



To Protect and Promote the Health and the Environment of the People of Kittitas County

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**KITTITAS COUNTY JOINT BOARD OF COUNTY COMMISSIONERS AND BOARD  
OF HEALTH SPECIAL MEETING  
Meeting Minutes**

**August 18, 2016  
Commissioners' Auditorium  
10:00 a.m.**

**Present**

Board of Health (BOH): Obie O'Brien, Laura Osiadacz, Paul Jewell, John Asriel, M.D.

Absent: Rich Elliott

Board of Health Advisory Committee (BOHAC): Nancy Jewett, Carin Thomas

Public Health: Candi Blackford, Amy Fuller, Kathryn Odiaga, Holly Myers, Kasey Knutson, Kimberly Sarver, Robin Read, Kaitlyn Reddick, Will Schwab, Liz Whitaker

Other: Stephanie Hartung, Kittitas County Prosecuting Attorney, Tony Buhr, Daily Record, KCCNC representative

*Joint public hearing to consider an Ordinance to Amend Chapter 8.24 of the Kittitas County Code.*

*Meeting called to order at 10:15 a.m.*

Robin Read stepped to the microphone and read the staff report that informed members of the changes to the Kittitas County Code 8.24. This would prohibit smoking and electronic vaping devices in public places, with the exception to licensed retailers where minors are prohibited. Ms. Read noted that she would not recite the whole staff report, but would highlight the following main points:

- Electronic vaping devices are battery powered vaporizers that simulate smoking
- Use of electronic vaping devices would not be allowed in the same public places as smoking tobacco products, unless the public place is a licensed vape retail outlet where access to minors is prohibited and vapor product sales generate at least 51% of the businesses income
- Recently became regulated in Washington State on August 8, 2016
- June 28, 2016, ESSB 6328 went into effect, which provides Washington State regulation for vapor products
- What public health does know:

- Youth are using this at twice the rate of traditional cigarettes
- Vaping is becoming the social norm with youth
- Advertising appeals to youth
- Nicotine is addictive and toxic
- Impairs fetal development
- Effects adolescent brain development
- They contain cancer causing agents
- Research in Kittitas County shows nearly all licensed retailers sell these products
- In Kittitas County there are two vape lounges
- Health department performed compliance checks, and out of twenty one retailers, one sold to a youth
- Survey in community shows vaping in public places is a problem

The health department has been working with the Board of Health to modify the Smoking and Vaping Chapter 8.24 to include/add the following:

- Definitions for:
  - Electronic Vapor Devices
  - Liquid Nicotine
  - Retail outlet
  - Primary retail activity
- 8.24.030 Owners, lessees to post signs prohibiting smoking and vaping (mirror Washington State Law)
  - To include vaping on posting signage prohibiting smoking
- 8.24.040 Intent of Chapter as applied to certain private workplaces
  - To include electronic vape devices
- 8.24.050 Intentional violation of chapter- Removing, defacing, or destroying required sign-Fine Enforcement
  - To include vaping in a prohibited area
- 8.24.070 Electronic Vaping Devices
  - No person may use an electronic vapor device in any indoor public place unless the public place is a licensed retail outlet where access by minors is prohibited. In licensed retail outlets where the primary retail activity is the sale and distribution of electronic vapor devices and liquid nicotine, tastings and samplings are permitted within the licensed premises. In licensed retail outlets where access by minors is prohibited, and the primary retail activity is not the sale and distribution of electronic vapor devices and liquid nicotine, any tastings or samplings may only be offered in an enclosed area separated from all other business activity.

There were no comments from the board at this time.

**Public Comment opened at 10:25 am**

Carin Thomas, resident of Kittitas County and Board of Health Advisory Committee member:

Ms. Thomas noted her concerns about e-cigarettes, the effects of nicotine and the toxicity and addictiveness. She noted that nicotine is more toxic than strychnine. It has 6.5-13 milligrams per kilogram, which orally is a lethal dose to humans. An accidental ingestion of 6 milligrams may be lethal

to children. Two children have already died from ingesting liquid nicotine, and she stressed the importance of this information because advertisement of these products appeal to children. Ms. Thomas also noted that second hand smoke is known to have ten different chemicals that have negative health risks and effects. She noted that most advertising for these items do not disclose they contain nicotine. In data collected by the state, there is an increase in e-cigarette poisoning in children.

Nancy Jewett, resident of Kittitas County and Board of Health Advisory Committee member:

Ms. Jewett read a letter the Board of Health Advisory Committee wrote on August 8, 2016, to the Kittitas County Commissioners that endorses the proposed ordinance to change Kittitas County Code Chapter 8.24. Ms. Jewett also noted that the normalization of electronic devices needs to stop.

**Public Comment closed at 10:35 am**

Motion to approve the Board of Health Ordinance 2016-01.

**Motion 08-01: Motion to approve the Board of Health Ordinance 2016-01 to Amend Chapter 8.24 of the Kittitas County Code. Paul Jewell moved to approve the Board of Health Ordinance 2016-01 to Amend Chapter 8.24 of the Kittitas County Code. Laura Osiadacz second. All approved. Motion 08-01 carried to approve the Board of Health Ordinance 2016-01 to Amend Chapter 8.24 of the Kittitas County Code.**


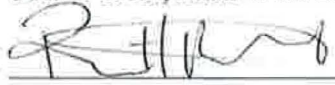
Dr. Asriel noted that he appreciates finding a balance of trying to protect children and employees and respecting personal choice of those adults.

Paul Jewell noted that he appreciates the work put in to incorporating the balance from public health's perspective and stake holder's needs on both sides.

Motion to approve the Board of County Commissioners Ordinance 2016-016.

**Motion 08-02: Motion to approve the Board of County Commissioners Ordinance 2016-016 to Amend Chapter 8.24 of the Kittitas County Code. Paul Jewell moved to approve the Board of County Commissioners Ordinance 2016-016 to Amend Chapter 8.24 of the Kittitas County Code. Laura Osiadacz second. All approved. Motion 08-02 carried to approve the Board of County Commissioners Ordinance 2016-016 to Amend Chapter 8.24 of the Kittitas County Code.**

Public meeting ended at 10:39am

  
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Obie O'Brien, Chair of the Board of Health  
  
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Robin Read, Administrator,  
Kittitas County Public Health

  
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Candi Blackford, Clerk of the Board of Health