

*** Proof of Publication ***

Ord
5139

STATE OF WISCONSIN
County of La Crosse } SS.

Tracy Gerken being duly sworn, says that he/she is the principal clerk of the LA CROSSE TRIBUNE, a public daily newspaper of general circulation, published in the City of La Crosse, in the county and state aforesaid, and that the notice of which the annexed is printed copy taken from the paper in which the same was published, was inserted and published in the said newspaper on the dates listed below,

being at least once in each week for 1 successive week(s).

Sherry A. Gerken

LA CROSSE CITY CLERK
NIKKI ELSER
400 LA CROSSE ST
LA CROSSE WI 54601

ORDER NUMBER 56792

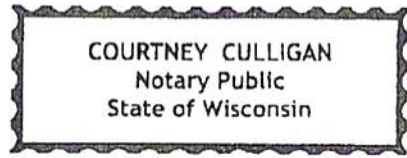
Sworn to and subscribed before me this 30 day of May,
2020

Curt Cell

Notary Public, La Crosse County, Wisconsin

My Commission as Notary Public will expire on the

18 day of December, 2023



Section: Legals

Category: 0001 Wisconsin Legals

PUBLISHED ON: 05/23/2020

TOTAL AD COST: 80.71

FILED ON: 5/27/2020

ORDINANCE NO.: 5139

AN AMENDED ORDINANCE to create Section 32-3(c) and (d) of the Code of Ordinance of the City of La Crosse relating to smoking and vaping in public places or on City property.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION I: Section 32-3(c) and (d) are hereby created to read as follows:

(c) ~~Prohibition against smoking under this section shall include the use of any electronic delivery device used for smoking, inhaling or exhaling smoke, mist or vapor.~~

(1) ~~Smoking under this Section shall have the same definition as defined in Wis. Stats. In addition, smoking shall also mean inhaling, exhaling, burning or carrying any lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuanas, whether natural or synthetic, in any manner or in any form. Smoking shall also include the use of an electronic delivery device which creates an aerosol or vapor in any manner or in any form or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this Section.~~

(2) ~~Electronic delivery device means any device that may be used to deliver any aerosolized or vaporized substance to the person inhaling from the device, including, but not limited to, an e-cigarette, e-cigar, e-pipe, vape pen or e-hookah.~~

(d) ~~Smoking and the use of any electronic delivery device used for smoking, inhaling or exhaling smoke, mist or vapor shall be prohibited on the grounds of all City of La Crosse owned properties, excluding sidewalks within the public's right-of-way, unless there is a designated area.~~

SECTION II: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this division shall not be affected.

SECTION III: This ordinance shall take effect upon passage and publication.

/s/
Timothy Kabat, Mayor
/s/
Teri Lohrke, City Clerk

Passed: 5/14/2020
Approved: 5/14/2020
Published: 5/23/2020

05/23 56792-1 WNAFLP