

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Adoption of Ordinance No. 630 - Tobacco Free Park Regulations
DEPARTMENT:	City Manager's Office Parks, Recreation and Cultural Services
PRESENTED BY:	John Norris, CMO Management Analyst Dick Deal, Parks, Recreation and Cultural Services Director
ACTION:	<input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input type="checkbox"/> Motion <input type="checkbox"/> Discussion

PROBLEM/ISSUE STATEMENT:

On March 19, the City Council reviewed Ordinance No. 630, which proposes to codify tobacco use regulations in Shoreline parks. The ordinance proposes to add a new section to Article III of Shoreline Municipal Code (SMC) Chapter 8.12. SMC Section 8.12.395 states that "no person shall use tobacco in any park area; tobacco use includes the smoking or lighting of cigarettes, cigars, or pipe tobacco, or the use of smokeless or chewing tobacco." If a park user is found using tobacco products by Shoreline law enforcement, they could be subject to the enforcement mechanisms outlined in Article V of SMC Chapter 8.12.

Immediately following the March 19 Council meeting, any questions posed to staff or direction provided by Council will be provided in a revised staff report. This will be made available on the City's website by Wednesday, March 21. Likewise, comments received from citizens on the proposed regulations will be provided to the Council through Monday, March 26.

For reference, the March 19 staff report may be accessed at the following link:

<http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/Council/Staffreports/2012/Staffreport031912-8a.pdf>.

COUNCIL GOAL ADDRESSED:

This staff report addresses Council Goal No. 6: Develop a "health city" strategy. As part of the Healthy City Strategy that was developed, titled *Shoreline4Health*, a strategy goal was developed to establish a tobacco free zone in all of Shoreline's parks and public sites.

RESOURCE/FINANCIAL IMPACT:

There is a very minimal fiscal impact to establishing tobacco free parks in Shoreline. If Ordinance No. 630 is adopted by the City Council, City resources used to enforce the regulations would be spent on posted signage in parks (\$3,000 to \$5,000) and on educating current law enforcement and parks officials. Staff would not recommend that additional resources be spent on increased police and/or park patrols for this specific

regulation and would rely on education and 'peer to peer' enforcement as the predominant enforcement mechanism.

RECOMMENDATION:

Staff recommends that Council adopt Ordinance No. 630.

ATTACHMENTS:

A: Proposed Ordinance No. 630

Approved By: City Manager - *JU* City Attorney - *IS*

Attachment A

ORDINANCE NO. 630

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON ESTABLISHING TOBACCO USE REGULATIONS IN ALL SHORELINE PARK AREAS

WHEREAS, the City of Shoreline has the authority to regulate park facilities, as defined in Shoreline Municipal Code Chapter 8.12, to promote the health, public safety, and general welfare of park users; and

WHEREAS, the Shoreline City Council adopted a Healthy City Strategy Work Plan for Shoreline in September 2011 that included a strategy goal of establishing a tobacco-free zone in all of Shoreline's parks and public sites; and

WHEREAS, Shoreline's parks are intended for the healthy enjoyment of all citizens, including children and youth; and

WHEREAS, allowing smoking and tobacco use in parks, playgrounds, beaches and ball fields that are seen as 'health-promoting environments' can send a message to children, youth and other adults that using tobacco products is consistent with a healthy environment and a healthy lifestyle; and

WHEREAS, studies have shown that children and youth that have been exposed to smoking and tobacco use are more likely to smoke when they get older; and

WHEREAS, smoking and tobacco use in parks has resulted in litter of cigarette butts, cigar butts and other tobacco-related waste, which studies have shown can cause environmental damage to our parks and can pose a health risk to children and animals; and

WHEREAS, the City Council received testimony from a representative of Public Health – Seattle and King County that smoking and tobacco use causes almost 2,000 premature deaths in King County each year; and

WHEREAS, some of this 'human cost' of smoking is related to second-hand smoke, and even outdoors, second-hand smoke can have serious health consequences for non-smokers.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE,
WASHINGTON DO ORDAIN AS FOLLOWS:**

Section 1. New Section. A new section, Section 8.12.395, *Tobacco use in parks*, is hereby added to Article III of Chapter 8.12, *Rules Governing Use of Facilities – (Part I)*:

8.12.395 Tobacco use in parks.

No person shall use tobacco in any park area. Tobacco use includes the smoking or lighting of cigarettes, cigars, or pipe tobacco, or the use of smokeless or chewing tobacco.

Section 2. Effective Date and Publication. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. The ordinance shall take effect and be in full force five days after passage and publication.

ADOPTED BY THE CITY COUNCIL ON MARCH 26, 2011.

Mayor Keith A. McGlashan

ATTEST:

APPROVED AS TO FORM:

Scott Passey
City Clerk

Ian Sievers
City Attorney

Publication Date:

Effective Date: