

1 BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF 2010

COUNCIL BILL NO. CB10-0704
COMMITTEE OF REFERENCE:
4 HEALTH, SAFETY, EDUCATION, & SERVICES

5 A BILL

6 **For an ordinance amending Ordinance No. 436, Series 2008 that revised**
7 **Chapter 38, Article I, Section 38-8 of the Revised Municipal Code pertaining to**
8 **Offenses, Miscellaneous Provisions by removing the repeal date of November**
9 **20, 2010.**

10 **WHEREAS**, City Council adopted Ordinance No. 436, Series 2008 enacting Section 38-8
11 Smoking Prohibited within Certain Public Premises Adjoining Hospital Properties.

12 **WHEREAS**, that Ordinance became effective November 20, 2008 and included a November
13 20, 2010 repeal date to establish a two-year review period to examine the effectiveness of the
14 ordinance.

15 **WHEREAS**, Hospitals have reported to City Council that the ordinance has been effective in
16 helping hospitals to provide a safe, clean, and healthy environment.

17 **WHEREAS**, City Council finds that the ordinance has been effective in achieving its goal
18 and in so doing has not adversely affected neighboring communities.

19 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

20 "That Ordinance No. 436 enacting Section 38-8 Smoking Prohibited within Certain
21 Public Premises Adjoining Hospital Properties is amended by deleting the repeal date
22 as follows.

23 ~~**Section 3.** This ordinance shall be repealed effective November 20, 2010.~~

24 COMMITTEE APPROVAL DATE: September 28, 2010.

25 MAYOR-COUNCIL DATE: October 5, 2010.

26 PASSED BY THE COUNCIL: _____, 2010
27 _____ - PRESIDENT

28 APPROVED: _____ - MAYOR _____, 2010

29 ATTEST: _____ - CLERK AND RECORDER,
30 EX-OFFICIO CLERK OF THE
31 CITY AND COUNTY OF DENVER

32 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2010; _____, 2010

33 PREPARED BY: Katherine L. Wilmoth – Assistant City Attorney DATE: September 16, 2010

34 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
35 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed

1 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
2 §3.2.6 of the Charter.

3 DAVID R. FINE, City Attorney

4 BY: _____, Assistant City Attorney DATE: _____, 2010