

**CO 150      Prohibition of Tobacco Products on Town Property and Facilities**

**CO 150:1      Intent; authority.**

A.    The intent of this ordinance is to regulate the use of tobacco products by persons on Town land and facilities. The promotion of the general public health by persons utilizing Town properties is the primary goal. The prevention of damage to public facilities and lands from the careless use of tobacco products resulting in fires must be prevented.

B.    This chapter has been created pursuant to the authority granted to the Board of Selectmen of the Town of Allenstown by New Hampshire RSA §§ 41:11-a and 41:11-b. This chapter shall apply to land and facilities under the authority of the Board of Selectmen. This chapter shall not apply to Town roadways however it does apply to parking lots of Town facilities. This chapter shall not apply to Town sidewalks other than those sidewalks immediately in front of or adjacent to Town facilities.

**CO 150:2.      Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

- A. "Cigarette" means any roll for smoking made wholly or in part of tobacco, and wrapped in any material except tobacco.
- B. "E-cigarette" means any electronic smoking device composed of a mouthpiece, a heating element, a battery, and electronic circuits that provides a vapor of pure nicotine mixed with propylene glycol to the user as the user simulates smoking. This term shall include such devices whether they are manufactured as e-cigarettes, e-cigars, or e-pipes, or under any other product name.
- C. "Liquid nicotine" means any liquid product composed either in whole or in part of pure nicotine and propylene glycol and manufactured for use with e-cigarettes.
- D. "Person" means any individual, firm, fiduciary partnership, corporation, trust, or association, however formed.
- E. "Tobacco product" means any product containing tobacco including, but not limited to, cigarettes, smoking tobacco, cigars, chewing tobacco, snuff, pipe tobacco, smokeless tobacco, and smokeless cigarettes.

**CO 150:3.      Prohibitions.**

No person shall use any tobacco product, e-cigarette, or liquid nicotine in any Town building or structure. No person shall use any tobacco product, e-cigarette, or liquid nicotine anywhere on the property of the Whitten Street

Park located at 8 Whitten St. or the anywhere on the property of the Old  
Allenstown Meeting House located at 150 Deerfield Rd.

**CO 150:4.   Violations and penalties.**

Unless otherwise authorized by law, failure to comply with this chapter shall constitute a violation and may be punishable by a fine of not more than \$100 for each offense.

**CO 150:5.   Enforcement Authority**

The Allenstown Police Department shall have the primary responsibility for enforcing this ordinance. It is the responsibility of facilities managers to ensure employees and facilities users are complying with this ordinance.

Enacted by the Board of Selectmen on \*\*\*\*\*, 2016

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Jason Tardiff, Chairman

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Kate Walker, Selectmen

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David Easton, Selectmen