY BUILDINGS**

WHEREAS, the Section 36.04 of the Montgomery County Code of Ordinances prohibits smoking in all county buildings, except in designated areas;

AND WHEREAS, state law now prohibits smoking in all public buildings (with exceptions inapplicable to the County's buildings) and within 8 feet of the entrance to such buildings, and the County's ordinance should be amended to be consistent with the state law and to provide a specified penalty for violation of the ordinance;

AND WHEREAS, the Montgomery County Board of Commissioners have reviewed the ordinance and believes the revisions are necessary and appropriate.

NOW, THEREFORE, BE IT ORDAINED, by the Montgomery County Board of Commissioners, as follows:

"Section 36.04, Smoking Prohibited in County Buildings, which currently reads as follows:

"§36.04 SMOKING PROHIBITED IN COUNTY BUILDINGS

The Board of Commissioners hereby prohibits smoking in all county buildings of the county except in areas which are designated smoking areas."

Should be and is amended as follows:

"§36.04 SMOKING PROHIBITED IN COUNTY BUILDINGS

The Board of Commissioners hereby prohibits smoking in all county buildings or within 8 feet of any public entrance to such buildings, as provided by IC 7.1-5-12-4. The Commissioners shall designate areas outside of the County buildings in which smoking is allowed, and smoking is prohibited in any location on the county property other than the designated areas. The designated areas are as follows:

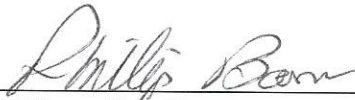
- (a) Courthouse: Parking lot north of courthouse;
- (b) South Boulevard: Parking lot north of building;
- (c) Milligan Center: Parking lot south of building; and
- (d) Highway Building: Parking lot south of building.

Violation of this section is punishable by a fine of \$100."

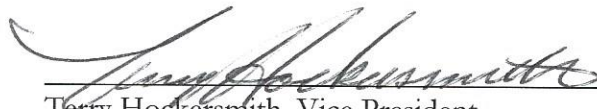
IT IS FURTHER ORDERED that this ordinance shall be effective upon adoption.

All of which is ordered by the Board of Commissioners of Montgomery County this 9th day of March, 2015.

BOARD OF COMMISSIONERS
OF MONTGOMERY COUNTY



Phil Bane, President



Terry Hockersmith, Vice President

James D. Fulwider, Member

Constituting a majority of the Montgomery
County Board of Commissioners

ATTEST:



Jennifer Andel, Auditor