

May 3, 2006

Honorable Mayor and Members of
the Hermosa Beach City Council

Regular Meeting of
May 9, 2006

**ORDINANCE PROHIBITING SMOKING ON THE BEACH AND AMENDING
THE HERMOSA BEACH MUNICIPAL CODE**

Recommendation:

That the City Council review and adopt the attached ordinance prohibiting smoking on the beach.

Background:

Mayor Tucker requested that the City Council consider adopting a smoking prohibition on the beach. Staff has drafted the attached ordinance for your review and consideration.

As you are aware, many of the cities on the Santa Monica Bay have, over the last two years, adopted smoking prohibitions on their beaches. Those in the South Bay include Manhattan Beach, Redondo Beach and El Segundo. Malibu and Santa Monica have also enacted smoking prohibitions.

The enforcement of the ordinance and education has been done with signage in the other cities that enacted smoking prohibitions.

Respectfully submitted,



Stephen R. Burrell
City Manager

ORDINANCE NO. _____

AN ORDINANCE PROHIBITING SMOKING ON THE
BEACH AND AMENDING THE HERMOSA BEACH
MUNICIPAL CODE.

The City Council of the City of Hermosa Beach does ordain as follows:

Section 1. Section 8.40.020 of Title 8, Chapter 8.40 of the Hermosa Beach Municipal Code is hereby amended by adding thereto a new paragraph C. to read as follows:

C. The beach. The "beach" means that certain strip of land within the City lying between the westerly line of the Strand and the line of the ordinary tide of the Pacific Ocean.

Section 2. Title 12, Chapter 12.20 of the Hermosa Beach Municipal Code is hereby amended by adding thereto a new Section 12.20.125 to read as follows:

12.20.125 Smoking.

No person shall smoke on the beach. "Smoking" is as defined in section 8.40.010 of this Code. A violation of this section shall be an infraction.

PASSED, APPROVED AND ADOPTED this ___ day of _____, 2006.

MAYOR

Attest:

City Clerk