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**CITY OF SACRAMENTO**  
CALIFORNIA

July 10, 1991

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**Law and Legislation Committee**  
Sacramento, California

**SUBJECT: An Ordinance Amending Section 37.15 of the Sacramento City Code Relating to Application of City Smoking Regulations in Buildings Owned or Managed by the County of Sacramento**

Honorable Members in Session:

**SUMMARY**

This report presents for committee review an ordinance which amends the City's smoking regulations to state explicitly that they shall apply to the County Courthouse and all other buildings owned or managed by the County of Sacramento which are located within the City of Sacramento.

**BACKGROUND**

On October 9, 1990, the City Council enacted a revised Chapter 37 of the City Code, the Clean Indoor Air and Health Protection Ordinance. The County of Sacramento Board of Supervisors enacted a similar ordinance. The City's ordinance has gone into effect, but the County's ordinance is suspended until a referendum is held in June, 1992.

On June 5, 1991, the County Board of Supervisors adopted a no-smoking policy in all Sacramento County Buildings. County Counsel Lee Elam advised the Board that it would be necessary for the City Council to amend the City smoking regulations to include Sacramento County buildings in order to enforce the no-smoking policy against people who are not working County employees. On June 7, 1991, the Chairman of the Board of Supervisors directed a letter to the Mayor and members of the City Council asking the City to expedite such an amendment.

This report proposes to expand Section 37.15 which regulates smoking in the County Courthouse to include all buildings within the City of Sacramento which are owned or managed by the County of Sacramento.

The County Counsel has reviewed the proposed ordinance and believes that it fulfills his Board's request to the City Council and resolves the legal issue he raised.

# ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**AN ORDINANCE AMENDING SECTION 37.15 OF  
THE SACRAMENTO CITY CODE RELATING TO  
SMOKING PROHIBITIONS IN THE COUNTY  
COURTHOUSE AND OTHER COUNTY OF  
SACRAMENTO OWNED AND MANAGED BUILDINGS  
LOCATED WITHIN THE CITY OF SACRAMENTO**

**BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:**

**SECTION 1.**

Section 37.15 of the Sacramento City Code is hereby amended to read as follows:

**Sec. 37.15 County Courthouse and Other County Buildings.**

The prohibitions contained in section 37.04 shall be applicable to the County Courthouse including jury lounges and jury deliberation rooms. The prohibitions contained in section 37.04 shall be applicable to all other buildings owned or managed by the County of Sacramento which are located within the City of Sacramento.

DATE PASSED FOR PUBLICATION:

DATE ENACTED:

DATE EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**FOR CITY CLERK USE ONLY**

ORDINANCE NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

Law and Legislation Committee

Re: An Ordinance Amending Section 37.15 of the Sacramento  
City Code Relating to Application of City Smoking  
Regulations in Buildings Owned or Managed by the  
County of Sacramento

July 10, 1991

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**FINANCIAL DATA**

Enforcement of the City's and County's smoking regulations is handled by the Environmental Health Division of the Sacramento County Environmental Management Department. Enactment of this amendment will not require the dedication of any additional enforcement resources.

**POLICY CONSIDERATIONS**

This ordinance is consistent with the City Council's policy to reduce involuntary exposure to sidestream smoke within the City of Sacramento.

**MBE/WBE**

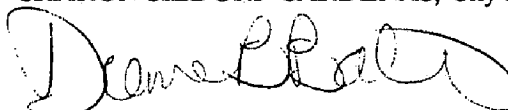
Not applicable.

**RECOMMENDATION**

It is recommended that the Law and Legislation Committee endorse the proposed amendment and refer the matter to the full City Council for hearing and enactment.

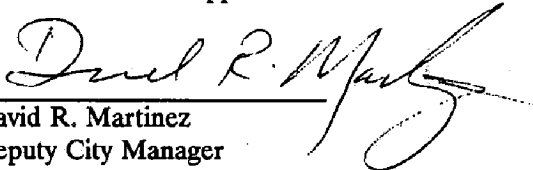
Respectfully submitted,

SHARON SIEDORF CARDENAS, City Attorney



DIANE B. BALTER  
Deputy City Attorney

Recommendation Approved:



David R. Martinez  
Deputy City Manager

Contact Person to  
Answer Questions:

Diane B. Balter, Deputy City Attorney  
449-5346

Law and Legislation  
July 18, 1991  
All Districts

# ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**AN ORDINANCE AMENDING SECTION 37.15 OF THE SACRAMENTO CITY CODE RELATING TO SMOKING PROHIBITIONS IN THE COUNTY COURTHOUSE AND OTHER COUNTY OF SACRAMENTO OWNED AND MANAGED BUILDINGS LOCATED WITHIN THE CITY OF SACRAMENTO**

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MAYOR

ATTEST:

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