

ORDINANCE NO. 556

AN ORDINANCE AMENDING CHAPTER 6 OF THE AKRON TOWN CODE TO ADD A NEW SECTION 6-6-11 PROHIBITING THE POSSESSION AND USE OR CONSUMPTION OF TOBACCO PRODUCTS AND ELECTRONIC SMOKING DEVICES BY PERSONS UNDER THE AGE OF EIGHTEEN YEARS IN THE TOWN OF AKRON, COLORADO.

WHEREAS, it is currently a criminal violation to sell tobacco products to any person under the age of eighteen years of age in the State of Colorado and Town of Akron; and

WHEREAS, children are still able to obtain cigarettes and other tobacco products through other persons; and

WHEREAS, tobacco products have been found to be hazardous to individuals' health; and

WHEREAS, the aerosol or vapor from Electronic Smoking Devices (e-cigarettes) is not harmless water vapor and not as safe as clean air; and

WHEREAS, E-cigarettes and other Electronic Smoking Devices are very attractive to young people; and

WHEREAS, the Board of Trustees of the Town of Akron finds it in the best interest of the health, safety and welfare of the citizens to prohibit the possession and consumption of tobacco products and the possession and use of Electronic Smoking Devices by persons under the age of 18 years in the Town of Akron.

NOW, THEREFORE BE IT ORDAINED by the Town of Akron that the following Section 6-6-11 is hereby added to the Akron Municipal Code, immediately after Section 6-6-10:

6-6-11 Illegal Possession of Consumption of Tobacco Products and Electronic Smoking Devices by Underage Persons:

It is unlawful for any person under the age of eighteen (18) years to possess or consume tobacco products and to possess or use any Electronic Smoking Devices within the Town of Akron.

“Electronic Smoking Device” means any device that when activated emits a vapor, aerosol, or smoke or can be used to deliver nicotine or any other substance to the person inhaling from the device, including, but not limited to e-cigarettes, e-cigars, e-pipes, vape pens, e-hookahs, inhalant delivery systems or any other similar product by any other name or descriptor. An electronic smoking device includes any component, part or accessory of such device whether or not sold separately, regardless of nicotine content or any other substance intended to be vaporized or aerosolized for human inhalation during the use of the device.

“Tobacco Product” means any product containing, made, or derived from tobacco or synthetic tobacco whether or not said product contains nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, as well as any Electronic Smoking Device.

Mayor

[S E A L]

ATTEST:

DENCIA RAISH, CMC
Town Clerk/Administrator

First Reading: March 4, 2019

Second Reading: April 1, 2019

Adopted this 1st day of April, 2019