

ORDINANCE NO. _____

ORDINANCE AMENDING ORDINANCE NO. 15-5424, WHICH ADOPTED A SMOKE FREE AIR ORDINANCE.

BE IT ORDAINED by the City Council of the City of Hammond, Louisiana, the governing authority thereof, that they do hereby amend Ordinance No. 15-5424, C.S., which adopted a Smoke Free Air Ordinance, by amending Chapter 17, article III section 17-37 to read as follows (additions in underlined text below):

ARTICLE III. SMOKEFREE AIR IN ALL WORKPLACES AND PUBLIC PLACES

Sec. 17-37. - Where smoking not regulated; exceptions.--

(a) Notwithstanding any other provision of this article to the contrary, smoking shall not be prohibited in private residences, unless such premises are used as a childcare, adult day care, or health care facility.

(b) Notwithstanding any other provision of this article to the contrary, smoking is allowed in all enclosed public places within the City of Hammond which contains a ceiling or wall mounted air purification system rated and operating at 95% efficiency.

(c) In order to qualify for the exception provided in subsection (b) above, an inspection report must be submitted to the City by the person/entity seeking the exception from an inspector approved by the City certifying to the air purifier system achieving a 95% operating efficiency. The City may obtain a second certification certifying to the air purifier system achieving a 95% efficiency at the cost of the person/entity seeking the exception. Upon receipt of an acceptable report by the City, such report shall be effective for one year from the date of the report. Each year thereafter, on the anniversary date of the initial report, the person/entity seeking to maintain the exception shall submit an updated inspection report to the City, from an inspector approved by the City, certifying to the air purifier system currently achieving a 95% operating efficiency. The cost of each report shall be paid by the person/entity seeking the exception. If the City is not satisfied with any subsequent report, the City may engage another inspector to test the efficiency of the air purification system, at the cost of the person/entity seeking the exception. If the result of the inspection obtained by the City reveals an air purification efficiency less than 95% efficiency, the exception shall be extended for thirty (30) days from delivery of this inspection report to the person/entity seeing the exception, after which time, and in the absence of proper certification satisfactory to the City of the air purification system at 95% efficiency, the exception shall expire.

The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on _____, 2016 of the Hammond City Council and discussed at a public meeting held on _____, 2016; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by _____ and a Second by _____, the foregoing ordinance was hereby declared adopted on _____, 2016, by the following roll call vote:

Votes: Johnny Blount () Jason Hood () Janice Beard () Lemar Marshall () Mike Williams () Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this _____ day of _____, in the year 2016, at Hammond, Tangipahoa Parish, Louisiana.

Mike Williams
President, Hammond City Council

Honorable Pete Panepinto
Mayor, City of Hammond

Tonia Banks, Clerk
Hammond City Council