

ORDINANCE NO. 831

**AN ORDINANCE TO CREATE SECTION 54-4 OF THE VILLAGE OF MUKWONAGO
MUNICIPAL CODE RELATING TO A SMOKING BAN IN COMPLIANCE WITH 2009
WISCONSIN ACT 12**

The Village Board of the Village of Mukwonago, Waukesha and Walworth Counties, Wisconsin, DO ORDAIN AS FOLLOWS:

SECTION I. Section 54-4 of the Municipal Code of the Village of Mukwonago is created to read as follows:

Sec. 54-4. Regulation of Smoking in Places of Employment and Public Places.

The provisions of Chapter 101.123 of the Wisconsin Statutes as amended by 2009 Wisconsin Act 12 relating to the prohibition of smoking in various enclosed places are hereby adopted and made part of this Municipal Code by reference. Penalties for violation shall be as provided in Section 1.12. As prescribed by state statutes, a warning notice shall be issued to the "person in charge" for the first violation.

SECTION III. SEVERABILITY. The several sections of this ordinance are declared to be severable. If any section shall be declared by decision of a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of other portions of the ordinance.

SECTION IV EFFECTIVE DATE. This ordinance shall take effect upon publication.

Passed and adopted this 15th day of June, 2010.

James O. Wagner, Village President

Attest: _____
Paul J. Moderacki, Village Clerk

Date Adopted: June 15, 2010
Date Published: June 23, 2010
Date Effective: June 24, 2010