

ORDINANCE NO. 180200

An Ordinance amending Section 41.50.B of the Los Angeles Municipal Code to prohibit smoking at City permitted farmer's markets.

**WHEREAS**, every day over 4,000 children in the United States smoke their first cigarette and half of them become daily smokers; and

**WHEREAS**, more than 440,000 people die every year from tobacco-related diseases, making tobacco smoke the nation's leading cause of preventable death; and

**WHEREAS**, secondhand smoke exposure causes as many as 300,000 children in the United States under the age of 18 months to suffer lower respiratory tract infections, including bronchitis and pneumonia, exacerbates childhood asthma, and increases the risk of acute and chronic middle-ear infections; and

**WHEREAS**, the U.S. Environmental Protection Agency has found secondhand smoke to be a risk to public health and has classified it as a group A carcinogen, the most dangerous class of carcinogens; and

**WHEREAS** the City of Los Angeles has been in the forefront of protecting people from the dangers of secondhand smoke beginning with a ban on smoking on buses in 1964, in elevators in 1975, and the creation of workplace non-smoking areas in 1985; and

**WHEREAS**, tobacco control requires a range of public health strategies because tobacco smoking is a complex, century-old cultural habit in America, as the noted public health historian Allan M. Brandt documents in his book *The Cigarette Century: The Rise, Fall, and Deadly Persistence of the Product That Defined America*, a 2008 Pulitzer Prize finalist; and

**WHEREAS**, other cities within the County and across the State have begun to ban smoking in parks and other public areas since the City banned smoking within 25 feet of playground equipment, bleachers, backstops, sports courts and fields and picnic areas in July 2002, and on City beaches in June 2004; and

**WHEREAS**, children and adults also frequent City permitted farmer's markets, and such markets are often in small areas that easily expose shoppers to secondhand smoke.

**NOW, THEREFORE,**

**THE PEOPLE OF THE CITY OF LOS ANGELES  
DO ORDAIN AS FOLLOWS:**

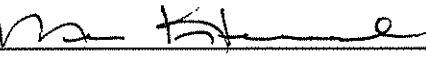
Section 1. Section 41.50.B of the Los Angeles Municipal Code is amended by adding a new paragraph 17 to read as follows:

17. City permitted farmer's markets as defined in Section 12.24.X.6.

Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of SEP 10 2008.

KAREN E. KALFAYAN, City Clerk


By  Deputy

Approved SEP 16 2008

 Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By   
DAVID I. SCHULMAN  
Deputy City Attorney

Date 7/9/08

Council File No. 07-1790

## DECLARATION OF POSTING ORDINANCE


I, MARIA C. RICO, state as follows: I am, and was at all times hereinafter mentioned, a resident of the State of California, over the age of eighteen years, and a Deputy City Clerk of the City of Los Angeles, California.

**Ordinance No. 180200 – Amending Section 41.50.B of the Los Angeles Municipal Code to prohibit smoking at City permitted farmer’s markets** - a copy of which is hereto attached, was finally adopted by the Los Angeles City Council on **September 10, 2008**, and under the direction of said City Council and the City Clerk, pursuant to Section 251 of the Charter of the City of Los Angeles and Ordinance No. 172959, on **September 23, 2008** I posted a true copy of said ordinance at each of three public places located in the City of Los Angeles, California, as follows: 1) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; 2) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; 3) one copy on the bulletin board located at the Temple Street entrance to the Hall of Records of the County of Los Angeles.

Copies of said ordinance were posted conspicuously beginning on **September 23, 2008** and will be continuously posted for ten or more days.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this **23rd** day of **September 2008** at Los Angeles, California.

  
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Maria C. Rico, Deputy City Clerk

**Ordinance Effective Date: November 2, 2008**

**Council File No. 07-1790**