



CITY OF BEVERLY HILLS
455 N. Rexford Drive
Beverly Hills, CA 90210
4th Floor Conference Room A

Beverly Hills City Council / Health and Safety Commission Liaison

SPECIAL MEETING HIGHLIGHTS

Monday, July 17, 2017
3:00 PM

MEETING CALLED TO ORDER

Date / Time: July 17, 2017 / 3:02 PM

IN ATTENDANCE: Mayor Lili Bosse, Vice Mayor Julian Gold, Chair Daniel Nazarian, Commissioner Gary Ross, City Manager Mahdi Aluzri, Director of Emergency Management, Resilience and Recovery Pamela Mottice-Muller, Nestor Otazu, Logan Phillippo, Maricela Marroquin, David Hamel, Garin Hussenjjan.

1) PUBLIC COMMENT

Members of the public were given the opportunity to directly address the Committee on any item listed on the agenda.

Speakers: None.

2) Proposed Smoke-Free Multi-Unit Housing Ordinance

Logan Phillippo, Senior Management Analyst, using power point, presented the general background, key provisions, City enforcement processes, and timeframe for the smoking regulations for multi-unit housing.

Chair Nazarian gave a brief overview of the Commission's work on the smoking regulations for multi-unit housing and outlined the outreach, research, and deliberations that have taken place.

Mayor Bosse inquired about any portion of the proposed ordinance that may have non-support from members of the Commission. The Council Liaisons had received communications on this matter. Chair Nazarian and Commissioner Ross explained that there were two points expressed. One was regarding the two-year transition timeline to smoke-free, where if condominium unit owner were to occupy a unit that was previously leased, and therefore designated as non-smoking, the unit owner would then be permitted to smoke within the unit until the implementation date of January 1, 2020 for condominium units. The second was regarding the proposed January 1 2018, 2019, and 2020 start dates. Chair Nazarian and Commissioner Ross stated that these had been a points of discussion amongst the commissioners.

Vice Mayor Gold inquired if there had been any opposition to the proposed ordinance. Chair Nazarian explained that during the many months of working on this ordinance and the multiple outreach meetings, public comment, formal and informal surveys, there were only two letters of opposition to non-smoking in multi-unit housing and condominiums.

Everything else was in support of banning smoking in multi-unit housing and condominiums.

Both Mayor Bosse and Vice Mayor Gold congratulated the Commission on their hard work and dedication to this topic and were happy with the outcome of the proposed ordinance.

Vice Mayor Gold inquired about how the proposed ordinance would be enforced. Nestor Otazu, Code Enforcement Manager, and David Hamel, Police Lieutenant, stated that educational outreach is a form of enforcement, but that the issuance of a citation is possible only if the smoking code violation is observed, which may be difficult in many cases involving private property.

Staff clarified that this proposed ordinance includes tobacco and marijuana. Maricela Marroquin, a representative from the City Attorney's Office, informed the Mayor that under state law, wherever smoking is prohibited, so too is the smoking of marijuana. Ms. Marroquin stated that there are alternative methods of marijuana use that do not include smoking. Pamela Mottice Muller, Director of Emergency Management, Resilience and Recovery, stated that speakers at previous public meetings have expressed complaints over both tobacco and marijuana smoke and that future complaints for smoking-related violations would likely include marijuana smoke.

Vice Mayor Gold stated that this proposed ordinance provides a balance between good business and good health. By keeping apartments non-smoking, building owners will be happy because it keeps the units clean and therefore, lessens maintenance costs.

Both Mayor Bosse and Vice Mayor Gold want to bring the proposed ordinance to City Council's Study Session and Formal Session on the same day. It was determined that August 15, 2017, would be possible for both items to be on the City Council agenda.

ADJOURNMENT

Date / Time:

July 17, 2017 / 3:47 PM