

Board Referral No. 2018.18

Smoking Ban at all County Parks, Buildings and Parking Lots

Board of Supervisors Meeting, August 28, 2018

Overview

- ▶ Chapter 10.70 “Smoking Pollution Control”
 - ▶ Established 1993
 - ▶ Prohibits smoking in County owned or leased facilities and vehicles
 - ▶ Prohibits smoking in public places
- ▶ Chapter 14.12 “County Parks”
 - ▶ Established 1970, amended
 - ▶ No regulations relative to smoking

Timeline: Smoking Ordinance Update

- ▶ **January 2017**- Health Dept. initiates smoking regulation update
 - ▶ Chapter 10.70: Modernize language, clarify restrictions, match State legal changes.
 - ▶ Chapter 14.12 - Address smoking in County Parks (majority of update).
- ▶ **August 2017** - Smoking regulation presented to Parks Commission
 - ▶ Support restrictions in County Parks, exceptions for designated smoking areas at Royal Oaks, Toro, San Lorenzo, Laguna Seca and Lakes.
- ▶ **January 2018** - Board adopts Health Dept. smoking policy
 - ▶ Bans smoking at all County facilities.
- ▶ **July 2018** - Board Referral requesting draft ordinance to prohibit smoking in all County parks, buildings and parking lots.

County Smoking Policy

- ▶ Smoking and the use of tobacco products is prohibited in all buildings and facilities, both indoors and outdoors, and inside vehicles owned, leased, and/or operated by the County of Monterey.
- ▶ This policy and procedure is applicable to all County of Monterey employees, volunteers, contracted staff, patients, and visitors.

Range of Options for Smoking Regulations in County Parks

► Total Ban

- All areas of all County Parks
- No exceptions (living quarters, large events, etc.)

► Ban with Exceptions

- Designated areas set by location, event type, park use, etc.
- Exceptions may be broad or limited in scope.

► No Ban

- Current Code

► Other Counties

- Examples

Examples of Parks Smoking Regulations in Other Counties

- ▶ Smoking restrictions lifted for specific public events.
 - ▶ Santa Barbara County
- ▶ Exemptions or delayed implementation for parks and buildings under a management contract or lease.
 - ▶ Santa Clara County
- ▶ Phased or delayed implementation for all smoking bans.
 - ▶ Sonoma County

Parks Commission Recommendation

- ▶ Total smoking ban in all County Parks with special consideration for:
 - ▶ Live-on volunteers to smoke within their own living quarters.
 - ▶ Enterprise fund facilities (Laguna Seca, Lake San Antonio and Lake Nacimiento).
 - ▶ Use of medicinal cannabis in County Parks.

Recommended Actions

- ▶ Consider recommendations by the Parks Commission regarding implementing smoking regulations at County Park facilities
- ▶ Provide staff direction:
 - ▶ Chapter 14.12 (County Parks) - smoking regulations in County Parks specifically.
 - ▶ Chapter 10.70 (Smoking Pollution Control) - smoking regulations for County facilities in general.
- ▶ Ordinances come to the full Board for adoption.