

RESOLUTION 2010- 58-10

Resolution to Hold a Public Hearing Concerning the Adoption of the Proposed Polk County Smoke-Free Air Ordinance

WHEREAS, 2009 Wisconsin Act 12 (Act 12) expanded prohibitions against smoking that were already existing in state statute and also limited exceptions where smoking is prohibited; and

WHEREAS, local law enforcement officials are authorized to enforce the provisions of the Act 12 through the issuance of a summons and complaint, as Act 12 does not allow the issuance of citations as a tool of enforcement; and

WHEREAS, local governments may enact ordinances that incorporate the provisions of Act 12 and that authorize the use of citations as a tool of enforcement; and

WHEREAS, the Polk County Board of Health has considered the proposal of such an ordinance, the Polk County Smoke-Free Air Ordinance, and has recommended that the Polk County Board of Supervisors hold a public hearing on proposed ordinance.

NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors will hold a public hearing at its regular business meeting in October 2010, at which the proposed Polk County Smoke-Free Ordinance, as attached hereto and incorporated herein, will be discussed.

BE IT FURTHER RESOLVED that the Polk County Board of Supervisors directs the County Clerk to cause to be published a Class 1 notice of public hearing of such matter.

Funding Amount: Not Applicable

Funding Source: Not Applicable

Date Finance Committee Advised: Not Applicable

Finance Committee Recommendation: Not Applicable

Effective Date: Upon Passage

Approved as to Form: Jeffrey B. Fuge
Jeffrey B. Fuge, Corporation Counsel

Date Submitted to County Board: September 21, 2010

County Board Action: adopted

Submitted Upon Recommendation by the Polk County Board of Health:

Patricia M. Schmidt

STATE OF WISCONSIN)
) SS
COUNTY OF POLK)

I, Carole T. Wondra, Clerk for Polk County, do hereby certify that the
attached is a true and correct copy of Resolution No. 58-10 that was adopted
by the Polk County Board of Supervisors on September 21, 2010.

Carole T. Wondra 9-28-10
Carole T. Wondra Date
Polk County Clerk