

May 31, 2006

City Council Meeting
June 13, 2006

Mayor and Members
of the City Council

**ORDINANCE NO. 06-1267 - "AN ORDINANCE OF THE CITY OF
HERMOSA BEACH, CALIFORNIA, PROHIBITING SMOKING ON THE
BEACH AND AMENDING THE HERMOSA BEACH MUNICIPAL
CODE"**

Submitted for **adoption** and **waiver of full reading** is Ordinance No. 06-1267 relating to the above subject.

At the meeting of May 9, 2006, the ordinance was presented to the City Council for consideration and was introduced by the following vote:

AYES: Edgerton, Keegan, Mayor Tucker
NOES: Reviczky
ABSENT: None
ABSTAIN: None

At the meeting of May 23, 2006, the ordinance was presented to the City Council for adoption but, due to the absence of Councilmember Keegan and the dissenting vote by Councilmember Reviczky, failed to garner the three affirmative votes needed for passage of an ordinance. The matter was therefore continued to the June 13, 2006 meeting.


Elaine Doerfling, City Clerk

Noted:


Stephen R. Burrell, City Manager

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ORDINANCE NO. 06-1267

**AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA,
PROHITING SMOKING ON THE BEACH AND AMENDING THE
HERMOSA BEACH MUNICIPAL CODE**

**THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA,
DOES HEREBY ORDAIN AS FOLLOWS:**

SECTION 1. Section 8.40.020 of Title B, 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.”

SECTION 3. This ordinance shall become effective and be in full force and effect from and after thirty (30) days of its final passage and adoption.

SECTION 4. Prior to the expiration of fifteen (15) days after the date of its adoption, the City Clerk shall cause this ordinance to be published in the Easy Reader, a weekly newspaper of general circulation published and circulated, in the City of Hermosa Beach in the manner provided by law.

SECTION 5. The City Clerk shall certify to the passage and adoption of this ordinance, shall enter the same in the book of original ordinances of said city, and shall make minutes of the

1 passage and adoption thereof in the records of the proceedings of the City Council at which the
2 same is passed and adopted.

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4 **PASSED, APPROVED and ADOPTED** this 13th of June 2006 by the following vote:

5 AYES:
6 NOES:
7 ABSENT:
8 ABSTAIN:

9 _____
10 **PRESIDENT** of the City Council and **MAYOR** of the City of Hermosa Beach, California

11 ATTEST:

APPROVED AS TO FORM:

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13 _____
14 City Clerk

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16 City Attorney

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