

## Sec. 50-6. - Smoking.

(a) *Posting of signs* . It shall be the responsibility of the director of public works, that office being the custodian of all public buildings, and the commissioner of public safety, that office being the enforcement authority, to post the necessary "no smoking" or "smoking area" signs in compliance with the provisions of F.S. §§ 386.205 and 386.206, thereby constituting the declared policy for this municipality.

(b) *Definitions* . As used in this section, the following words and phrases shall have the following meanings, unless the context clearly indicates otherwise:

*Organized youth athletic activities*. Organized activities related to youth athletic leagues, including athletic practices and games, meetings, clinics and demonstrations on a regularly scheduled basis which are supervised and conducted by a coach or other qualified individual(s).

*Smoking* . The possession of a lighted cigarette, lighted cigar, lighted pipe, or any other lighted tobacco product.

*Tobacco products* . Includes loose tobacco leaves and products made from tobacco leaves, in whole or in part, and cigarette wrappers, which can be used for smoking, sniffing or chewing.

*Youth* . Includes those young persons ranging from ages five to 16.

(c) *Prohibition in the Skate Park and during organized youth athletic activities at Narramore Sports Park*. The smoking of tobacco products as defined in F.S. §§ 386.203 (4), 569.002 (6) and this section shall be prohibited at all times in the Skate Park and during organized youth athletic activities in the Narramore Sports Park. Appropriate signs shall be posted in the Skate Park and the Narramore Sports Park informing the public of these smoking prohibitions.

(d) *Penalties for offenses*.

(1) Any person who violates any of the provisions of this section commits a noncriminal violation as provided for in F.S. § 775.08(3), and shall be subject to the following penalties:

a. First offense: a written warning.

b. Second offense: a fine of not more than \$100.00.

c. Third offense and any subsequent offenses: a fine of not more than \$500.00.

(2) Jurisdiction shall be with the Sarasota County Clerk of the circuit court.

(Code 1990, §§ 196-3—196-6)

**State Law reference**— Florida Clean Indoor Air Act, F.S. Sec. 386.201 et seq.