



## Kearney Housing Agency

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### SMOKING AND NON-SMOKING BUILDING POLICY

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The following policy was established and put into action in September, 1996. To alleviate the potential of a health hazard and/or medical problem to the adjacent units, and administration vacancy concerns, the Housing Agency policy shall be as follows:

1. **Smoking Buildings:** Three (3) Buildings (two buildings of large one-bedroom units, and one building of small one-bedroom units) shall be designated as "**Smoking Buildings.**"

**Smoke-Free Buildings:** Fifteen (15) Buildings (eight buildings of large one-bedroom units, two bedroom units and seven buildings of small one-bedroom units) shall be designated as "**Smoke-Free Buildings.**"

**Exempt Units:** Four (4) Buildings which are **Handicapped Accessible** shall be exempt from any designation. These include units 14-25, and 39-47.

- **Smoking Units:** Units numbered (#) 100-103, 116-121 and 134-139 shall be designated as the "Smoking Units."
  - **Smoke-Free Units:** Units numbered 1-6, 8-13, 26-31, 33-38, 60-99, 104-115, and 122-133, shall be designated as "Smoke-Free Units."
2. **All new applicants** from this date forward must designate a smoking preference on the application.
  3. **Smoking Buildings:**
    - A non-smoker may choose to live in a "Smoking" building.
    - Transfers to another unit will be granted only for medical reasons in accordance with the transfer policy.
  4. **Smoke-Free Buildings:**
    - **Only non-smokers** will be admitted to a "Smoke-Free" Building.
    - In "Smoke-Free" buildings **no one including tenants, visitors, or guests**, shall be allowed to smoke inside the units, on either porch/patio. Guests who wish to smoke may do so on the public sidewalk next to the street.
    - Violations for **smoking in "Smoke-Free" buildings will result in eviction.**

5. **Handicapped Accessible Units:**

- In the "Handicapped Accessible" units, as there are both smokers and non-smokers, **only the tenant** is allowed to smoke in the unit. Visitors and guests are prohibited to smoke in the unit, on either porch/patio, or outside adjacent to the unit.

6. **Present Tenants:**

- Non-Smoking Tenants presently residing in designated Smoking buildings, may remain in their present units or request, in writing, to transfer to a Non-Smoking building upon unit availability. Requests will be honored on a "first come, first serve" basis.
- Smoking Tenants presently residing in designated Non-Smoking buildings may be requested to transfer to a similar sized unit in a designated Smoking building, upon a unit being vacated. The Housing Agency will assist with relocation (cable and phone installation) if presently connected.

\_\_\_\_\_ **Equal Opportunity Housing** \_\_\_\_\_

**Approved by Resolution No. 624 at the Regular Meeting of the Board of Commissioners of the Kearney Housing Agency on January 15, 2004.**

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**Certification:**

I, \_\_\_\_\_ do hereby certify that I have received a copy of this **"Smoking and Non-Smoking Building Policy"** and understand that even my family and/or guests **may not** smoke inside my unit if I reside in a "Smoke-Free Building", or, if I do smoke, and have resided in my unit prior to September, 1996, **only I** may smoke inside my unit. My unit is in a "Smoke Free Building". \_\_\_\_\_ Yes \_\_\_\_\_ No.

\_\_\_\_\_  
(Tenant Signature)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Housing Agency Representative)

\_\_\_\_\_  
(Date)