

NSPJ

NEARING STAATS PRELOGAR & JONES AIA CHARTERED
ARCHITECTS

Mr. David Corliss
City Manager
City of Lawrence Kansas
City Hall, PO Box 708
Lawrence, Kansas 66044

January 12, 2010

Re: ORDINANCE NO. 7868 of the City of Lawrence, Kansas

Dear Mr. Corliss,

I would like to present the following request to the City of Lawrence's Governing Body for consideration.

**Amendment to Section 9-802 of the City of Lawrence, Kansas, Ordinance No. 7782.
-Allowing smoking areas in mechanically ventilated, enclosed parking garages-**

Section 1 amending Section 9-802 of the City of Lawrence, Kansas Ordinance No 7782 clarifies the definition of an area that shall not be considered an enclosed area as *"Rooms or areas, enclosed by walls or windows and a roof or ceiling, having an opening at least twenty (20%) of the total perimeter wall area completely and permanently open to the elements and weather."*

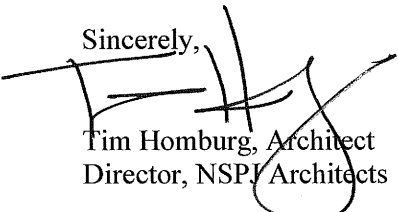
The 2006 International Building Code allows for both open and enclosed parking garages with specific requirements for a parking garage to be considered open. However if the requirements for an open parking garage cannot be met, there are requirements for mechanical ventilation of the parking garage in lieu of the natural ventilation provided by the openings in the exterior walls of the parking garage.

Since the mechanical ventilation of an enclosed parking garage provides the same purpose as the natural ventilation of an open parking garage, an enclosed parking garage with mechanical ventilation should be provided the same consideration as "an area not considered enclosed" as defined in Section 9-802, paragraph D of Ordinance No. 7868 when determining whether or not smoking should be allowed within a parking garage.

Within the mechanically ventilated, enclosed parking garage, a designated smoking area shall be located in a place that is an appropriate distance from the pedestrian travel paths within the garage. The designated smoking area shall have direct access into the facility that the parking garage serves thru a self-closing, smoke sealed door. The designated smoking area shall have a barrier (no less than 36" high and no more than 48" high) protecting it from vehicular traffic. The fire marshal shall inspect the designated smoking area and assign an occupancy based on its size.

Therefore we respectfully request that Ordinance No. 7868 be amended to include enclosed parking garages, with the stipulations above, as allowed smoking areas.

Sincerely,



Tim Homburg, Architect
Director, NSPJ Architects

1.12.2010

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Smoking Ordinance Amendment