

State of Alabama            )  
City of Tuscaloosa        )

**EXECUTIVE ORDER OF THE MAYOR**

To:            All Department Heads  
                  Clif Penick, Facilities Manager

Number:       2007 - 035

Date:          May 16, 2007

Regarding:    Designation of Smoking Areas on Municipal Property  
                  (File No. A07-0402)

**Authority:**


By the authority vested in me by the applicable provisions of the laws of the State of Alabama, including but not limited to Ala. Code §11-44B-7 (1975), pursuant to which the Mayor of the City as the Chief Executive Officer has the general supervision and control of all other officers and the affairs of the City, except as otherwise provided by law, I, Walter Maddox, as Mayor do hereby order and direct as follows:

1.     That municipal employees shall not smoke or use smokeless tobacco products on municipal property or rights-of-way within 100' feet of the public entrance or exit of a municipal facility. There shall be an exception for exterior areas on municipal property designated for smoking by the Mayor or the Department Head in charge of the municipal facility.
2.     There shall be no ashtrays inside municipal facilities and all ashtrays currently in municipal facilities shall be removed immediately.
3.     Employees shall properly dispose of smoking materials and smokeless tobacco products in trash receptacles. Failure to comply may result in the removal of the previously approved designated smoking area.

**Implementation:**

All Departments of the City and their respective employees to whom this Executive Order applies shall forthwith implement the same in accordance with its terms and requirements. Nothing contained in this order shall relieve a person from any requirement to obtain a license or other authorization in compliance with applicable laws and regulations. This order is not intended to conflict with, supersede or contradict any lawful ordinance or resolution duly enacted by the City Council. This Order does not create any right, benefit, or privilege, substantive or procedural, enforceable at law or in equity by a party against the City, its departments, agencies, entities, officers, employees, or agents, or any other person.

So Ordered from City Hall on the date first above written.

  
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Walter Maddox  
Mayor, City of Tuscaloosa