

1 [Prohibiting Smoking on Golf Courses.]

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3 **Ordinance amending section 1009.81 of the Health Code to prohibit smoking on golf**
4 **courses.**

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 Health Code is hereby amended by amending Section
10 1009.81, to read as follows:

11 SEC. 1009.81. PROHIBITING SMOKING IN CITY PARK AND RECREATIONAL
12 AREAS.

13 (a) Smoking is prohibited on any unenclosed area of property in the City and
14 County of San Francisco that is open to the public and under the jurisdiction of the Recreation
15 and Park Commission or any other City department if the property is a park, square, garden,
16 sport or playing field, pier, or other property used for recreational purposes.

17 (b) Nothing in this section is intended to change the provisions of Health Code
18 Section 1009.22(b) regulating smoking in sport stadiums.

19 (c) Each City department with jurisdiction over property subject to this Article shall
20 post signs in appropriate locations to provide public notice that smoking is prohibited.

21 (d) The provisions of this Article do not apply in any circumstance where federal or
22 state law regulates smoking if the federal or state law preempts local regulation or if the
23 federal or state law is more restrictive.

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1 (e) The provisions of this Article do not apply to playgrounds or tot lot sandbox
2 areas, in and around which smoking is prohibited by California Health and Safety Code
3 Section 104495.

4 (f) The provisions of this Article do not apply to piers primarily used for commercial
5 purposes.

6 ~~(g) — The provisions of this Article do not apply to golf courses.~~

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8 APPROVED AS TO FORM:
9 DENNIS J. HERRERA, City Attorney

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By: _____
Cheryl Adams
Deputy City Attorney

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