



KANAWHA CHARLESTON
HEALTH DEPARTMENT

PO BOX 927
CHARLESTON, WV 25323
www.kchdvw.com

July 16, 2009

Daniel K. Adkins
Tri-State Racetrack and Gaming Center
PO Box 7118
Cross Lanes, WV 25356

Dear Mr. Adkins:

The Kanawha-Charleston Board of Health has given serious consideration to your request for exemption from the Clean Indoor Air Regulation (CIAR). We understand that you feel the CIAR has impacted the profits for your facility, however studies of other similar facilities in other localities have shown that long term tourism dollars are not adversely affected by clean indoor air regulations. In fact, the long term studies have consistently shown that there is frequently an increase in revenues. As a county board of health, it is our responsibility to look at the health impact of second hand smoke and to protect the persons within our borders from unnecessary exposure to unhealthy agents.

Prior to strengthening Kanawha County's Clean Indoor Air Regulation, we spent many months looking at all of the latest scientific evidence. The 2006 United States Surgeon General's Report on The Health Consequences of Involuntary Exposure to Tobacco Smoke reports that there is no safe level of second hand smoke. There are no ventilation systems that adequately remove this carcinogenic smoke from the environment and the only proven way to protect patrons from exposure to secondhand smoke is to establish a smoke free environment. The Kanawha Charleston Board of Health members unanimously agree that it would not be in the best interest of the people of Kanawha County, and we would not be fulfilling our Mission as board of health members, if we made decisions based solely on short term financial indicators rather than what is best for the health of the people of Kanawha County.

We appreciate your company's contributions to the economy of Kanawha County and are willing to continue to work with you to reach a resolution. However, under no circumstances can we agree with the exemption that you seek and will not consider any attempts to allow any type of smoking at your

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FAX
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facility. We ask that you continue to follow the current Clean Indoor Air Regulation like other businesses in the County. Your patrons and employees deserve the same protection as all other people who reside in or visit Kanawha County.

Respectfully,



Brenda C. Isaac RN
President, Kanawha-Charleston
Board of Health

cc: Rahul Gupta MD, MPH, FACP
Kanawha Charleston Board Members
The Honorable Kent Carper
The Honorable Dave Hardy
The Honorable Henry Shores
The Honorable Danny Jones