

**COUNTY OF Jackson County
CLEAN AIR ORDINANCE #8 (93-01)
Effective May 24, 1993**

To protect and enhance indoor air quality and contribute to the health and well-being of all employees and the public, Jackson County hereby enacts this Clean Air Ordinance effective May 24, 1993, and distributes said policy to all County Departments. This policy is enacted as County Ordinance #8 (93-01), including the following provisions.

Smoking or the use of other tobacco products is strictly prohibited within any building or vehicle owned, leased, or operated by the County.

This ordinance applies to all County owned buildings, including Jackson County Road Commission.

Exempt Areas

Five areas are initially to be exempt: the Jackson County Medical Care Facility, Airport Restaurant, Cascades Club House, Cascades Amphitheatre and Fairgrounds Grandstand. All leased spaces not currently required to be tobacco-free, will attempt to be negotiated to become tobacco-free when the current leases expire.

The success of this ordinance will depend upon the thoughtfulness, consideration and cooperation of tobacco users and non-users. All employees share the responsibility for adhering to and enforcing the ordinance.

Assistance to Smokers

Those employees who smoke and would like to take this opportunity to quit smoking are invited to participate in stop-smoking programs offered by Jackson County and the Jackson County health Department.

Notice and Posting

The tobacco use prohibition section of this ordinance shall be posted by the Jackson County Clerk at all public entrances to all buildings owned or leased by Jackson County. All employees of Jackson County shall receive notice through posting in individual offices. The absence of a posting shall not bar enforcement of this ordinance. Also prominent signage shall be displayed at all entrances to buildings.

Ordinance Review Committee

The Jackson County Board of Commissioners shall appoint a Clean Air Ordinance Review Committee which shall meet no less than semi-annually in each calendar year. The Committee shall review the Clean Air Ordinance, evaluate the program and offer guidance to the Board of Commissioners on enforcement concerns and other issues as they may occur. The Committee shall consist of at least six members, one of which shall be a member of the Jackson County Board of Commissioners. Initially, membership on this Committee will be comprised of the following persons, however, the

Committee structure may be changed by the Jackson County Board of Commissioners without further amendment to this ordinance:

County Commissioners
County Health Officer
County Administrator
County Sheriff or Undersheriff
County Building and Grounds Supervisor
County Parks Director

In addition, a representative Officer or Administrator of each building or department shall serve as a temporary Committee member when a review process or investigation affects their respective department or building.

Effective Date

This ordinance shall be effective May 24, 1993 or upon publication of notice of same.

Enforcement of Policy

Complaints

All complaints concerning alleged or confirmed violations of this ordinance shall be reported in writing to the Jackson County Health Officer with a copy submitted to the County Administrator.

Investigation of Complaints

All complaints received by the Health Officer will be investigated within 10 working days of receipt of the written request. The results of the investigation will be in written form filed with all parties concerned in addition to the County Administrator.

Violations

If, following investigation, a violation of this ordinance is determined to exist, then a written warning will be issued by the investigating officer for a first time offense. A second violation will be subject to a \$50.00 fine. Each additional violation will be subject to a \$200.00 fine.

Repeal or Amendment of Inconsistent Acts

Any motion, resolution, ordinance or other act of the Jackson County Board of Commissioners in conflict with the terms or provisions of this ordinance is hereby rescinded or amended in whole or in part to conform to this ordinance.

Interpretation and Severability

This ordinance shall be interpreted in a manner consistent with all applicable state and federal laws and regulations. It is recognized and intended, however, that this ordinance's prohibition of tobacco use will be more strict than the minimum provisions contained in state and federal laws and regulations. Should any section, paragraph or

sentence of this ordinance be held invalid for any reason, such holding shall not be construed as affecting the validity of any remaining portion of this ordinance.

Dated: 3-26-93

James Shotwell, Chairperson
Jackson County Board of Commissioners

Dated: 3-26-93

Mickey Mortimer
Jackson County Clerk