



# CITY OF HAYWARD

Hayward City Hall  
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## Cover Memo

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**File #:** PH 20-023, **Version:** 1

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**DATE:** May 28, 2020

**TO:** Planning Commission

**FROM:** Planning Manager

### **SUBJECT**

Proposed Amendment to Chapter 10, Article 1 (Zoning Ordinance) of the Hayward Municipal Code related to Retail Sales of Tobacco and Tobacco Related Products.

### **RECOMMENDATION**

That the Planning Commission review and recommend approval to the City Council adoption of proposed Amendments to Chapter 10, Article 1 of the Hayward Municipal Code, Sections 10-1.2780 through 10-1.2797, related to Tobacco Retail Sales Establishments (Attachment II) per the attached findings for approval.

### **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 as members serving the interest of the public.

In response to the City Council direction and concerns pertaining to the negative health consequences of tobacco, the increased use of flavored tobacco and E-cigarettes and vapor products among youth in Hayward, staff is recommending the several Amendments to the Tobacco Retail Sales Establishment Ordinance to include specific regulations related to the use of flavored tobacco and E-cigarettes, including the use of vaping products. The proposed Amendments to the Ordinance establish improved regulatory standards to mitigate the increase use of flavored tobacco products, E-cigarettes and vapor products among Hayward youth, general accessibility to tobacco products, and includes clarifying language consistent 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	Findings
Attachment III	Proposed Text Amendments
Attachment IV	Comments Received

