



FARMERS  
BRANCH

# Proposed Smoking Ordinance

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City Council

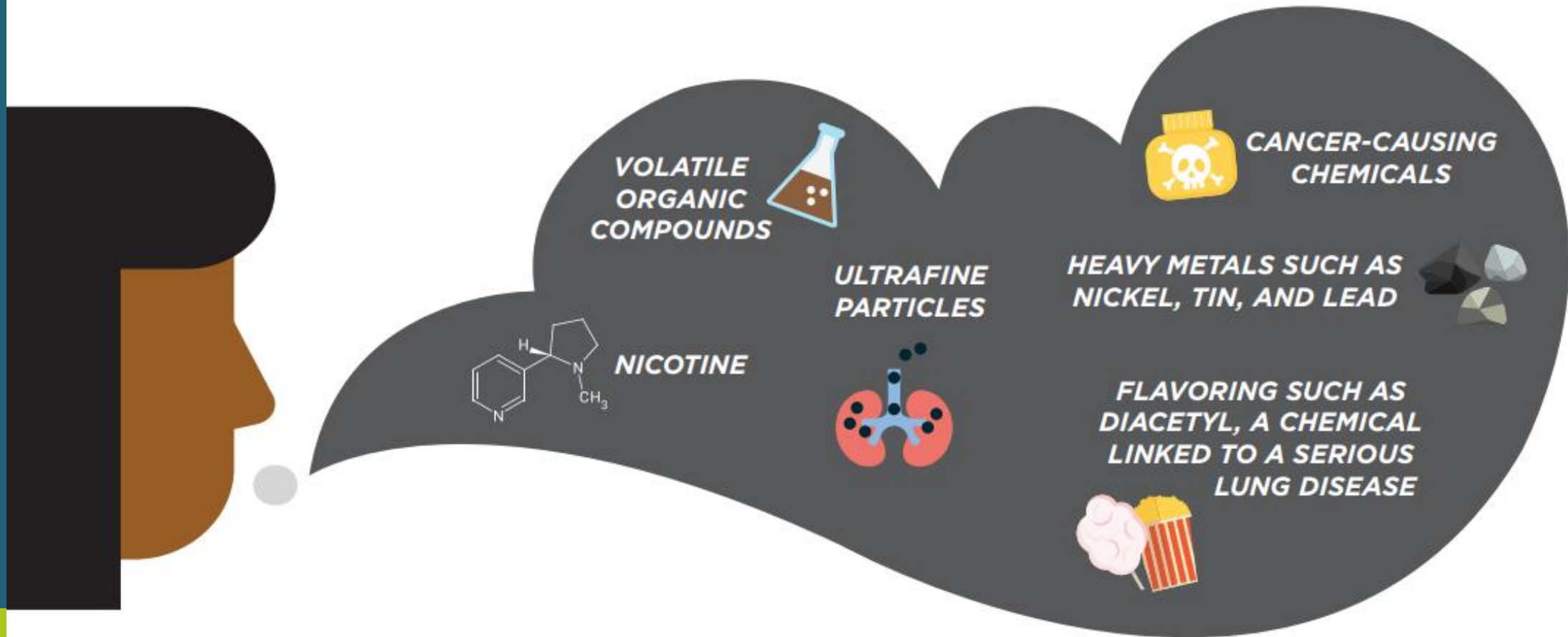
December 8, 2019



# Secondhand Smoke

- There is NO risk-free level of secondhand smoke exposure; even **brief** exposure can be harmful to health.

