

1 [Prohibiting advertisements for alcoholic beverages on City property.]

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

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

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

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

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

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

19 (b) This prohibition shall include the placement of the name of a company producing,
20 selling or distributing cigarettes or tobacco products or alcoholic beverages, or the name of any
21 cigarette or tobacco product or alcoholic beverages, in any promotion of any event or promotion
22 of any product or beverage on property owned by or under the control of the City and County of
23 San Francisco. This prohibition shall not apply to any advertisement sponsored by a state,
24 local, ~~or~~ nonprofit or other entity designed to (i) communicate the health hazards of cigarettes
25 and tobacco products ~~or~~ 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 shall apply to all existing leases, permits or agreements except
7 where its application would impair obligations of contract.

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

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

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By: _____
CHARLES SULLIVAN
Deputy City Attorney

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