

# *City of Salem*

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## FIRST PASSAGE

*In the year Two Thousand and Eighteen*

***An Ordinance*** to amend an Ordinance relative to prohibiting smoking on the Off-road, Paved Bicycle Route

*Be it ordained by the City Council of the City of Salem, as follows:*

### ***Section I.***

Chapter 24 Offenses and Miscellaneous Provisions, Sec. 24-16. Smoking in theaters is hereby amended by deleting this section in its entirety, as smoking in public theaters is prohibited by M.G.L. Ch. 270, §22, and replacing it with the following:

“Sec. 24-16. Smoking Prohibited on Off-road, Paved Bicycle Route.

No person shall smoke on any designated, off-road, paved bicycle route in the city. A map of the bicycle route shall be on file in the office of the city clerk. Any person violating this section shall be subject to a fine not to exceed \$50.00. Signage posting the smoking prohibition and fine shall be placed along the designated non-smoking route. Enforcement of this section shall be by non-criminal disposition as set forth in M.G.L. Ch. 40 §21D and the City of Salem Code of Ordinances Ch. 1 §§1 through 10. Enforcing persons shall be police officers and the health agent or his/her designee.”

***Section II.*** This Ordinance shall take effect as provided by City Charter.

In City Council January 11, 2018.  
Referred to the Committee on Ordinances, Licenses and Legal Affairs co-posted  
with Committee of the Whole  
In City Council February 8, 2018  
Adopted for first passage

ATTEST:

CHERYL A. LAPOINTE  
CITY CLERK

Advertised in the Salem News  
February 14, 2018