

SANTA FE COUNTY

HOUSING AUTHORITY BOARD RESOLUTION NO. 2012-10 HB

A RESOLUTION ADOPTING A NON-SMOKING POLICY FOR RESIDENTS LIVING  
IN SANTA FE COUNTY PUBLIC HOUSING UNITS

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**WHEREAS**, the 2006 U.S. Surgeon General's Report, *The Health Consequences of Involuntary Exposure to Tobacco Smoke*, concluded that (1) secondhand smoke exposure causes disease and premature death in children and adults who do not smoke; (2) children exposed to secondhand smoke are at an increased risk for sudden infant death syndrome (SIDS), acute respiratory problems, ear infections, and asthma attacks; (3) smoking by parents causes respiratory symptoms and slows lung growth in their children; (4) exposure of adults to secondhand smoke has immediate adverse effects on the cardiovascular system and causes coronary heart disease and lung cancer; (5) there is no risk-free level of exposure to secondhand smoke; (6) establishing smoke-free workplaces is the only effective way to ensure that secondhand smoke exposure does not occur in the workplace, because ventilation and other air cleaning technologies cannot completely control for exposure of nonsmokers to secondhand smoke; and (7) evidence from peer-reviewed studies shows that smoke-free policies and laws do not have an adverse economic impact on the hospitality industry;

**WHEREAS**, studies have found that tobacco smoke is a major contributor to indoor air pollution, and that breathing secondhand smoke (also known as environmental tobacco smoke) is a cause of disease in healthy nonsmokers, including heart disease, stroke, respiratory disease, and lung cancer;

**WHEREAS**, the National Cancer Institute determined in 1999 that secondhand smoke is responsible for the early deaths of approximately 53,000 Americans annually;

**WHEREAS**, the Public Health Service's National Toxicology Program (NTP) has listed secondhand smoke as a known carcinogen;

**WHEREAS**, inasmuch as there is no safe level of exposure to secondhand smoke, the American Society of Heating, Refrigerating and Air Conditioning Engineers (ASHRAE) bases its ventilation standards on totally smoke-free environments. ASHRAE has determined that there is currently no air filtration or other ventilation technology that can completely eliminate all the carcinogenic components in secondhand smoke and the health risks caused by secondhand smoke exposure, and recommends that indoor environments be smoke-free in their entirety;

**WHEREAS**, secondhand smoke can migrate between units in multifamily housing, causing respiratory illness, heart disease, cancer, and other adverse health effects in neighboring families; and

SFC CLERK RECORDED 08/12/2012

SFC CLERK RECORDED 08/02/2012

WHEREAS, the Department of Housing and Urban Development Office of Healthy Homes and Lead Hazard Control published PIH Notice 2009-21 – Non-smoking Policies in Public Housing – which strongly encourages Public Housing Authorities to implement non-smoking policies in some or all of their public housing units.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Housing Commissioners of Santa Fe County shall adopt a Non-Smoking Policy for all residents living in public housing effective for existing residents on July 1, 2013, and hereby prohibits all new residents of the Housing Authority from smoking within Housing Authority buildings and housing authority units, and commits to having the Housing Authority provide smoking cessation services or referrals for residents.

APPROVED, ADOPTED, AND PASSED this 26<sup>th</sup> day of June, 2012.

BOARD OF HOUSING COMMISSIONERS

Liz Stefanics  
Liz Stefanics, Chair

ATTEST:  
Valerie Espinoza  
Valerie Espinoza, County Clerk



APPROVED AS TO FORM:

Stephen C. Ross  
Stephen C. Ross, County Attorney

COUNTY OF SANTA FE ) HOUSING RESOLUTION  
STATE OF NEW MEXICO ) ss PAGES: 4

I Hereby Certify That This Instrument Was Filed for Record On The 2ND Day Of August, 2012 at 11:23:46 AM And Was Duly Recorded as Instrument # 1677031 Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Valerie Espinoza  
Deputy County Clerk, Santa Fe, NM

**SANTA FE COUNTY HOUSING AUTHORITY**  
**Non-Smoking Policy**  
**for**  
**Residents Living in Public Housing**

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1. **Effective October 1, 2012**, smoking is not permitted for residents signing new rental leases with the Santa Fe County Housing Authority.

**Effective July 1, 2013**, smoking is not permitted in Santa Fe County Housing Authority buildings or public housing residential units. This includes Santa Fe County Housing Authority buildings and public housing residential units located in the Santa Cruz, Valle Vista and Camino de Jacobo public housing neighborhoods. Effective July 1, 2012, all residents, guests, and employees will be prohibited from smoking in the buildings and in the public housing residential units.

2. Smoking in outside common areas is not permitted other than in designated areas. Residents will be notified where these areas are located.
3. "No Smoking" signs and posters will be posted in the offices located in the three housing neighborhoods.
4. For the health and safety of the Santa Fe County Housing Authority employees, no resident shall have any type of tobacco or related product burning at any time that an employee or representative of the Housing Authority enters and remains in your residential unit. If any resident refuses to put out the burning tobacco or related product prior to the employee or representative entering the apartment, or if the resident lights a tobacco or related product while an employee or representative is in the unit, the employee or representative shall leave your unit and shall not return until such time as there is no longer any tobacco or related product burning. This may result in a delay of services in a tenant's residential unit.
5. New tenants will be given two (2) copies of the smoking policy. After review, the tenant will sign both copies and return one to the Santa Fe County Housing Authority Administration Office. The copy will be placed in the tenant's file.
6. Prior to July 1, 2013, all public housing tenants living in the Santa Fe County Housing Authority's public housing neighborhoods will be informed of the non-smoking policy and will be given two copies of the policy. After review, the tenant will sign both copies and return one to the Santa Fe County Housing Authority Administration Office. The copy will be placed in the tenant's file.

**TENANT CERTIFICATION**

**I have read and understand the above smoking policy and I agree to comply fully with the provisions. I understand that failure to comply with this policy may constitute cause for termination of my lease with the Santa Fe County Housing Authority.**

**Resident Name (please print)** \_\_\_\_\_

**Residential Unit Address:** \_\_\_\_\_

**Resident Signature:** \_\_\_\_\_

**Date** \_\_\_\_\_

SFC CLERK RECORDED 08/02/2012