

CITY OF APPLE VALLEY
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF APPLE VALLEY, MINNESOTA,
AMENDING TITLE XI, CHAPTER 115 OF THE CITY CODE REGULATING
TOBACCO, TOBACCO PRODUCTS, TOBACCO RELATED DEVICES, AND
NICOTINE/LOBELLA DELIVERY DEVICES

The City Council of Apple Valley ordains:

Section 1. Chapter 115 of the Apple Valley City Code is hereby amended by revising Section 115.99(G) to read as follows:

§ 115.99 PENALTY.

* * * *

(G) *Penalties.*

(1) *Licensees.* Any licensee found to have violated this chapter, or whose employee shall have violated this chapter, shall be charged an administrative ~~fine~~penalty in the amount mandated by Minn. Stat. Chapter 461 regulating the sale of tobacco, tobacco-related and electronic delivery devices, and nicotine and lobelia products, of \$75 for a first violation of this chapter; \$200 for a second offense at the same licensed premises within a 24-month period; and \$250 for a third or subsequent offense at the same location within a 24-month period. In addition, after the third offense, the license shall be suspended for a period of time not less than the duration mandated by Minn. Stat. Chapter 461.~~not less than seven days.~~

(2) *Other individuals.* Other individuals who sell tobacco to a minor shall be charged an administrative ~~fee~~penalty in the amount mandated by Minn. Stat. Chapter 461.~~of \$50.~~

Section 2. Effective date. This ordinance shall take effect upon its passage and publication.

PASSED by the City Council this ___ day of _____, 2021.

Clint Hooppaw, Mayor

ATTEST:

Pamela J. Gackstetter, City Clerk