

AN ORDINANCE 2008-01-17-0026

**AMENDING CHAPTER 3, SECTION 3-61 OF THE CITY CODE ENTITLED  
OPEN FLAME AND SMOKING RESTRICTIONS TO LIMIT SMOKING AT  
THE SAN ANTONIO INTERNATIONAL AIRPORT TO DESIGNATED AREAS  
ONLY.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio is the owner and operator of San Antonio International Airport (SAT) and has authority to regulate smoking within SAT; and

**WHEREAS**, due to multiple customer complaints related to smoking in proximity to airport terminal buildings and to allow for flexibility regarding designated smoking areas at SAT, it is necessary to amend Chapter 3, Section 61 of the City Code of the City of San Antonio; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1. Open Flame and Smoking Restrictions. Chapter 3, Section 3-61 of the City Code of San Antonio, Texas, is amended. Said Amendment is indicated by adding the language that is underlined (added) and deleting the language that is stricken (deleted) to the existing text of said Section as follows:**

a) No person shall conduct any open flame operations in any hangar or on the airport unless specifically authorized by the director. Any open flame operations authorized by the director shall be conducted strictly in accordance with applicable fire and safety regulations. Authorization shall not be granted until such operation has been investigated and it has been determined there will be no fire hazard to airport property.

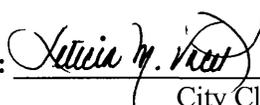
(b) Smoking is prohibited on the A.O.A., in any hangar, shop, service station area, fuel storage area, or in any building, room or place on the airport where smoking is specifically prohibited ~~after study of fire hazard possibilities or~~ and within fifty (50) feet of any fueling or defueling operations or where otherwise prohibited ~~by law~~.

**SECTION 2.** The Aviation Director is hereby authorized to designate smoking and non-smoking areas at the San Antonio International Airport.

**SECTION 3.** This Ordinance shall take effect immediately upon passage by eight (8) affirmative votes; otherwise it shall be effective ten (10) days after its passage.

**PASSED AND APPROVED** this 17<sup>th</sup> day of January, 2008.

  
MAYOR  
PHIL HARDBERGER

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney

<b>Agenda Item:</b>	11						
<b>Date:</b>	01/17/2008						
<b>Time:</b>	11:33:55 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance amending Chapter 3, Section 3-61 of the City Code entitled Open Flame and Smoking Restrictions to limit smoking at the San Antonio International Airport to designated areas only. [Penny Post oak Ferguson, Assistant City Manager; Mark Webb, Director, Aviation]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Phil Hardberger	Mayor		x				
Mary Alice P. Cisneros	District 1		x				
Sheila D. McNeil	District 2		x				
District 3	District 3		x				
Philip A. Cortez	District 4		x			x	
Lourdes Galvan	District 5		x				
Delicia Herrera	District 6		x				
Justin Rodriguez	District 7		x				
Diane G. Cibrian	District 8		x				
District 9	District 9		x				
John G. Clamp	District 10		x				

AMENDING CHAPTER 3, SECTION 3-61 OF THE CITY CODE ENTITLED OPEN FLAME AND SMOKING RESTRICTIONS TO LIMIT SMOKING AT THE SAN ANTONIO INTERNATIONAL AIRPORT TO DESIGNATED AREAS ONLY.

PASSED AND APPROVED this 17th day of January, 2008.

/S/ PHIL HARDBERGER  
MAYOR

ATTEST: LETICIA VACEK  
CITY CLERK  
1/25

Affidavit of Publisher

STATE OF TEXAS

COUNTY OF BEXAR

S.A. - CITY CLERK

Before me, the undersigned authority, on this day personally appeared Helen I. Lutz, who being by me duly sworn, says on oath that she is Publisher of the Commercial Recorder, a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the Ordinance 2008-01-17-0026 here to attached has been published in every issue of said newspaper on the following days, to wit:

01/25/2008.

*Helen I. Lutz*  
\_\_\_\_\_

Sworn to and subscribed before me this 25th day of of January, 2008.

*Martha L. Machuca*  
\_\_\_\_\_

