

**BOROUGH OF WEST EASTON**

**RESOLUTION NO. 2022 – 16**

**A RESOLUTION OF THE BOROUGH OF WEST EASTON,  
PENNSYLVANIA, SUPPORTING PROHIBITING THE USE OF  
TOBACCO PRODUCTS ON THE BOROUGH OF WEST EASTON'S  
OWNED AND OPERATED PLAYGROUND AREAS AND SIMILAR  
FACILITIES.**

**WHEREAS**, the Borough of West Easton (from now on "Borough") is a Borough with its principal office located at 237 Seventh Street, West Easton, PA 18042; and

**WHEREAS**, to provide for the health, safety, and welfare of the citizens of the Borough of West Easton and to help role model non-smoking behavior to children and youth, and to provide children, youth, and their families with a safe, smoke-free environment, West Easton Borough establishes a tobacco-free policy in its playgrounds and similar facilities; and

**WHEREAS**, the United States Surgeon General has stated that there is no safe level of exposure, whether indoors or outdoors, and that children's exposure to secondhand smoke causes an increased risk of sudden infant death syndrome, lower respiratory infections, middle ear diseases, more severe asthma, respiratory symptoms and slowed lung growth and is responsible for premature deaths each year from lung cancer, heart disease, respiratory illness, and other diseases; and

**WHEREAS**, the West Easton Borough Council desires to discourage tobacco use and promote clean public health by making Borough owned and operated Playgrounds and Similar Facilities "Tobacco-Free Zones."

**NOW, THEREFORE, BE IT RESOLVED** that according to its powers under the Pennsylvania Borough Code, the Borough Council of West Easton Borough supports the following:

1. Prohibition against the use of Tobacco Products on Borough owned and operated Playgrounds and Similar Facilities:

Borough-owned and operated Playgrounds and Similar Facilities are now designated "Tobacco-Free Zones." The use of any Tobacco Product in any form is and shall be prohibited.

Appropriate signage will be posted at all subject sites delineating them as "Tobacco Free Zones."

The West Easton Borough Council now authorizes any other duly authorized agent or representative of the Borough to encourage full participation in, and compliance with, this Resolution and/or any such other programs of the Commonwealth of Pennsylvania about the prohibition against the use of tobacco products as outlined in this Resolution.

2. A Tobacco Product is defined as, but is not limited to, all of the following:

Any product containing, made, or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, snuffed, dipped, or ingested by any means including, but not limited to, cigarettes, cigars, chewing tobacco, pipe tobacco, snuff, or dipping tobacco.

Any electronic device that delivers nicotine or other substances to the person inhaling from the device, including, but not limited to, electronic cigarettes (e-cigarettes), vape pens, Juul devices, pipes, hookah pipes or devices, and any other similar electronic tobacco devices which ignite tobacco and/or emit smoke, aerosol or vapor.

Notwithstanding any provisions to the above, to the contrary, "tobacco product" further includes any component, part, or accessory of a tobacco product, whether or not sold separately. "Tobacco Products" does not include any product that has been approved by the United States Food & Administration for sale as a tobacco cessation product or for other therapeutic purposes where such product is marked and sold for such use.

3. All other resolutions, regulations, and policies of the Borough of West Easton, Pennsylvania, not specifically amended or affected by the provisions of this Resolution, shall remain in full force and effect. Any Resolution conflicting with the requirements of this Resolution shall be, and the same is, now repealed to the extent of such conflict.

**Be It Resolved and Enacted**, and it is now resolved and enacted by the Council of the Borough of West Easton this 14<sup>th</sup> day of March 2022.

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Paul James, President of Council

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Daniel Depaul, Mayor

ATTEST: \_\_\_\_\_  
Joan Heebner, Secretary/Manager