

ORDINANCE NO. ORD-13-0017

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING SUBSECTION
8.68.060.B AND SECTION 5.88.065 ALL RELATING TO
SMOKING LOUNGE PERMITS

The City Council of the City of Long Beach ordains as follows:

Section 1. Subsection 8.68.060.B of the Long Beach Municipal Code is amended to read as follows:

B. This Section is not intended to prohibit smoking in any "smoking lounge" as defined in Subsection 8.68.020.R and in compliance with the provisions of Chapter 5.88.

Section 2. Section 5.88.065 of the Long Beach Municipal Code is amended to read as follows:

5.88.065 Smoking lounge permit – Limit on number of permits and nontransferable.

A. The maximum number of smoking lounge permits issued by the City and in effect at any given time shall not exceed eight (8) permits.

B. A smoking lounge permit issued pursuant to this Chapter shall become null and void upon the cessation of the business operations and/or the relocation of the business to a different property. All smoking lounge permit holders must notify the Director of Financial Management in writing of any discontinuance of business operations, change in ownership, change in business location, or change in the business name.

1 C. Any smoking lounge permit issued pursuant to this Chapter
2 shall not be transferable or assignable from one owner or operator to
3 another, or from one location to another location. If the information required
4 in the permit application changes, a new smoking lounge permit is required
5 before the business may continue to operate as a smoking lounge. For
6 example, if an owner or operator to whom a permit has been issued
7 changes business location, that owner or operator must apply for a new
8 permit prior to operating a smoking lounge at the new location. Or if the
9 business is sold or otherwise has a change in ownership, the new owner
10 must apply for a new permit for that location before the business may
11 operate as a smoking lounge.

12
13 Section 3. The City Clerk shall certify to the passage of this ordinance by
14 the City Council and cause it to be posted in three (3) conspicuous places in the City of
15 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
16 Mayor.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

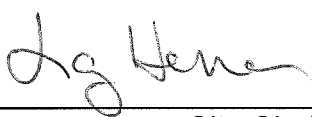
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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of October 1, 2013, by the following vote:

Ayes: Councilmembers: Lowenthal, DeLong, Schipske, Andrews, Austin, Neal, Garcia.

Noes: Councilmembers: None.

Absent: Councilmembers: O'Donnell, Johnson.



City Clerk

Approved: 10/15/13
(Date)



Mayor

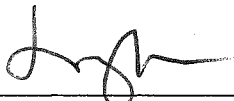
AFFIDAVIT OF POSTING

STATE OF CALIFORNIA) ss
COUNTY OF LOS ANGELES)
CITY OF LONG BEACH)

Megan Wiegelman being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 16th day of October, 2013, I posted three true and correct copies of Ordinance No. ORD-13-0017 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies in the entrance lobby of the 14th Floor of City Hall.



Subscribed and sworn to before me
this 16th day of October, 2013.



CITY CLERK