

**CITY OF BELLE PLAINE
ORDINANCE NO. 20-07**

**AN ORDINANCE AMENDING SECTION 304.00
OF THE CITY CODE REGULATING TOBACCO SALES**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLE PLAINE
THAT THE CITY CODE BE AMENDED AS FOLLOWS:

Section 1. Section 304.02 of the City Code is hereby amended as follows (deletions shown as strikeouts/additions shown as bold and underline):

TOBACCO RELATED DEVICE- means any **device or implement intended for the smoking, inhaling, or consumption of any** tobacco related product as well as ~~as~~ **such as** a pipe, rolling paper, or other device, including without limitation electronic cigarettes or similar devices, which are used, or can be used, for the chewing, sniffing, smoking or vaping of any tobacco related product. **The term does not include items commonly used by drug users and drug dealers including, but not limited to, glass pipes, "dug-outs," one-hitters, grinders, measuring scales, and small bags, which licensed businesses are prohibited from selling.**

Section 2. Section 304.05 of the City Code is hereby amended by the addition of a new Subdivision 3 as follows:

Subd. 3. Requirements for Licensed Businesses. The license holder shall ensure that the business complies fully with the following:

- A. The interior of the business shall be lighted during business hours such that every part, corner, aisle, room, and section of the establishment is fully illuminated.
- B. The sales counter, store entrance, and interior of the business shall be visually recorded with a videotape or similar device at a quality level that allows the visual identification of patrons and employees. The recordings shall be maintained and made available to the police for at least five (5) calendar days.
- C. The business shall be maintained with clean and clear front and rear entrances to the establishment.
- D. Each day of business, the license holder must inspect the parking lot and entrances for litter and properly dispose of any such litter.

E. The business must provide and maintain front windows that are clear, un-tinted, and unobstructed, except for any permissible signage.

Section 3. This ordinance shall be effective upon adoption and publication in accordance with applicable law.

Adopted this ___ day of September, 2020.

Mayor

ATTEST:

City Clerk