

SMOKING POLICY

A GETTING STARTED GUIDE

CITY OF FREMONT, LITTERING LAWS

Littering is against the law in Fremont and it harms our waterways. Businesses are responsible for keeping the area around their business free from all litter, including cigarette butts. Businesses will be inspected randomly and can be fined. (City of Fremont Municipal Code 18.210.100)

CITY OF FREMONT, SMOKING LAWS

Where is smoking allowed?

Smoking is allowed only in a designated smoking area.

Where is smoking prohibited?

(Fremont Municipal Code Section 8.55.050)

- All enclosed areas of buildings that are public places or places of employment.
- Commercial area sidewalks.
- Within 25 feet of any entrance, exit, operational window, or air intake vent to any building where smoking is prohibited.

Notwithstanding any other provisions of this section, any owner, operator, manager or other person who controls any establishment or area described in this section may declare that the entire establishment or area as non-smoking. (Ord. 23-2012 § 1, 12-4-12. 1990 Code § 4-6104.)



Required Signage

(Fremont Municipal Code Section 8.55.090)

1. "No Smoking" signs, with letters of not less than one inch in height, or the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it, or the same information in another format approved by the city manager, shall be clearly, sufficiently and conspicuously posted outside every building or other place where smoking is prohibited by this chapter, including outdoor areas, by the owner, operator, manager or other person having control of such building or other parts.
2. "No Smoking within 25 feet" signs shall be conspicuously posted at every entrance or exit to any building where smoking is prohibited.
3. Any ashtray located in a no smoking area must have a sign conspicuously posted within one foot of the ashtray with letters of two inches or more in height stating "Smoking Prohibited By Law – Extinguish Here." Ashtrays shall not be located within 25 feet of an entrance or exit to any building that is open to the public, including licensed child or adult care facilities.

(Ord. 23-2012 § 1, 12-4-12. 1990 Code § 4-6108.)

SAMPLE SMOKING POLICY ELEMENTS

Does your HR Department or Corporate Office have established guidelines already?

Policy Purpose

Why does the policy exist? Example: It also aims to protect water quality by keeping cigarette butts (litter) out of our waterways and where they belong, in the bin. This policy aims to protect non-smokers without unreasonably depriving smokers from their right to smoke.

Scope

Who does the policy apply to? Example: Employees and Visitors

Policy Elements

Where is smoking allowed? Is there a designated smoking area? When is smoking allowed in designated areas? Where should cigarette butts be disposed of?

Company Actions

How will your company support the policy? Will you put up signs or offer smoking cessation programs?

Disciplinary Consequences

How will your company enforce the policy? What happens if employees don't respect the policy? Who

SAMPLE SMOKING POLICY TEMPLATES

SEARCH ENGINE TERM

[Smoking Policy Template](#)