

CITY OF LOS ANGELES

CALIFORNIA

KAREN E. KALFAYAN
City Clerk

HOLLY L. WOLCOTT
Executive Officer

When making inquiries relative to
this matter, please refer to the
Council File No. 08-1544



ANTONIO R. VILLARAIGOSA
MAYOR

Office of the
CITY CLERK

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KONRAD CARTER
Acting Chief, Council and Public Services
Division

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January 9, 2009

Rockard J. Delgadillo, City Attorney
Room 800, City Hall East

REQUEST FOR ORDINANCE

On January 7, 2009, the Arts, Parks, Health and Aging (APHA) Committee considered a Motion (Smith – Zine) relative to requesting the City Attorney to prepare an Ordinance prohibiting smoking in outdoor dining areas. Amended recommendations were presented to the APHA Committee. The APHA Committee subsequently requested the City Attorney to report back to Committee in 30 days with a draft Ordinance including the following proposed recommendations:

1. Banning all smoking from any outdoor patio area that is connected to any business that serves food or beverages.
2. Exempt businesses that are age restrictive and 18 and older such as bars and nightclubs.
3. Exempt private events that are closed to the general public where an invitation (or ticket) is needed for access.
4. Restrict smoking 10 feet from outdoor dining areas.
5. Hold businesses and individuals liable with fines.
6. After the Ordinance is adopted in Council, establish a 6 month grace period to allow businesses the opportunity to notify their customers of the new law.
7. Require businesses to post a sign.

Please transmit the draft Ordinance to the City Council, Attn: Arts, Parks, Health and Aging Committee, c/o Office of the City Clerk, City Hall, Room 395. In addition, please reference Council file number 08-1544. If you require additional information, please contact me at (213) 978-1071 or erika.pulst@lacity.org.

Sincerely,

Erika Pulst
Legislative Assistant
Arts, Parks, Health and Aging Committee