# What's in Electronic Cigarettes?





# E-CIGARETTES ARE NOW THE MOST COMMONLY USED TOBACCO PRODUCT AMONG U.S. YOUTH.

IN THE U.S.,  
YOUTH ARE  
MORE LIKELY  
THAN ADULTS  
TO USE  
E-CIGARETTES



**4.3%**

MIDDLE SCHOOL  
STUDENTS

In 2016, more than  
**2 MILLION**

U.S. middle and high school  
students used e-cigarettes in  
the past 30 days, including:

**11.3%**

HIGH SCHOOL  
STUDENTS





# Current Regulations

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## City of Farmers Branch Ordinance



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# Current Farmers Branch Regulations



## City Facilities (Indoor)

- Smoking\* is **prohibited** in any public conference room, meeting room, or service area of any facility owned, operated, or managed by the city



## Retail Establishments

- Smoking is **prohibited**, with minor exceptions:
- Facility has less than 500 ft<sup>2</sup> of public showroom*
- There may be designated smoking areas*
- Cigar bars*



## Other Enclosed Facilities

- Smoking is **prohibited** in theaters, libraries, and museums
- Office buildings not open to the general public are **not required** to prohibit smoking



## City Parks

- Smoking is permitted in city parks, with exceptions:
- It is **prohibited** at any city-owned or city-operated athletic complex or Don Showman Park
- The ban includes athletic fields, dugouts, team benches, spectator areas, restrooms, concession stands, and all of Don Showman Park including the areas surrounding the recreation center and swimming pool.*

\*Current regulations do not include e-cigarettes

# Farmers Branch Restaurants

- May have smoking areas
- Must have a written smoking policy
- Must have nonsmoking areas that meet the following requirements, if feasible:
  - Separated by four feet of contiguous floor space
  - Be ventilated and situated so air from the smoking area is not drawn into or across the nonsmoking area
  - Be clearly designated
  - Have ash trays at the perimeter
- Exceptions to nonsmoking area requirements:
  - Establishments with indoor seating for less than 50 patrons
  - Bars
  - A physically separated bar area of a food service establishment





# Proposed Ordinance Change

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City of Farmers Branch  
Ordinance



FARMERS  
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# Smoking Restrictions in City Parks

- The proposed ordinance restricts smoking and e-cigarette use in City Parks
- Allows smoking in designated areas
- Allows smoking in a personal vehicle in a parking lot if all windows are closed

## Addition of e-cigarettes

- The definition of “smoking” has been amended to include e-cigarettes
- This expands all current smoking restrictions to e-cigarettes and “vaping”



# Potential Future Ordinance Expansion



## City Facilities

- Smoking\* is **prohibited** in all city facilities



## Retail Establishments

- Smoking is **prohibited** in all retail establishments, with minor exceptions:
  - Cigar bars
  - Tobacco Shops
- Smoking is prohibited in all restaurants and bars, including patios



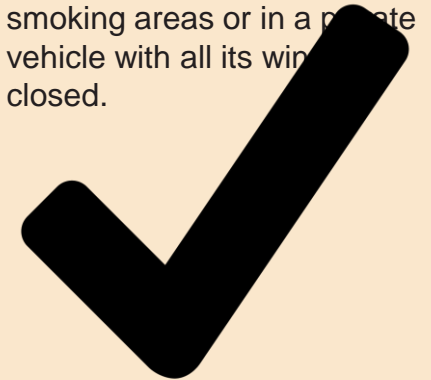
## Other Enclosed Facilities

- Smoking is **prohibited** all public buildings, including private offices
- Smoking is **prohibited** within 20 feet of an entrance, exit, or ventilation intake
- Smoking is only permitted in a private residence unless the residence is also used as a place of business, such as a home childcare facility



## City Parks

- Smoking is **prohibited** in all city parks, except in designated smoking areas or in a private vehicle with all its windows closed.



