



VILLAGE OF LYNDONVILLE
NOTICE OF ORDINANCE AMENDMENT

May 21, 2016

The Village of Lyndonville adopted the following amendments to its Village Ordinance on May 21, 2016. This change will become effective on July 19th, 2018

Village of Lyndonville Ordinances Chapter 4, Section 3 Parks

B. No person shall smoke in any public park within the corporate limits of the Village of Lyndonville.

The purpose of this section is to protect the public's health, safety, and welfare by addressing and prohibiting smoking/vaping and second-hand smoke/vape within public park limits.

"Smoking" shall mean possession of lighted tobacco and/or cannabis/marijuana products or use of tobacco substitutes and/or alternatives including vaping. "Tobacco and/or cannabis/marijuana products, substitutes and/or alternatives" shall mean cigarettes, electronic cigarettes, vapor cigarettes, cigars, cheroots, stogies, blunts, splifs, dabs, rollies, refuse scraps, clippings, cuttings and sweepings of tobacco and/or cannabis/marijuana, and other kinds and forms of tobacco and/or cannabis/marijuana prepared in a manner suitable for smoking in a pipe and/or vape device or otherwise for smoking. "Smoke-Free Park" shall mean within the boundaries and limits of designated Parks provided by the Village of Lyndonville. "Parks" shall mean any public park within the corporate limits of the Village of Lyndonville.

Any law enforcement officer may enforce the provisions of this section. Prior to the issuance of a Vermont Municipal Complaint, a law enforcement officer may warn the person to be issued of the prohibition and ask the person to cease smoking. The failure to immediately stop smoking within any public park after such warning shall be a civil ordinance violation punishable by a penalty of fifty dollars (\$50.00), the waiver penalty for which shall be fifty dollars (\$50.00). Law enforcement officers shall not be required to issue additional warnings to any person who has been previously warned of the prohibitions in this section and a person so previously warned who engages in the activity prohibited by this section.

The prohibition of smoking/vaping within park limits shall not apply to: Any person(s) and/or company/organization who applies and is granted a special license to allow smoking/vaping from the Village of Lyndonville to hold a public event, provided that there be signage clearly and conspicuously warning patrons and passersby that smoking/vaping is permitted within this leased space.

A complete copy of the Village Ordinance is available at the office of the Municipal Administrator during normal working hours. Anyone may submit a petition with a minimum of 5% of Lyndonville registered voters asking for reconsideration of this amendments. Such petition must be received no later than 44 days from the adoption date (July 5th, 2018). Such a petition will require a special Village Meeting to reconsider this amendment.

Any questions or comments may be directed to the Municipal Administrator at 802 626-5834.