

OUTDOOR SMOKING TASK FORCE

DRAFT LANGUAGE FOR CONSIDERATION

Implementation

1. Effective Date: One year after it is adopted by the City Council.

2. Grace Period: A one year grace period following the effective date of the ordinance to permit a period of public education.

3. Education & Outreach

- *Notice to Businesses* - Businesses to be notified via mail about the new ordinance including information about how they can prepare. A webpage may also be created to help answer frequently asked questions and provide additional resources. Examples of signage requirements may also be included.
- *Notice to Customers* - Education to include notification to customers of establishments where smoking will be prohibited to be done through the posting of signage.
- *Task Force Recommendation* - Include a campaign to educate people on the dangers of smoking and information on how to quit smoking. This could occur during and after the grace period.

Enforcement Provisions for consideration

1. Who will enforce the ordinance: Code Compliance & Sherriff's Department

- Code compliance will field complaints through the City's hotline from patrons or employees. Record will be kept to determine whether businesses consistently allow or encourage smoking to occur.
- Only businesses that consistently violate any of the provisions of the ordinance (i.e. no signage posted; ashtrays on tables; or documentation that employees are not warning people that smoking is prohibited) will be cited.
- **Businesses will be expected to do the following:**
 - Post Required Signage
 - Inform customers who smoke that smoking is not allowed in the area and direct them to where smoking is allowed.
 - Should the customer refuse to stop smoking, the business should cease to serve food and/or beverage to the customer.
 - Should the customer become a nuisance, call the Sheriff's department for assistance.

2. Signage requirements for businesses:

- 30 days after the ordinance is approved the business must post of temporary signage informing employees and customers that as of "date certain" smoking will be prohibited in the outdoor dining area.
- Once effective the business must post permanent signage indicating that smoking is not allowed in the outdoor dining area.
- Signage specifications will be consistent with what is currently required.
- Signage requirements to include instructions for businesses that are exempt or have designated smoking areas.