



**CITY OF THOUSAND OAKS  
COMMUNITY DEVELOPMENT DEPARTMENT  
REQUEST TO PERMIT SMOKING IN OUTDOOR DINING AREAS (RESTAURANTS ONLY)**

Permit No. \_\_\_\_\_

\_\_\_\_\_  
Name of Business

\_\_\_\_\_  
Business Address (Street and Zip)

\_\_\_\_\_  
Name of Applicant (Business Owner)

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Mailing Address (If different from Business Address)

\_\_\_\_\_  
Name of Property Owner (If different from Applicant)

**NOTE: A Diagram shall accompany this application and shall contain the following information (sample attached):**

- The location and perimeter of the restaurant, showing all entrances and exits.
- The location of the outdoor dining area and its perimeter in relation to the restaurant.
- The location and identification of adjacent businesses, outdoor gathering areas, and outdoor service areas (e.g. ATM's) within 25 feet of the perimeter of the outdoor dining area where smoking is being requested.
- Regular operating hours of any business or other occupancy within 25 feet of the outdoor dining area.
- Proposed location of "smoking permitted" signs

Please provide the information in the following questions as completely as possible:

1. Is the approved perimeter of the outdoor dining area within 25 feet of any area where smoking is prohibited, as specified by Section 6-5.103(a) of the Thousand Oaks Municipal Code?  Yes /  No
2. Is the approved perimeter of the outdoor dining area within 25 feet of an entrance or exit of another business?  Yes /  No  
If yes, do you understand that smoking is not allowed within the outdoor dining area while that tenant is open for business?  Yes /  No
3. Is the outdoor dining area enclosed?  Yes /  No If yes, how is it enclosed? \_\_\_\_\_
4. Are any doors into the restaurant within 25 feet of where smoking will be allowed?  Yes /  No  
If yes, are the doors self-closing and sealed to prevent smoke from entering the restaurant?  Yes /  No
5. Is the outdoor dining area where smoking would be allowed shared with any other restaurant?  Yes /  No

I declare under penalty of perjury, that I, \_\_\_\_\_, am the (circle one) owner, lessee, attorney of the owner, or person with power of attorney from the owner of the property involved in this application, and that the foregoing is true and correct and that I have read, understand, and agree to comply with all of the conditions and standards stated in Section 6-5.110 of the Thousand Oaks Municipal Code (Prohibition of Smoking in Public Places). Furthermore, I understand that any violation of said Code sections may result in revocation of this permit.

\_\_\_\_\_  
Signature of Applicant \_\_\_\_\_  
Date

*SEE REVERSE FOR GENERAL SMOKING ORDINANCE REGULATIONS*

**(FOR DEPARTMENT USE ONLY)**

The above application is / is not approved subject to the general conditions for allowing smoking in outdoor customer dining areas set forth in Section 6-5.110 of the Thousand Oaks Municipal Code, and any special conditions listed in this section of the form.

John C. Prescott, Community Development Director

By: \_\_\_\_\_  
City Official \_\_\_\_\_  
Date

FILING FEE: \_\_\_\_\_ RECEIPT NO. \_\_\_\_\_

Outdoor Dining Entitlement # \_\_\_\_\_

**SPECIAL CONDITIONS (All Checked Items Apply):**

- This permit is not transferable and shall expires upon termination of the business described herein. Any subsequent restaurant will be required to re-apply for a Smoking in Outdoor Dining Area permit.**
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

**GENERAL SMOKING PROVISIONS**  
(please refer to Sec. 6-5.110 of the T.O.M.C.  
for detailed smoking provisions)

Smoking is prohibited in the following public places (T.O.M.C. Section 6-5.103(a)):

-  Within 25 feet of any playground perimeter or within the playground area.
-  Any public garden area
-  Any outdoor service area, including but not limited to, ATM's, information kiosks, theater lines, and bus stops.
-  Any outdoor customer dining area, unless authorized by permit.
-  Any common area of a shopping center, including but not limited to, a water feature, gathering areas, play areas, or lobby.
-  Any public gathering or event area. No smoking is permitted in these areas one hour before and after the event.

**SAMPLE OF NO-SMOKING SIGN (not to scale)**

(Burning Cigarette enclosed by a minimum 5" Diameter RED circle and RED bar)



NO SMOKING PERMITTED IN THIS AREA (1" letters)

A Smoking Permit may be granted for outdoor dining areas if the restaurant meets the following criteria (T.O.M.C. Section 6-5.110):

-  The outdoor dining area is permitted by a City entitlement.
-  The perimeter of the outdoor dining area is not within 25 feet of those areas where smoking is prohibited.
-  Smoking is only allowed during those hours in which an adjacent business (within 25 feet) is closed.
-  All doors to the restaurant's outdoor dining area that is located within 25 feet is self-closing and has a seal around the door to prevent smoke from entering when the door is closed.
-  The outdoor dining area is not enclosed by a temporary canopy and side panels
-  A sign is placed at all entrances to the outdoor dining area that states smoking is allowed in this area.

**SAMPLE OF SMOKING PERMITTED SIGN (not to scale)**

(Burning Cigarette enclosed by a minimum 5" Diameter RED circle)



SMOKING PERMITTED IN THIS AREA (1" letters)