

See 4 Rep. by Ord 3452

ORDINANCE NO. 3351

TITLE: An Ordinance prohibiting the use of model glues (known as "glue sniffing"), defining model glue, providing penalties for violation of this ordinance and declaring an emergency.

WHEREAS, increasing numbers of persons are deliberately inhaling toxic vapors (commonly known as "glue sniffing") causing intoxication and stupefaction and other harmful effects to themselves and affecting the health, safety and welfare of the community, and

WHEREAS, there has been an increase in the number of persons who have participated in the inhalation of toxic vapors because other persons have incited or induced people to engage in this harmful practice; now, therefore,

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: USE

It shall be unlawful for any person to deliberately smell or inhale any drugs, or other noxious substances or chemicals containing any ketones, aldehydes, organic acetates, ether, chlorinated hydrocarbons, or any other substances containing solvents releasing toxic vapors in such excessive quantities as to cause conditions of intoxication, inebriation, excitement, stupefaction or dulling of the brain or nervous system. This applies with particularity to, but not limited to, model airplane glue, or any other substance or chemical which has the aforementioned effect upon the brain or nervous system when inhaled.

Section 2: INDUCTION

It shall be unlawful for any person other than a licensed physician to cause, invite or induce any person to smell or inhale any drugs or noxious chemicals containing any ketones, aldehydes, organic acetates, ether, chlorinated hydrocarbons, or other substances releasing toxic vapors, which when inhaled or smelled in excessive quantities cause conditions of intoxication, inebriation, excitement, stupefaction, or dulling of the brain or nervous system.

Section 3: PENALTY FOR VIOLATION

Any person violating the provisions of this order shall be deemed guilty of a misdemeanor and upon conviction shall be fined an amount not exceeding \$500.00 or be imprisoned in the City jail for a period not exceeding six months or by both fine and imprisonment.

Section 4: EMERGENCY CLAUSE

Whereas, the peace, health and safety of the people of the City of Albany require that this ordinance become immediately effective, therefore, an emergency is hereby declared to exist and this ordinance shall become effective immediately upon its final passage by the council and approval by the Mayor.

Passed by the Council:	<u>May 22, 1968</u>
Approved by the Mayor:	<u>May 22, 1968</u>
Effective Date:	<u>May 22, 1968</u>

Mayor

ATTEST:

Donald J. Lanza
City Recorder

The Mayor did not sign this ordinance, and further he did not file his reasons in writing with the City Recorder.

Per Section 39 of Charter, the Ordinance became law since he failed to sign within three days after passage and did not file his written veto to the same.