



## NEW SMOKING ORDINANCE GOES INTO EFFECT JULY 11

Dear Encinitas business,

Beginning July 11, new rules will take effect within the City of Encinitas banning smoking and vaping of tobacco or cannabis products in all public places. The goal of the new rule is to reduce waste, protect the environment and limit the public's exposure to secondhand smoke.

The City and San Diego County Sheriff's Department will begin enforcement of the new ordinance on Tuesday, July 11, 2023. Businesses and residents found violating the new smoking rules may be issued a citation that can range from \$50 to \$1,000 depending on the nature of the violation.

### WHERE IS SMOKING PROHIBITED?

Smoking and vaping is prohibited in the following locations:

- ✗ Public places
- ✗ Places of employment, including restaurants and businesses
- ✗ Any area within 20 feet of a public place, except private residential property

All cigarette butts and vaping cartridges must be disposed of in receptacles designated for smoking waste.

### WHERE IS SMOKING ALLOWED?

Smoking and vaping is allowed in the following locations:

- ✓ On private property that is not considered a public place
- ✓ Private residential property
- ✓ In up to 20 percent of guest rooms in any hotel or motel (at the discretion of the hotel/motel owner or operator)
- ✓ Within a motor vehicle that is actively being driven





## SMOKE-FREE ENCINITAS

Per E.M.C. 11.08.030



## HOW CAN BUSINESSES COMPLY WITH THE NEW LAW?

- Eliminate all smoking areas on business property:** Businesses are required to adhere to the new smoking ordinance by eliminating any designated smoking areas within their establishment that are considered a public place. This includes, but is not limited to, outdoor areas like patios, parking lots, alleys and sidewalks.
- Ensure 80% of hotel/motel rooms are smoke-free:** Owners and operators of hotels/motels are required to have at least 80% of all rooms smoke-free, with only 20% of the rooms allowing smoking. Owners and operators can also choose to be 100% smoke-free.
- Educate your employees:** Share information about the new rules with your employees, so they can help educate your patrons and ensure they aren't violating the new rules while on their break.
- Post signage in your business:** Educate your patrons on the new smoking law by posting the enclosed "Smoke-Free Encinitas" decal in a prominent location in your business. If you need more of the stickers, let us know.

## NEED MORE INFORMATION?

For more information, businesses can visit the city website at [www.encinitasca.gov/smoking](http://www.encinitasca.gov/smoking). Please contact me via email at [cnajera@encinitasca.gov](mailto:cnajera@encinitasca.gov) or via phone at (760) 943-2285 if you have specific questions or would like additional information. Thank you in advance for your cooperation with these new rules.



*Para información en español, por favor  
visite nuestra página en  
[www.encinitasca.gov/smoking](http://www.encinitasca.gov/smoking).*

Sincerely,

Crystal Najera  
City of Encinitas  
Sustainability Manager  
[cnajera@encinitasca.gov](mailto:cnajera@encinitasca.gov)  
(760) 943-2285



[WWW.ENCINITASCA.GOV/SMOKING](http://WWW.ENCINITASCA.GOV/SMOKING)