

ENROLLED ORDINANCE 162-41

AMEND WAUKESHA COUNTY CODE REGULATING SMOKING  
IN AND AROUND COUNTY BUILDINGS AND FACILITIES

WHEREAS Wisconsin Statutes 101.123 authorized County Board to enact an ordinance regulating smoking in and around Waukesha County buildings, and

WHEREAS in 1990 Waukesha County Board established a policy establishing a smoke free environment within Waukesha County buildings, which was codified in the Waukesha County Code of Ordinances and is currently found in Chapter Three of the Code, and

WHEREAS allowing the public and employees to smoke immediately in front of Waukesha County Government Center building entrances can create an exposure to secondhand smoke, and

WHEREAS the Waukesha County Government Center includes the Courthouse, Administration Center, Health and Human Services Center, Public Health Center, Mental Health Center, Justice Center and Juvenile Center, and

WHEREAS secondhand smoke increases the risk of contributing to health issues for the public and employees, and

WHEREAS individuals entering Waukesha County Government Center buildings and entrance areas should be free from exposure to the affects of secondhand smoke, and

WHEREAS the County wants to be proactive and provide a smoking cessation program for employees as a part of the implementation of the change.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN as follows:

SECTION 1. Section 3-2 of the Waukesha County Code is repealed and recreated to read as follows:

1. All buildings and facilities under the County's control are smoke free environments and no individual is permitted to smoke within any such building or facility.
2. Smoking within forty (40) feet of the outside of any entrance of a building or facility on County grounds is prohibited, except as described below:
  - a. Justice Center balconies within the County jail;
  - b. Designated area(s) within the Courthouse / Administration Center Courtyard;
  - c. Designated area near the Health and Human Services Center Receiving area; and,
  - d. Designated area(s) at the Mental Health Center.
3. The County Executive may specify additional designated smoking areas and may also make modifications to those designated smoking areas listed in sub. 2. Any modifications shall be subject to review and approval by the Personnel Committee.

SECTION 2. This ordinance shall be effective upon approval and publication.

SECTION 3. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Waukesha, Wisconsin, as an addition or amendment thereto and shall be appropriately renumbered to conform to the numbering system contained therein.

SECTION 4. Any code section or part of a section in conflict with this ordinance is hereby repealed and declared null and void and of no effect.

BE IT FURTHER ORDAINED that there are sufficient funds in the 2007 Non-departmental budget appropriated for Risk Management Loss Control to cover the cost associated with this ordinance.

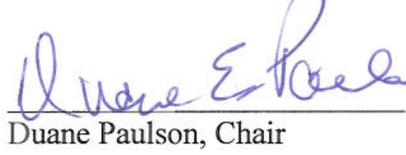
AMEND WAUKESHA COUNTY CODE REGULATING SMOKING  
IN AND AROUND COUNTY BUILDINGS AND FACILITIES

