

CHAPTER 39
TOBACCO RETAIL LICENSES

- 39.010. Definitions
- 39.020. License Required
- 39.030. Vendor-assisted Sales Required
- 39.990. Violations

39.010. Definitions.

- (a) Self-service displays means open displays of tobacco products that the public can access without the intervention of a store employee, owner or other representative of the business.
- (b) Tobacco product means any tobacco cigarette, cigar, pipe tobacco, smokeless tobacco, chewing tobacco, or any other form of tobacco which may be utilized for smoking, chewing, inhalation, or other means of ingestion.
- (c) Vendor-assisted sales means only a store employee, owner or other representative of the business has access to the tobacco product and assists the customer by supplying the tobacco product; the customer does not take possession of the tobacco product until after it is purchased. (Ord No. 2-2002)

39.020. License Required. A current and valid license issued pursuant to SRC chapter 30 shall be required for any business selling tobacco products. (Ord No. 2-2002)

39.030. Vendor-assisted Sales Required.

- (a) No person may, other than by vending machine, sell, permit to be sold, or offer for sale any tobacco products by means of self-service displays or any means other than vendor-assisted sales.
- (b) Except as authorized by state law, no person having authority over such placement shall locate a vending machine that dispenses tobacco products in any place legally accessible to minors.
- (c) If any subsection of this section is declared invalid all other subsections shall remain in full force and effect. (Ord No. 2-2002; Ord No. 14-2002))

39.990. Violations. Violation of any of the provisions of this chapter is an infraction. In addition to any other penalty provided by law, a person adjudged responsible for violation of any of the provisions of this chapter shall be ordered by the court to correct the violation. (Ord No. 2-2002)

(CHAPTER 40 RESERVED FOR EXPANSION)

