















## **SUMMARY OF ORDINANCE NO. 2008**

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN RAFAEL AMENDING SECTIONS 9.04.030, 9.04.090 AND 19.10.060 OF THE SAN RAFAEL MUNICIPAL CODE PROHIBITING SMOKING IN OPEN SPACE YEAR-ROUND AND REQUIRING DESIGNATED SMOKING AREAS IN MULTI-FAMILY HOUSING COMPLEXES WITH OVER 10 UNITS LOCATED WITHIN 1,000 FEET FROM OPEN SPACE AND UNDEVELOPED LOTS IN ORDER TO PREVENT CIGARETTE-CAUSED FIRES**

This Summary concerns a proposed ordinance of the City Council of the City of San Rafael, designated as Ordinance No. 2008, which will prohibit smoking in open space year-round and require designated smoking areas in multi-family housing complexes with more than 10 units located within 1,000 feet from open space and undeveloped lots. Ordinance No. 2008 is scheduled for adoption by the San Rafael City Council at its regular meeting of May 16, 2022. The City Clerk has been directed to publish this Summary pursuant to City Charter and California Government Code section 36933(c)(1).

## **SUMMARY OF ORDINANCE**

Ordinance No. 2008 amends Chapter 9.04.030, 9.040.090 and 19.10.060 of the San Rafael City Municipal Code, establishing the definition of undeveloped property, prohibiting smoking in open space year-round, and requiring the implementation of designated smoking areas in multi-family complexes with more than 10 units located within 1,000 feet from open space and undeveloped lots. This will further regulate smoking to further reduce the risk of wildfire and protect City residents, businesses and visitors. It will confirm that smoking in open space is prohibited year-round and subject to the same enforcement and penalties as other smoking restrictions. In addition, Ordinance No. 2008 will allow for signage in place of a designated smoking area if analysis demonstrates a designated area cannot effectively be implemented. The City Council's adoption of this ordinance allows San Rafael to serve the public health, safety, and welfare due to the known dangers to health and wildfire risk posed by smoking and preserve and protect open space and the natural environment for all to enjoy

For a complete copy of the text of the Ordinance, please contact Wildfire Mitigation Project Manager Mary Skramstad at (415-485-3025) or [mary.skramstad@cityofsanrafael.org](mailto:mary.skramstad@cityofsanrafael.org). Copies of the Ordinance are also available for public review by contacting the City Clerk's office by email to [city.clerk@cityofsanrafael.org](mailto:city.clerk@cityofsanrafael.org).

/s/ Lindsay Lara  
LINDSAY LARA  
San Rafael City Clerk  
Dated: 04/20/2022