

RESOLUTION NUMBER R- 284585

ADOPTED ON SEP 12 1994

WHEREAS, tobacco use is responsible for the death of over 400,000 people every year and is the number one cause of death in the United States; and

WHEREAS, Environmental Tobacco Smoke (ETS) has been categorized as a cancer causing substance by the Environmental Protection Agency; and exposure to sidestream or second hand smoke kills an estimated 40,000 persons every year; and

WHEREAS, the State of California as well as many counties and municipalities conduct aggressive public education campaigns to discourage tobacco use, particularly among children; and

WHEREAS, the San Diego City Council passed a smoking control ordinance in 1994 which regulates smoking in public places and places of employment in order to protect people against exposure to ETS; and

WHEREAS, Proposition 188, titled the "California Uniform Tobacco Control Act", which will be on the November 1994 ballot, will, if passed, repeal San Diego's smoking ordinance and replace it with a state-wide law which could permit smoking in every restaurant and workplace in the State; and

WHEREAS, Proposition 188 is being sponsored by Philip Morris, the largest cigarette manufacturing company in the world, and they do not deny it; and

WHEREAS, Proposition 188 prohibits local government from passing any tobacco control legislation in the future, and prohibits any organization, except local law enforcement, from monitoring the illegal sale of cigarettes to minors through Youth Tobacco Purchase Surveys or "sting" operations utilizing minors attempting to purchase tobacco; and

WHEREAS, the ventilation standards in Proposition 188 for application to indoor smoking will remove the odor of smoke from the air, but they will not eliminate the cancer causing substances which pose the threat to public health; and

WHEREAS, on July 21, 1994, Governor Pete Wilson signed into law AB 13, a bill that comprehensively regulates statewide smoking to protect the health of workers and businesses; NOW, THEREFORE;

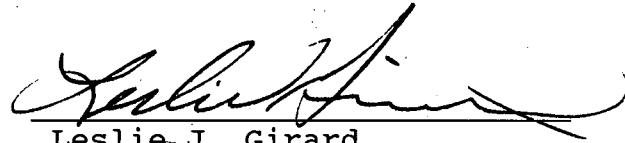
BE IT RESOLVED, by the Council of The City of San Diego, that the City of San Diego opposes Proposition 188 on the November 1994 ballot.

BE IT FURTHER RESOLVED, that the City of San Diego will take immediate steps to inform the residents of the impact of Proposition 188 on the community and will forward a copy of this Resolution and the existing San Diego smoking ordinance to the

Chief Executive Officer of Philip Morris: Mr. Michael Miles,  
Philip Morris Companies, Inc., 120 Park Avenue, New York, New  
York 10017.

APPROVED: JOHN W. WITT, City Attorney

By



Leslie J. Girard  
Chief Deputy City Attorney

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