\*for the purposes of this slide, "smoking" refers to burning tobacco products and e-cigarette use



## Potential Impact to Farmers Branch Businesses

- All buildings where smoking is prohibited would be required to have signage
- Restaurants would no longer be permitted to have smoking sections
- Businesses would have 180 days to comply with the new ordinance



# Smoking in Other North Texas Cities

City	Public Places	Bars/Restaurants	City Parks
Arlington	<p>Prohibited in all enclosed workplaces</p> <p><i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites, restaurants, bars in restaurants, and bars .</i></p>	Prohibited	Prohibited within 50' of amenities
Carrollton	<p>Prohibited in public areas</p> <p><i>Protection is mixed in restaurants, bars in restaurants, and bars not in restaurants, with designated smoking areas allowed if separately ventilated, but coverage is partial due to exceptions, ambiguities, or legal issues. Protection is limited in municipal worksites, with designated smoking areas allowed or required. No protection is provided in private worksites.</i></p>	May have smoking sections; requires a permit and separate ventilation	Allowed
Dallas	<p>Prohibited in all enclosed workplaces</p> <p><i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites, restaurants, bars in restaurants and bars not in restaurants.</i></p>	Prohibited	Prohibited in non-revenue producing parks



# Smoking in Other North Texas Cities

City	Public Places	Bars/Restaurants	City Parks
Denton	<p>Prohibited in all enclosed workplaces</p> <p><i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites, restaurants and bars in restaurants, and bars not in restaurants.</i></p>	Prohibited	Allowed
Fort Worth	<p>Prohibited in all enclosed workplaces</p> <p><i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites, restaurants, bars in restaurants and bars not in restaurants.</i></p>	Prohibited	Prohibited
Frisco	<p>Prohibited in all enclosed workplaces; <i>Smoking is prohibited (100% smoke free) in municipal and private sector worksites. Protection is mixed in restaurants, with designated smoking areas allowed if separately ventilated. However, coverage is partial due to exceptions, ambiguities, or legal issues. Smoking may be allowed if the designated area is equipped with a functional air purification system that was installed not more than five years prior to the ordinance effective date.</i></p>	May have smoking sections; requires a permit and separate ventilation	Prohibited

# Smoking in Other North Texas Cities

City	Public Places	Bars/Restaurants	City Parks
Garland	<b>Prohibited in all enclosed workplaces</b> <i>Smoking is prohibited (100% smoke free) in municipal worksites. Protection is mixed in restaurants, with designated smoking areas allowed if separately ventilated. No protection is provided in private sector worksites, bars in restaurants and bars not in restaurants.</i>	Prohibited	Prohibited in all public areas including parks; excludes golf courses
Lewisville	<b>Allowed</b> <i>Smoking is prohibited (100% smoke free) in restaurants, in bars in restaurants and bars not in restaurants. Protection is limited in municipal worksites and private worksites, with designated smoking areas allowed or required.</i>	Prohibited	Allowed
McKinney	<b>Prohibited in all enclosed workplaces</b> <i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites and restaurants.</i>	Prohibited in restaurants*	Prohibited



# Smoking in Other North Texas Cities

City	Public Places	Bars/Restaurants	City Parks
Plano	<p>Prohibited in all enclosed workplaces</p> <p><i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites, restaurants, bars in restaurants and bars not in restaurants.</i></p>	Prohibited	Prohibited in and within 20' of bleachers, athletic fields, restrooms, and playgrounds
Richardson	<p>Prohibited in all enclosed workplaces</p> <p><i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites and restaurants. Protection is limited in bars in restaurants and bars not in restaurants, with designated smoking areas allowed or required.</i></p>	<p>Prohibited in restaurants; Allowed in bars that derive 70% or more of the establishment's gross revenue from the sale of alcoholic beverages for on-premise consumption, with specific conditions applicable. The establishment is required to report quarterly revenues to the Health Director;</p> <p>In bars that derive 50% to 70% of the establishment's gross revenue from the sale of alcoholic beverages for on-premise consumption, as long as the establishment builds a separate smoking room that does not open into any other establishment or area where smoking is prohibited</p>	Allowed
Southlake	<p>Prohibited in all enclosed buildings except private residences</p> <p><i>Smoking is prohibited (100% smoke free) in municipal worksites, private worksites, restaurants, bars in restaurants and bars not in restaurants.</i></p>	Prohibited	Prohibited in all parks except in designated areas



# Questions?