

A RESOLUTION

A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, urging the Pennsylvania General Assembly to enact legislation to protect the public's health and welfare from tobacco smoke in public places throughout the Commonwealth.

WHEREAS, tobacco smoke, also referred to as secondhand smoke, has been classified by the U.S. Environmental Protection Agency (EPA) as a known cause of lung cancer in humans, a Class A carcinogen, to which there is no safe level of exposure; and

WHEREAS, many studies have found that tobacco smoke is a major contributor to indoor air pollution and that exposure to secondhand smoke is a cause of many serious health diseases in adult non-smokers and children, and in 1999, the National Cancer Institute determined that secondhand smoke is responsible for the early deaths of 65,000 Americans annually; and

WHEREAS, the Centers for Disease Control and Prevention (CDC) recommends eliminating nonsmokers' exposure to secondhand smoke as one of four overall strategies of a comprehensive tobacco control program to reduce disease, disability and death related to tobacco use; and

WHEREAS, many citizens throughout Pennsylvania are exposed to tobacco smoke due to its widespread presence in public places; and

WHEREAS, a growing number of states and communities have enacted smoke free policies to reduce or eliminate exposure to this harmful substance;

The Council of the County of Allegheny hereby resolves as follows:

Section 1.

Council hereby respectfully requests that the Commonwealth of Pennsylvania's General Assembly work towards enacting legislation to regulate smoking in public places throughout the Commonwealth. Council further urges the General Assembly to consider the dangerous, unnecessary and involuntary health risks associated with exposure to tobacco smoke, and act accordingly to protect and promote their citizens' health, safety and welfare.

Section 2. Severability. If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance which shall be in full force and effect.

Section 3. Repealer. Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.

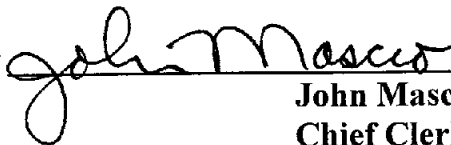
PRIMARY SPONSOR: PRESIDENT FITZGERALD

***CO-SPONSORS: COUNCIL MEMBERS BURN, CLEARY, FINNERTY, FRAZIER,
GASTGEB, ROBINSON, & MACEY***

Enacted in Council, this 12th day of July, 2006

Council Agenda No. 2706-06


Rich Fitzgerald
President of Council

Attest: 
John Mascio
Chief Clerk of Council

Chief Executive Office _____, 2006

Approved: _____
Dan Onorato
Chief Executive

Attest: _____
Donna Beltz
Executive's Secretary

I do hereby certify that the foregoing Resolution, duly engrossed and certified, was delivered by me to the Chief Executive for his approval or disapproval and that the Chief Executive failed to approve or disapprove the same, whereupon, it became law without his approval under the provisions of Section 311.07(E) of the Administrative Code of Allegheny County.


John Mascio
Chief Clerk of Council


Mascio, John

From: Mascio, John
Sent: Friday, July 21, 2006 3:06 PM
To: Bob Macey; Brenda Frazier; Burn, Jr., James; Caldwell, Susan; Charles Martoni; Cleary, Joan; Dave Fawcett (fawcett@bipc.com); Drozd, Matt; Fawcett, Dave; Finnerty, Michael J.; Jan Rea; Jim Burn; Joan Cleary; John DeFazio; John Defazio; Macey, Robert J.; Martoni, Charles; Matt Drozd; Mike Finnerty; Nerone, Rich; Rich Fitzgerald; Susan Caldwell; Vince Gastgeb; Vince Gastgeb; William Robinson
Cc: Barker, Jared; Catanese, Joe; Liptak, Jennifer M
Subject: Bill 2706-06 - Returned Unsigned by the Chief Executive

Dear Members of Council,

This is to inform you that Bill No. 2706-06 (attached), entitled, "A Resolution...urging the Pennsylvania General Assembly to enact legislation to protect the public's health and welfare from tobacco smoke in public places throughout the Commonwealth.", which was passed in Council on July 12, 2006, was delivered by me to the Chief Executive for his approval or disapproval, and having failed to approve or disapprove of the Legislation, it became law under the provisions of Section 311.07(E) of the Administrative Code.

Mr. Onorato did not provide a letter explaining his reasons for not signing the bill.

I will place a hard copy of this e-mail in your mail slots.

John Mascio

Mascio, John

From: Mascio, John
Sent: Monday, July 24, 2006 10:54 AM
To: Gerald J. Lavalley; J. Barry Stout; Jane Orie; Jay Costa; Jim Ferlo (jferlo@pasenate.com); John Perzel; John Pippy; Robert J. Mellow; Robert Jubelirer; Sean Logan; Wayne Fontana (wfontana@pasenate.com); Anthony DeLuca; Dan Frankel; David Levdansky; Don Walko; Frank Dermody; Frank Pistella; Harry Readshaw; Jake Wheatley; John Maher; Joseph F. Markosek; Joseph Preston, Jr.; Kenneth Ruffing; Marc Gergely; Mark Mustio; Michael Diven; Mike Turzai; Nick Kotik; Paul Costa; Sean M. Ramaley; Shawn Flaherty; Thomas C. Petrone; Tom Stevenson; Victor John Lescovitz
Subject: Allegheny County Council Resolution No. 28-06-RE - Smoking Ban

At the Regular Meeting of Allegheny County Council held on July 12, 2006, Council unanimously approved the attached Resolution No. 28-06-RE entitled, "A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, urging the Pennsylvania General Assembly to enact legislation to protect the public's health and welfare from tobacco smoke in public places throughout the Commonwealth."

Please note that this Resolution was delivered by me to the Chief Executive for his approval or disapproval and that the Chief Executive failed to approve or disapprove the same, whereupon, it became law without his approval under the provisions of Section 311.07(E) of the Administrative Code of Allegheny County.

Your attention to this Resolution is requested.

John Mascio
Chief Clerk
Allegheny County Council