



Building Regulations Enhancing Anti-vaping Trends and Habits (B.R.E.A.T.H.)

Development Services Department

Item # 2

COUNCIL CONSIDERATION REQUEST



Submitted September 5, 2024, by Council District 9

Background

- Update Chapter 35 Unified Development Code (UDC), Article III: Zoning, regulations for tobacco stores and vape shops.

Request

- The CCR requests the that the UDC be updated to prohibit the establishment of tobacco retail stores, including vape shops, from opening within 1,000 feet of a public or private school, daycare, or institution of higher learning.

Senate Bill 464



Filed by Senator Donna Campbell on November 22, 2024.

Summary

- Allows a city to adopt an ordinance prohibiting an e-cigarette retailer from operating within 300 feet of a public or private primary or secondary school campus.
- Does not apply to an e-cigarette retailer whose gross receipts from the sale of e-cigarettes are less than 50% of the total gross receipts.

Staff Recommendation



Staff recommends this CCR be referred to the Intergovernmental Relations Committee.