



## Staff Report

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File #: REPORT 19-0005, Version: 1

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Honorable Mayor and Members of the Hermosa Beach City Council  
Regular Meeting of January 8, 2019

**ORDINANCE NO. 18-1389 - "AN ORDINANCE OF THE CITY OF  
HERMOSA BEACH, CALIFORNIA, ADDING CHAPTER 5.78 TO THE  
HERMOSA BEACH MUNICIPAL CODE (TOBACCO RETAILERS)  
REQUIRING LICENSURE OF TOBACCO RETAILERS AND LIMITING  
SALE OF ELECTRONIC SMOKING DEVICES AND FLAVORED  
TOBACCO PRODUCTS TO REDUCE THE ILLEGAL SALE OF  
TOBACCO TO YOUTH AND AMENDING SECTION 1.10.040 TO  
MAKE VIOLATIONS OF CHAPTER 5.78 SUBJECT TO  
ADMINISTRATIVE PENALTY PROCEDURES"**

(City Clerk Elaine Doerfling)

**Recommended Action:**

The City Clerk recommends that the City Council waive full reading and adopt by title Ordinance No. 18-1389.

**Background:**

At the December 11, 2018 City Council meeting, staff presented the draft ordinance for Council consideration. Following the public hearing, the Council introduced the ordinance, with the following revisions, by a 3-1 vote (Armato dissented, Duclos absent):

1. Section 5.78.100 D should now read: Minimum age for Persons selling tobacco. No Person who is younger than *eighteen (18)* years of age shall engage in Tobacco Retailing.
2. The effective date of this ordinance is June 1, 2019.

**General Plan Consistency:**

This Ordinance, associated reports and recommendations have been evaluated for their consistency with the City's General Plan. Relevant policies are listed below:

**Governance Element:**

**3.6 Healthy Air Hermosa.** Maintain high quality outdoor and public spaces in Hermosa Beach through the Healthy Air Hermosa program, or subsequent programs which aim to reduce cigarette smoke.  
**7.3 Health in all policies.** Integrate health, livability, and sustainability principles when adopting new policies and periodically review and evaluate adopted policies for their impact or opportunity to improve health, livability, and sustainability.

**Attachments:**

1. Ordinance No. 18-1389

**Respectfully Submitted by:** Linda Abbott, Deputy City Clerk

**Concur:** Elaine Doerfling, City Clerk

**Noted:** Suja Lowenthal, City Manager