

RESOLUTION

WHEREAS, the South Dakota Legislature has enacted legislation that prohibits smoking in enclosed public places; and

WHEREAS, the South Dakota Legislature exempted from the prohibition of smoking in public places, enclosed public places licensed to sell on-sale alcoholic beverages; and

WHEREAS, certain restaurants have applied for on-sale malt beverage licenses for the sole purpose of allowing smoking within their establishments.

NOW THEREFORE, BE IT RESOLVED by the Rapid City Common Council that the Rapid City Common Council supports the adoption of legislation by the South Dakota Legislature to close the loop hole in the law that allows restaurants to circumvent the ban on smoking in enclosed public places by obtaining a license to sell on-sale alcoholic beverages.

Dated this _____ day of July, 2004.

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer

(SEAL)