

Chapter 95

CIGARETTES

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[HISTORY: Adopted by the Village Board of the Village of Albany as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Smoking -- See Ch. 219.

ARTICLE I Licensing

[Adopted 5-11-1992 as
Title 7, Ch. 3 of the 1992 Code]

§95-1. License required.

No person, firm or corporation in the Village of Albany shall, in any manner, directly or indirectly, upon any premises or by any device, sell, exchange, barter, dispose of or give away or keep for sale any cigarette, cigarette paper or cigarette wrappers, or any substitute therefor, without first obtaining a license as hereinafter provided.

§95-2. Application for license; fee.¹

Every person, firm or corporation desiring a license under this chapter shall file with the Village Clerk-Treasurer a written application therefor, stating the name of the person and the place for which such license is desired. Each license shall be filed by the Village Clerk-Treasurer and shall name the licensee and the place wherein he is authorized to conduct such business, and the same shall not be delivered until the applicant shall pay to the Village Clerk-Treasurer a license fee to be set by resolution.

§95-3. Issuance of term of license.

Licenses for the sale, exchange, barter, disposition of or giving away or keeping for sale of cigarette papers or cigarette wrappers or any substitute therefor shall be issued by the Village

¹ Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Clerk-Treasurer. Each license shall be issued on the first day of July in each year, or thereafter whenever applied for, and shall continue in force from the date of issuance until the succeeding June 30, unless sooner revoked for any violation of this chapter.

State Law Reference: W.S.A. s. 134.65.

ARTICLE II

Minors; Sale and Use

[Adopted at time of adoption of Code
(see Ch. 1, General Provisions, Art. I)]

§95-4. Purchase or possession by minor.

Except as provided in W.S.A. 938.983(3), no person under 18 years of age may do any of the following:

- A. Buy or attempt to buy any cigarette or tobacco product.
- B. Falsely represent his or her age for the purpose of receiving any cigarette or tobacco product.
- C. Possess any cigarette or tobacco product.

§95-5. Tobacco sales to minors.

It shall be unlawful for anyone, including a tobacco retailer, to sell, give or permit to be sold or given, to a person under 18 years of age, tobacco in any form.