

FILE NO. 081124

ORDINANCE NO. **13-09**

[Prohibiting advertisements for alcoholic beverages on City property.]

**Ordinance amending the San Francisco Administrative Code by amending  
Section 4.20, to prohibit advertisements for alcoholic beverages on City property.**

Note: Additions are single-underline italics Times New Roman;  
deletions are ~~strikethrough-italics Times New Roman~~.  
Board amendment additions are double underlined.  
Board amendment deletions are ~~strikethrough-normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending  
Section 4.20, to read as follows:

**SEC. 4.20. TOBACCO PRODUCT AND ALCOHOLIC BEVERAGE ADVERTISING  
PROHIBITION.**

(a) No advertising of cigarettes or tobacco products or alcoholic beverages shall be allowed on any property owned by or under the control of the City and County of San Francisco, except as exempted in subsections (c) and (d) below. For purposes of this Section 4.20, "alcoholic beverage" shall be as defined in California Business and Professional Code section 23004 and shall not include cleaning solutions, medical supplies, and other products and substances not intended for drinking.

(b) This prohibition shall include the placement of the name of a company producing, selling or distributing cigarettes or tobacco products or alcoholic beverages, or the name of any cigarette or tobacco product or alcoholic beverages, in any promotion of any event or promotion of any product or beverage on property owned by or under the control of the City and County of San Francisco. This prohibition shall not apply to any advertisement sponsored by a state, local, ~~or~~ nonprofit or other entity designed to (i) communicate the health hazards of cigarettes and tobacco products ~~or to~~ alcoholic beverages, (ii) encourage people not to smoke or to stop

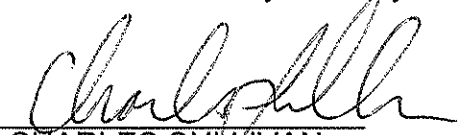
1 smoking, or encourage people not to drink alcohol or to stop drinking alcohol, or (iii) provide or  
2 publicize drug or alcohol treatment or rehabilitation services.

3 (c) All leases, permits or agreements awarded by the City and County of  
4 San Francisco allowing any person to use City property shall specifically provide that there  
5 shall be no advertising of cigarettes or tobacco products or alcoholic beverages as set forth in this  
6 Section 4.20. This prohibition on advertising shall only not apply to those leases, permits or  
7 agreements except where its application would impair obligations of contract entered into,  
8 renewed, or materially amended from and after the effective date of this ordinance.

9 (d) City property used for operation of a restaurant, concert or sports venue, or other  
10 facility or event where the sale, production or consumption of alcoholic beverages is permitted,  
11 shall be exempt from the alcoholic beverage advertising prohibition in subsections (a) and (b) through  
12 (c) above, but this prohibition may be made applicable by lease, permit or agreement.

13  
14 APPROVED AS TO FORM:  
15 DENNIS J. HERRERA, City Attorney

16  
17 By:

  
18 CHARLES SULLIVAN  
19 Deputy City Attorney



# City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

## Tails Ordinance

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**File Number:** 081124

**Date Passed:**

Ordinance amending the San Francisco Administrative Code by amending Section 4.20, to prohibit advertisements for alcoholic beverages on City property.

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December 16, 2008 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Alioto-Pier, Campos, Chu, Daly, Dufty, Elsbernd, Maxwell,  
McGoldrick, Mirkarimi, Peskin, Sandoval

January 6, 2009 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Alioto-Pier, Campos, Chu, Daly, Dufty, Elsbernd, Maxwell,  
McGoldrick, Mirkarimi, Peskin

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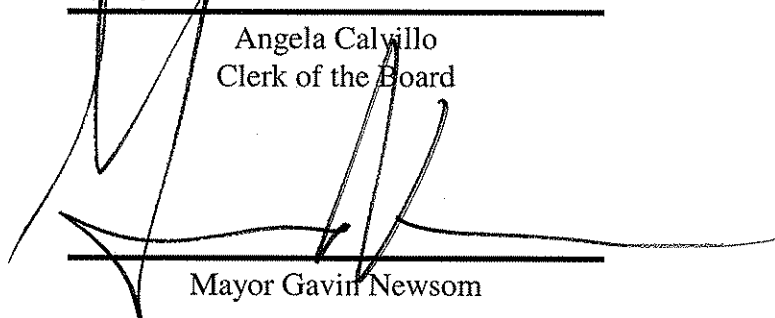
I hereby certify that the foregoing Ordinance  
was **FINALLY PASSED** on **January 6, 2009**  
by the Board of Supervisors of the City and  
County of San Francisco.

1/16/09

Date Approved



Angela Calvillo  
Clerk of the Board



Mayor Gavin Newsom