

Introduced by: Manager Gifford
Requested by: Manager Gifford
Drafted by: Special Projects Christiansen
Introduced: 11/04/2010
Public Hearing: 12/02/2010
Adopted: 12/02/2010

**KODIAK ISLAND BOROUGH
ORDINANCE NO. FY2011-06**

**AN ORDINANCE OF THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH
AMENDING THE KODIAK ISLAND BOROUGH CODE OF ORDINANCES TITLE 8
HEALTH AND SAFETY CHAPTER 8.30 PROHIBITION OF SMOKING**

WHEREAS, research has demonstrated the health hazards associated with smoking and the breathing of second hand smoke; and

WHEREAS, the Kodiak Island Borough Assembly wishes to provide a healthy environment for employees and visitors.

NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH THAT:

Section 1: This ordinance is of a general and permanent nature and shall become a part of the Kodiak Island Borough Code of Ordinances and Personnel Manual.

Section 2: The Kodiak Island Borough Code Title 8 *Health and Safety*, Chapter 8.30 *Prohibition of Smoking* is hereby amended as follows:

8.30.010 Smoking prohibited.

Smoking is prohibited in all buildings and offices owned or leased by the Kodiak Island Borough at all times. Except as provided in this chapter, smoking is prohibited within a distance of fifty feet (50') outside any entrance, window, or ventilation intake system of any building or office owned or leased by the Kodiak Island Borough to ensure that smoke does not enter any enclosed area where smoking is prohibited by this chapter.

Smoking is prohibited on the grounds of the Borough Building at all times due to its proximity to the Kodiak Island Borough School District offices and the Kodiak High School property where smoking is prohibited.

8.30.020 No smoking signs posted.

The manager shall cause notices to be posted and maintained throughout the borough buildings.

Section 3: The Kodiak Island Borough Personnel Manual Section 1118 *Designated Smoking Areas* is hereby amended as follows:

1118 ~~Designated~~ Smoking Areas.

~~Per Ordinance No. 90-17, adopted on 05/30/90 by the Kodiak Island Borough Assembly and effective on July 1, 1990, all Kodiak Island Borough buildings and offices are non-smoking areas. The Borough shall provide designated smoking areas.~~

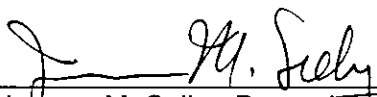
53 Per Ordinance No. FY2011-06, adopted on December 2, 2010, by the Kodiak Island
54 Borough Assembly and effective on January 1, 2011, smoking is prohibited in all buildings
55 and offices owned or leased by the Kodiak Island Borough at all times. Except as provided
56 in KIBC 8.30.010, smoking is prohibited within a distance of fifty feet (50') outside any
57 entrance, window, or ventilation intake system of any building or office owned or leased by
58 the Kodiak Island Borough to ensure that smoke does not enter any enclosed area where
59 smoking is prohibited by this chapter.

60
61 Smoking is prohibited on the grounds of the Borough Building at all times due to its proximity
62 to the Kodiak Island Borough School District offices and the Kodiak High School property
63 where smoking is prohibited.

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65 **Section 4:** This ordinance shall take effect on January 1, 2011.

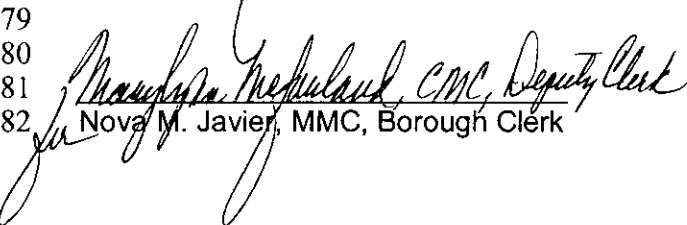
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67 **ADOPTED BY THE ASSEMBLY OF THE KODIAK ISLAND BOROUGH**
68 **THIS SECOND DAY OF DECEMBER 2010**
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71 KODIAK ISLAND BOROUGH

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74 _____
75 Jerome M. Selby, Borough
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76 Mayor

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78 ATTEST:

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81 _____
82 Nova M. Javier, MMC, Borough Clerk