



**City of Belmont  
Proposed draft smoking ordinance  
which contains the following basic provisions:**

1. With the exception of the landlord/tenant lease addendum (described below), this ordinance would be effective 30 days after adoption.
2. Exposure to secondhand smoke would be declared a public nuisance.
3. The city would encourage the affected parties to resolve any disputes privately prior to city enforcement.
4. City enforcement, if necessary, would be complaint-driven.



**Smoking would be PROHIBITED:**

- In all indoor workplaces except for sole-proprietorship smoke shops;
- In all outdoor workplaces (including at outdoor eating and service areas of cafes and restaurants);
- In outdoor public places, such as parks, sports stadiums and fields, recreation trails, and shopping malls;
- In indoor and outdoor common areas of all multi-unit residences, as currently prohibited;
- In individual units and their patio/yard areas of multi-unit, multi-story residences (apartments, condominiums, and townhouses) which share common floors and/or ceilings with at least one other such unit.
  - Landlords would be required to insert no-smoking terms in their residential leases, per the California Apartment Association's Approved Form.
  - These landlord/tenant lease provisions would go into effect 14 months after adoption of the ordinance.
- Twenty feet from all places subject to smoking restrictions where smoking is prohibited.



**Smoking would be ALLOWED:**

- On all streets and sidewalks, unless being used as outdoor workplaces, or at city-sponsored events (such as parades and fairs);
- In all single family homes and their patio/yard areas;
- In individual units and their patio/yard areas of multi-unit residences (apartments, condominiums, and townhouses) which do not share any common floors and/or ceilings with any other such units;
- In owner-designated outdoor smoking areas of multi-unit residences;
- In any city-designated outdoor smoking areas;
- In automobiles;
- For existing tenants in covered multi-unit residences for 14 months after adoption.