

TOWN OF CHESTER, NEW HAMPSHIRE
By the Chester Board of Selectmen

**PROHIBITION ON SMOKING AND USE OF TOBACCO PRODUCTS OR
EQUIPMENT**

§1 Authority

This ordinance is adopted pursuant to the authority granted to the Board of Selectmen under RSA 41:11-a, RSA 625:9, V-a, and RSA 651:2, IV(a) and is effective immediately.

§2 Purpose

The purpose of this ordinance is to promote the health and welfare of the public who visit property owned by the Town by prohibiting smoking and the use of tobacco products and equipment on Town owned property.

§3 Definitions

Smoking: Using tobacco products or equipment to produce the effect of smoking

Tobacco Equipment: Any product or device that is intended to deliver or facilitate delivery of tobacco products for use by one or more persons. Such equipment includes but is not limited to bowls, pipes, chimneys, e-cigarettes, rolling paper or other assistive devices.

Tobacco Product: Any product made fully or in part of tobacco or natural or synthetic material intended to simulate tobacco, the intended use of which is smoking, chewing or inhaling. Such products include, but are not limited to, cigarettes, cigars, pipe tobacco, snuff, bong, chewing tobacco, smokeless tobacco or any other tobacco product or product that simulates tobacco.

§4 Use Prohibited

Smoking and the use of tobacco products or equipment is prohibited on specific properties owned by the Town: French Field, Nichols Field, the Wason Pond Conservation and Recreation area, and the 84 Chester Street property.

RSA 155:66 (The Indoor Smoking Act) prohibits smoking in public buildings. Consequently, this chapter prohibits smoking only on property not already covered and prohibited by the Indoor Smoking Act.

§5 Violations and Penalties.

Any person who is found to have violated the provisions of this chapter shall be subject to a civil penalty in the amount of \$25 for the first offense, \$50 for the second offense, and \$100 for the third offense and subsequent offenses.

§6 Indoor Smoking Act

Pursuant to RSA 155:66, II and RSA 155:68, I, this section serves as a written policy to prohibit smoking in all enclosed places of public ownership in their entirety. Violations and penalties under the Indoor Smoking Act are controlled by RSA 155:76.

Approved by the Board of Selectmen on July 26th, 2018.