

September 9, 2019

Snappy Convenience Center
622 Madison St
Oak Park, IL 60302

Dear Business Owner/Operator:

You are receiving this letter because you are a Village of Oak Park licensed Tobacco Retailer. This letter contains important information regarding pending legislation regarding changes to Chapter 8 ("Business Licensing") Article 6 ("Comprehensive Regulation of Tobacco Products") of the Oak Park Village Code which will prohibit the sale of electronic cigarette skins and flavored tobacco products, excluding cigars, cigarettes and chewing tobacco. The draft ordinance is enclosed for your review.

Below is a summary list of the proposed amendments. The ordinance will be scheduled for review by the Village Board in October of this year and the amendments are proposed to go into effect on January 1, 2020.

Pending Ordinance Amendments:

1. Adds the following definitions of "flavored tobacco products" and "electronic cigarette skins" and prohibits their sale within the Village:

ELECTRONIC CIGARETTE SKIN: A sticker, sleeve and/or magnetic cover applied to an electronic cigarette device as a form of decoration and/or to hide the identity of an electronic cigarette device.

FLAVORED TOBACCO PRODUCTS: Any tobacco or electronic cigarette product that contains a constituent that imparts a characterizing flavor that contain nicotine in liquid, non-leaf form. As used in this definition, the term "characterizing flavor" means a distinguishable taste or aroma, other than the taste or aroma of tobacco, imparted either prior to or during consumption of a tobacco product including but not limited to tastes or aromas of menthol, mint, wintergreen, chocolate, vanilla, honey, cocoa, any candy, any dessert, any alcoholic beverage, any fruit, any herb, or any spice. No tobacco product shall be determined to have a characterizing flavor solely because of the use of additives or flavorings or the provision of ingredient information. A public statement or claim made or disseminated by the manufacturer of a tobacco product, or by any person authorized or permitted by the manufacturer to make or disseminate such statement or

claim, that a tobacco product has or produces a characterizing flavor shall establish that the tobacco product is a flavored tobacco product.

2. Revises existing tobacco sign language to be posted at each tobacco retailer to add the following underlined language.

THE SALE OF *ELECTRONIC CIGARETTES*, TOBACCO PRODUCTS OR TOBACCO ACCESSORIES TO PERSONS UNDER TWENTY-ONE YEARS OF AGE IS PROHIBITED BY LAW AND THE SALE OF FLAVORED TOBACCO PRODUCTS AND ELECTRONIC CIGARETTE SKINS ARE PROHIBITED BY LAW.

3. No signs advertising the sale of tobacco products or tobacco accessories shall be displayed on any windows, doors or other area of a licensed establishment that are in public view from any street or sidewalk.
4. It shall be unlawful for any person, including any licensee, to sell, offer for sale, give away or deliver flavored tobacco products (includes e-cigarettes) or electronic cigarette skins.
5. No person shall give away, barter, exchange, distribute or in any way dispense any coupon or other price reduction instrument for any free or nominally priced tobacco product or tobacco accessory sample in any right of way, park, playground or other property owned by the Village, any school, any park, any public library, or other area open to the public. This subsection shall not apply to coupons or price reduction instruments included in newspapers, magazines or other publications or received by a person through the mail or on-line.

If you have any questions and/or comments related to the pending legislation, please contact Mike Charley, Public Health Director at 708.358.5482 or mcharley@oak-park.us. Thank you.

Sincerely,



Michael T. Charley
Public Health Director

cc: Development Customer Services Department