

TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED

RESOLUTION

for Tuesday, August 11, 2026

#51

WHEREAS, on July 1, 2026, the City Council adopted an Interim Control Ordinance, Ordinance No. 188977 (Council File No. 25-0916), which became effective on July 10, 2026, to temporarily prohibit the processing of any by-right land use permits for Smoke and Vape Shop uses and the issuance of any related tobacco retailer permits for these uses within the geographical boundaries of Council District 15 ("Smoke and Vape Shop ICO"); and

WHEREAS, the initial 45-day term of the Smoke and Vape Shop ICO is set to expire on August 24, 2026; and pursuant to Government Code Section 65858, the Council may extend the provisions of the Smoke and Vape Shop ICO by Resolution for 10 months and 15 days, with the option for a further one-year extension, provided the Council adopts the required findings; and

WHEREAS, tobacco use remains a major concern for the City, particularly for Council District (CD) 15, as it disproportionately impacts marginalized and at-risk populations, including youth, individuals from lower-income backgrounds, and communities of color; due to the concentration of tobacco retailers situated in close proximity to schools in CD 15, there has been an increase in the accessibility of tobacco products for sale to minors within those neighborhoods; and the negative impacts of smoking are widely known and the most adversely affected communities are at a greater risk of experiencing the harsh public health side effects; and

WHEREAS, the adoption of the Smoke and Vape Shop ICO was necessary to safeguard public health, safety, and welfare against a proliferation of Smoke and Vape Shop uses that threatens to diminish the quality of life within the Southeast Los Angeles, Harbor Gateway, Wilmington-Harbor City, and San Pedro Community Plan Areas; and

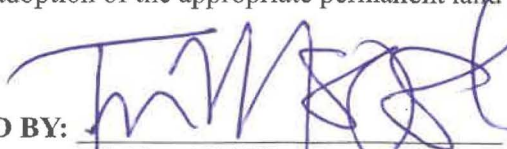
WHEREAS, the Planning Department requires additional time to finalize new zoning regulations restricting Smoke and Vape Shop uses adjacent to schools, necessitating a 10-month and 15-day extension of Ordinance No. 188977; and

WHEREAS, pursuant to Government Code Section 65858, this extension is necessary to mitigate threats to the public safety, health, and welfare of the residents in the Smoke and Vape Shop ICO area caused by the expansion or creation of new Smoke and Vape Shop uses; and

WHEREAS, on July 24, 2026, the Planning Department submitted a report pursuant to Government Code Section 65858(d) describing the measures being undertaken thus far toward the adoption of permanent land use regulatory controls, submitted to the City Council for its review and adoption as its own;

NOW, THEREFORE, BE IT RESOLVED, that by the adoption of this Resolution, the Council hereby extends the provisions of Ordinance No. 188977 for a period of 10 months and 15 days, thereby continuing the temporary prohibition on the processing of any by-right land use permits for Smoke and Vape Shop uses and the issuance of any related tobacco retailer permits for these uses within the geographical boundaries of Council District 15, inasmuch as the appropriate City agencies and officials are exercising due diligence and actively working towards the adoption of the appropriate permanent land use regulatory controls.

PRESENTED BY:


TIM McOSKER
Councilmember, 15th District

SECONDED BY:




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