

Q. How does the City's second-hand smoke control ordinance affect MVE residents?

A. The City's second-hand smoke control ordinance prohibits smoking in public areas, not private residences. Section 8.12 of the Calabasas Municipal Code, also referred to as the Second-Hand Smoke Control Ordinance, states that smoking **is permitted** within "Private residential property, other than (a) those used as a child-care or health-care facility subject to licensing requirements when employees, children or patients are present; or (b) as provided in Sections 8.12.051 to 8.12.055 of this chapter with respect to multi-unit residences." As a result, the City's smoking ordinance does not prohibit residents from smoking in their homes, front yard or backyard. Only residents of multi-family residential projects available for rent, are prohibited from smoking on their balcony, patio or backyard if it is adjacent to common areas, such as a pool or laundry room. Because MVE is a single-family residential development, that provision of the smoking ordinance does not apply to MVE residents.