

1 BY AUTHORITY

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2010

COUNCIL BILL NO. \_\_\_\_\_  
COMMITTEE OF REFERENCE:  
4 HEALTH, SAFETY, EDUCATION, & SERVICES

5 A BILL

6 **For an ordinance amending Chapter 38, Article I, Section 38-8 of the Revised**  
7 **Municipal Code pertaining to Offenses, Miscellaneous Provisions by removing**  
8 **the repeal date of November 20, 2010.**

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

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

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

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

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

19 **“Section 38-8 Smoking Prohibited within Certain Public Premises Adjoining**  
20 **Hospital Properties is amended by removing the repeal date as follows.**

21 ~~**Section 3.** This ordinance shall be repealed effective November 20, 2010.~~

22 COMMITTEE APPROVAL DATE: \_\_\_\_\_

23 MAYOR-COUNCIL DATE: \_\_\_\_\_

24 PASSED BY THE COUNCIL: \_\_\_\_\_, 2010

25 \_\_\_\_\_ - PRESIDENT

26 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2010

27 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
28 EX-OFFICIO CLERK OF THE  
29 CITY AND COUNTY OF DENVER

30 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2010; \_\_\_\_\_, 2010

31 PREPARED BY: Katherine L. Wilmoth - ASSISTANT CITY ATTORNEY DATE:

32 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
33 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