



16R-67

Introduce: 4-4-16

RESOLUTION NO. A- 89619

1 WHEREAS, the City Council finds that tobacco use is a carcinogen and
2 dangerous to the health of consumers of tobacco products and those who may be in close
3 proximity to consumers of tobacco products; and

4 WHEREAS, the City Council desires to prevent tobacco consumption or
5 simulated activities at or within fifteen (15) feet of a bus stop, bus shelter, or perimeter line
6 of any transit center or facility.

7 NOW, THEREFORE, BE IT RESOLVED that the use or consumption of any
8 cigarettes, cigars, other tobacco products, electronic cigarettes, vapor products or other
9 smoking simulation or alternative nicotine products is prohibited at or inside or within fifteen
10 (15) feet of any bus stop, bus shelter, transit center facility, or transit facility perimeter line.
11 Failure to comply with this prohibition may result in being ~~banned~~
12 suspended from using StarTran services.

See further Council Proceedings on next page. Thank you.

Introduced by:

AYES: Camp, Christensen, Eskridge, Fellers, Lamm, Raybould; NAYS: None; ABSENT: Gaylor Baird.

Approved as to Form & Legality:

Jeffrey R. Koza
City Attorney

Approved this 14th day of April, 2016:

Mayor

ADOPTED
APR 11 2016
BY CITY COUNCIL

AMENDED, 04/11/16.

16R-67

04/11/16 Council Proceedings:

CHRISTENSEN Motion in as it was stated "Remove the word banned from line 11 and substitute the word suspended."

Seconded by Lamm and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Lamm, Raybould; NAYS: None; ABSENT: Gaylor Baird.

CITY OF LINCOLN REQUEST FORM

Submit one original to City Clerk

REQUEST FOR (please check one): ORDINANCE RESOLUTION

DESIRED DOCKET DATE: April 4, 2016

REQUEST MADE BY: Jeff Kirkpatrick, City Attorney

DEPARTMENT: Law Department

TO BE COMPLETED BY CITY CLERK	
BILL #:	16R-67
DATE:	3/28/16
INTRO:	4/4/16
P.H.:	4/11/16

EMERGENCY MEASURE REQUIRED: No Yes
IF EMERGENCY, GIVE REASON (See Art. 5, Sec. 2 of Charter):

DIRECTOR'S EST'D TIME/TESTIMONY, please check one:

0 - No Hearing (Consent Agenda) 1 - Short 2 - Average 3 - Long

REASONS OR JUSTIFICATION FOR PROPOSED LEGISLATION:

A resolution to prevent tobacco consumption or simulated activities at or within fifteen (15) feet of a bus stop, bus shelter, or perimeter line of any transit center or facility.

FILED

MAR 28 2016

CITY CLERK'S OFFICE

DOES REQUESTOR WISH TO REVIEW AND APPROVE THIS ORDINANCE PRIOR TO ITS INTRODUCTION?

DOES DOES NOT


DIRECTOR'S SIGNATURE

3/28/16
DATE

TO BE USED BY THE FINANCE DEPARTMENT

BUDGET REVIEW:

DATE:

ACCOUNT NUMBER AND APPROPRIATE BALANCES:

DATE:

FUND AVAILABILITY APPROVED

DATE:

FINANCE DIRECTOR'S SIGNATURE

DATE

City Council Introduction: April 4, 2016

BILL NUMBER: 16R-67

Public Hearing: April 11, 2016

Date Factsheet Prepared: March 28, 2016

FACTSHEET

Instructions: If a question does not apply, just put "NA". Please try to keep it to **ONE** page only. Submit **one original**, with your Request Form, to City Clerk.

TITLE: StarTran tobacco prohibition

BOARD/COMMITTEE:

APPLICANT: Jeff Kirkpatrick, City Attorney

RECOMMENDATION:

**STAFF
RECOMMENDATION:**

**OTHER DEPARTMENTS
AFFECTED:** StarTran

SPONSOR: Law Department

OPPONENTS:

REASON FOR LEGISLATION

A resolution to prevent tobacco consumption or simulated activities at or within fifteen (15) feet of a bus stop, bus shelter, or perimeter line of any transit center or facility.

DISCUSSION / FINDINGS OF FACT:

Use or consumption of any cigarettes, cigars, other tobacco products, electronic cigarettes, vapor products or other smoking simulation or alternative nicotine products is prohibited at or inside or within fifteen (15) feet of any bus stop, bus shelter, transit center facility, or transit facility perimeter line. Failure to comply with this prohibition may result in being banned from using StarTran services.

POLICY OR PROGRAM CHANGE: Yes No

OPERATIONAL IMPACT ASSESSMENT:

COST OF TOTAL PROJECT:

RELATED ANNUAL OPERATING COSTS:

SOURCE OF FUNDS:

CITY:

NON CITY:

FACTSHEET PREPARED BY: Jeff Kirkpatrick, City Attorney

DATE: 3/28/2016

REVIEWED BY:

DATE: