



CITY OF HAYWARD

Hayward City Hall
777 B Street
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Cover Memo

File #: PH 20-054, **Version:** 1

DATE: July 7, 2020

TO: Mayor and City Council

FROM: Development Services Director

SUBJECT

Zoning Text Amendment for Tobacco Retail Sales Establishments: Introduction of an Ordinance and Adoption of a Resolution for a Zoning Text Amendment to Chapter 10, Article 1, Section 10-1.2780, Tobacco Retail Sales Establishments, of the Hayward Municipal Code Relating to Tobacco Retail Sales Establishments

RECOMMENDATION

That Council adopts an ordinance (Attachment II) and a resolution (Attachment III) for the proposed Zoning Text Amendment to Chapter 10, Article 1 of the Hayward Municipal Code, Sections 10-1.2780 through 10-1.2797, Tobacco Retail Sales Establishments, to establish new and updated regulations relating to the sale of flavored tobacco products, electronic smoking devices, and vaping products.

SUMMARY

The City recognizes that attention and response to maintaining regulations beneficial and current to the health and safety needs of our community and youth are an important part of our responsibility to serve the interests of the public.

In response to City Council direction from a September 2019 Council Referral Memo and concerns pertaining to the negative health consequences of tobacco and the increased use of flavored tobacco, electronic smoking devices ("E-cigarettes") and vapor products among youth in Hayward, staff is recommending a Zoning Text Amendment to the Tobacco Retail Sales Establishment Ordinance that includes improved regulatory standards to mitigate the increased use of flavored tobacco products, E-cigarettes, and vapor products among Hayward youth, and the general accessibility of tobacco products. The proposed text amendments include stronger regulations in line with County, State, and Federal regulatory agencies to ensure uniform education and compliance related to tobacco and electronic smoking products.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Ordinance
Attachment III	Resolution
Attachment IV	Council Matrix
Attachment V	Public Comments
Attachment VI	PC Minutes 5/28/2020