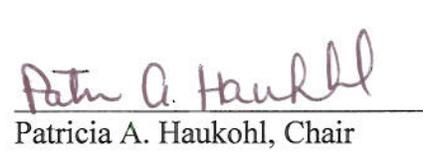
Presented by:  
Executive Committee

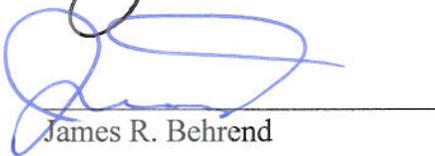
Approved by:  
Personnel Committee

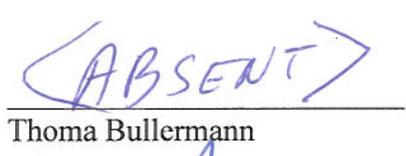
Approved by:  
Finance Committee

  
James T. Dwyer, Chair

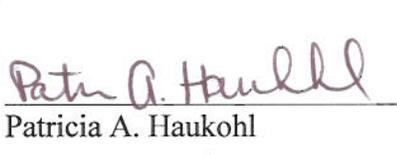
  
Duane Paulson, Chair

  
Patricia A. Haukohl, Chair

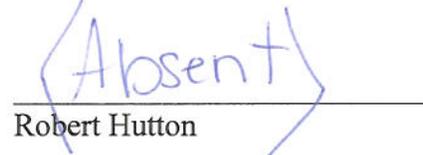
  
James R. Behrend

  
Thoma Bullermann

  
Donald M. Broesch

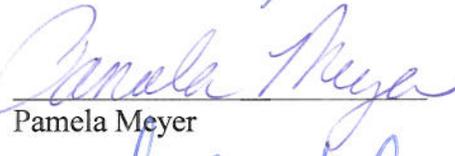
  
Patricia A. Haukohl

  
Peter Gundrum

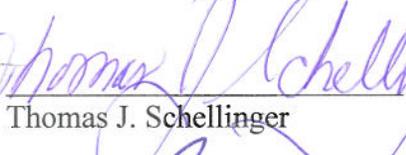
  
Robert Hutton

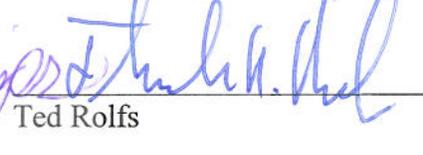
  
Kenneth C. Herro

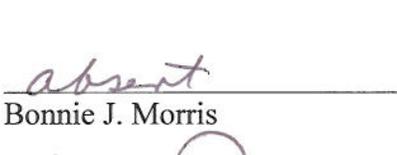
  
Fritz Ruf

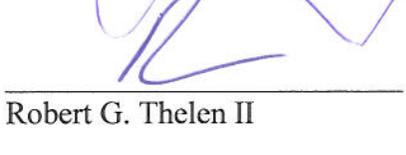
  
Pamela Meyer

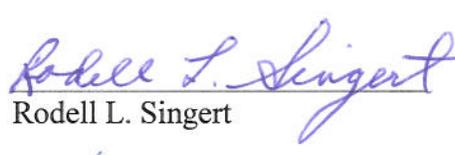
  
William A. Mitchell

  
Thomas J. Schellinger

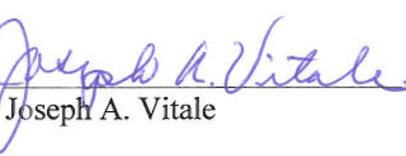
  
Ted Rolfs

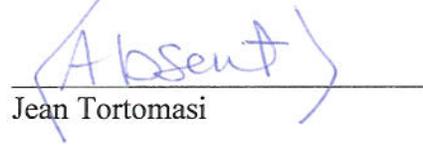
  
Bonnie J. Morris

  
Robert G. Thelen II

  
Rodell L. Singert

  
Duane E. Paulson

  
Joseph A. Vitale

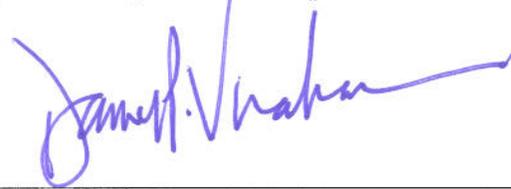
  
Jean Tortomasi

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 8/16/07,   
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved:    
Vetoed:

Date: 8-20-07,   
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-08/14/07

NUMBER-1620036

- 1 K. HERRO.....AYE
- 3 T. ROLFS.....AYE
- 5 J. MARCHESE.....AYE
- 7 J. JESKEWITZ.....
- 9 P. HAUKOHL.....AYE
- 11 K. HARENDA.....AYE
- 13 J. MORRIS.....
- 15 D. SWAN.....AYE
- 17 J. BEHREND.....AYE
- 19 W. MITCHELL.....AYE
- 21 W. KOLB.....NAY
- 23 J. TORTOMASI.....AYE
- 25 K. CUMMINGS.....AYE
- 27 D. PAULSON.....AYE
- 29 T. BULLERMANN.....NAY
- 31 V. STROUD.....AYE
- 33 K. HAMMITT.....
- 35 P. MEYER.....AYE

- 2 R. THELEN.....AYE
- 4 R. HUTTON.....AYE
- 6 D. BROESCH.....AYE
- 8 J. DWYER.....AYE
- 10 S. WOLFF.....AYE
- 12 T. SCHELLINGER....AYE
- 14 S. WIMMER.....AYE
- 16 R. STEVENS.....NAY
- 18 B. MORRIS.....AYE
- 20 P. WOLFF.....AYE
- 22 G. BRUCE.....
- 24 J. VITALE.....AYE
- 26 F. RUF.....AYE
- 28 P. JASKE.....AYE
- 30 K. NILSON.....NAY
- 32 P. GUNDRUM.....AYE
- 34 R. SINGERT.....AYE

TOTAL AYES-27

TOTAL NAYS-04

CARRIED X

DEFEATED \_\_\_\_\_

UNANIMOUS \_\_\_\_\_

TOTAL VOTES-31