

5.16.030 License - Required

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- A. It is unlawful to sell or vend through machines or to engage in other retail sales of tobacco, tobacco products, alternative nicotine products, or electronic cigarettes without having first obtained a license therefor. Applications for such licenses shall be made to the clerk; and no such license shall be issued to any person who is not a person of good character, or to any corporation that is not represented in the city by a person of good character.
- B. There shall be three (3) categories of tobacco licenses:
1. Retail Tobacco Dealer – over the counter. It shall be unlawful to sell or offer for sale at retail, to give away, deliver or to keep with intention of selling at retail, giving away or delivering tobacco, tobacco products, alternative nicotine products, or electronic cigarettes within the City without first obtaining a retail tobacco license. No smoking, sampling or testing is permitted on the premises.
 2. Retail Tobacco Dealer – product sampler (Specialty Store). It shall be unlawful to permit smoking on the premises at an establishment that also sells tobacco, , or tobacco products without first obtaining a retail tobacco dealer – product sampler license. The sale, sampling or testing of alternative tobacco products or smoking tobacco shall be permitted on the premises.
 3. Wholesale Tobacco Dealer. It shall be unlawful to offer for sale at wholesale, give away, deliver, or keep with the intent of selling at wholesale, giving away or delivering tobacco, tobacco products, alternative nicotine products or electronic cigarettes within the City without first obtaining a wholesale tobacco dealer license. A wholesale tobacco dealer who also conducts retail sales shall be required to obtain a retail tobacco dealer license in addition to the wholesale tobacco dealer license. No smoking, sampling or testing is permitted on the premises.

(2019-M-21 : § 3; 2014-M-41 : § 1; 1991-M-37 : § 1; Prior code : § 25.401)