

From: Phil Pritzker
To: Patricia Carey (pacarey@aya.yale.edu)
Cc: Diane White; Racheal Davenport
Subject: 2015-02-16 17:15 [smoke infiltration]
Need to response: Yes

Rev. Carey,

I have spoken with the association's attorney this afternoon in regards to your questions.

First, there is no difference in terms of the type of smoking – cigarette or cigar. There is no difference with marijuana smoking since the city of Chicago does not intend to make an issue of individual marijuana smoking. Since smoking is allowed in units at 400, the protocol outlined below is what should be followed.

Second, the process he has outlined is that a person who is disturbing a neighbor or neighbors must first receive a notice from the association identifying the issue and asking for them to use some remedies (air purifier) and make sure they do not open their windows while they are smoking and make sure their ventilation is functioning. Should there still be an unreasonable disturbance by their smoking, then the residents are provided an opportunity to appear at a hearing where both sides may be heard followed by a recommendation to the full Board and a final decision by them. A follow-up communication is going out to the 3711 residents.

The attorney did also indicate that even after the protocol is followed and there is still smoking with precautions being used by the smoking unit, the only thing left if it still presents an issue is to file suit against the residents.

Phil

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