

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 ~~striketrough italics Times New Roman~~.
7 Board amendment additions are double underlined.
8 Board amendment deletions are ~~striketrough 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.

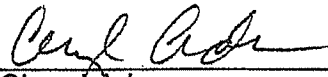
24
25 Supervisor McGoldrick, *Amiano*
BOARD OF SUPERVISORS

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:
DENNIS J. HERRERA, City Attorney

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10 By: 
11 Cheryl Adams
12 Deputy City Attorney
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City and County of San Francisco

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

Tails

Ordinance

File Number: 060393

Date Passed:

Ordinance amending Section 1009.81 of the Health Code to prohibit smoking on golf courses.


- April 4, 2006 Board of Supervisors — REFERRED: Budget and Finance Committee
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval
- May 2, 2006 Board of Supervisors — CONTINUED
Ayes: 6 - Alioto-Pier, Ammiano, Daly, Dufty, McGoldrick, Mirkarimi
Noes: 4 - Elsbernd, Ma, Peskin, Sandoval
Excused: 1 - Maxwell
- May 9, 2006 Board of Supervisors — PASSED ON FIRST READING
Ayes: 6 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi
Noes: 5 - Alioto-Pier, Elsbernd, Ma, Peskin, Sandoval
- May 16, 2006 Board of Supervisors — FINALLY PASSED
Ayes: 6 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi
Noes: 4 - Elsbernd, Ma, Peskin, Sandoval
Absent: 1 - Alioto-Pier

File No. 060393

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on May 16, 2006 by
the Board of Supervisors of the City and
County of San Francisco.

5/19/06

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Gavin Newsom