

## Example of a No Smoking Policy

ATTACHMENT No. 9

### VIA PACIFICA GARDENS NO SMOKING POLICY

The ultimate objective of this policy is to eventually have a smoke free facility, while at the same time respecting the rights of current residents who are smokers.

Out of concern for the effects that second hand smoke has on those with respiratory, or other health related conditions, the Seascope Senior Housing Board of Directors have approved the following policy.

#### A. REGULATIONS OF SMOKING INDOORS:

1. Smoking shall be prohibited in all enclosed areas of Via Pacifica Gardens. This includes, but is not limited to, the Community Building, all common areas, individual apartments, hallways, stairs, elevators, restrooms, motor vehicles owned or leased by Via Pacifica Gardens, and any other enclosed areas.
2. If there are current residents of Via Pacifica Gardens who are both a) residents of Via Pacifica Gardens and b) current smokers prior to the adoption date of this smoking regulation, these residents shall be designated as "Grand fathered residents."
3. Notwithstanding any other provision of this regulation to the contrary, smoking shall be prohibited in all enclosed areas of Via Pacifica Gardens except that "Grand fathered residents" shall be allowed to smoke only in their individual apartments and the designated smoking area. Smoking by "Grand fathered residents" shall be prohibited in all areas as noted above in Item #1 including all non-Grand fathered residents apartments.

#### B. REGULATION OF SMOKING OUTDOORS:

1. Notwithstanding the above prohibition on smoking in enclosed areas, Via Pacifica Gardens shall also prohibit smoking in all outdoor areas, including individual apartment decks and patios, except that a designated smoking area will be provided in the Green Belt area behind Building #2. This is an area that is physically accessible to all residents, and located a reasonable distance from any apartment to ensure that tobacco smoke does not enter the enclosed areas of Building #2.
2. Residents and guests are allowed to use the outdoor designated smoking area at any time, but must not infringe on any resident's right to the quiet enjoyment of their apartment.

#### C. COMMUNICATION OF NO SMOKING POLICY

1. The no smoking policy of Via Pacifica Gardens shall be communicated by the Administrator to all current employees, residents, and applicants at least 60 days prior to its effective date, and at the time of employment for all employees, and prior to admission and/or prior to the signing of a lease for any new resident.
2. The effective date of this no smoking policy will be 60 days following the approval by the Seascope Senior Housing Board of Directors.

Approved by the Seascope Senior Housing Board: July 9, 2003  
Date

**NO SMOKING POLICY AGREEMENT**

I understand that Via Pacifica Gardens has a No Smoking Policy that prohibits smoking in any of the common areas, within any enclosed areas of the complex including individual apartments, and individual decks and patios of the complex. I also understand that there is a designated smoking area behind Building #2 that residents and guests who smoke may use.

I have received and read a copy of the Via Pacifica Gardens No Smoking Policy, and agree to abide by its provisions.

\_\_\_\_\_  
Resident/Applicant Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Administrator

\_\_\_\_\_  
Date

Source: Via Pacifica Gardens: Seascape Housing Board

