

## Town of Ludlow Tobacco and Product Sales Permit Application 2021

*The owner must complete both pages of this form. A permit may be issued only after all required information, attachments and signatures are received. All permits must be approved by the Board of Health/Health Department.*

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Establishment Name (listed on DOR Business License)

Owner Name

DBA ("Doing Business As" Name)/ Store Front Name

( ) Phone Mobile Phone

( ) ( ) Owner Phone Owner Mobile Phone

Establishment Address (Street, Community, ZIP)

Owner Address (Street, Community, ZIP)

Establishment Email

Owner Email

Manager Name

### Establishment Information

- Is this a chain store?  Yes  No
- Is this an adult only establishment?  Yes  No
- Is the establishment within 500 ft. of a school?  Yes  No
- Is the establishment within 500 ft. of a playground?  Yes  No
- Check other restricted products sold in the establishment.  Keno  Liquor  Lottery  Other:

#### Check the establishment type

- |   |                                       |                                      |  |
|---|---------------------------------------|--------------------------------------|--|
| <input type="checkbox"/> Gas Station Only | <input type="checkbox"/> Supermarket  | <input type="checkbox"/> Grocery     | <input type="checkbox"/> Convenience Store |
| <input type="checkbox"/> Gas Mini-mart    | <input type="checkbox"/> Liquor Store | <input type="checkbox"/> Tobacconist | <input type="checkbox"/> Pharmacy          |
| <input type="checkbox"/> Restaurant       | <input type="checkbox"/> Private Club | <input type="checkbox"/> Other: List |  |

#### Check any products sold in your establishment

- |   |  |  |   |
|---|--|--|---|
| <input type="checkbox"/> Cigarettes Packs   | <input type="checkbox"/> Small Cigars/Cigarillos           | <input type="checkbox"/> Roll Your Own     | <input type="checkbox"/> Nicotine Delivery Devices (e-cigarettes) |
| <input type="checkbox"/> Cigarette Cartons  | <input type="checkbox"/> Little Cigars (Omega, Winchester) | <input type="checkbox"/> Chewing Tobacco   | <input type="checkbox"/> E-Liquids                                |
| <input type="checkbox"/> Single Cigars <\$5 | <input type="checkbox"/> Tipped Cigars (Black and Mild)    | <input type="checkbox"/> Loose Tobacco     | <input type="checkbox"/> Blunt Wraps                              |
| <input type="checkbox"/> Single Cigars >\$5 | <input type="checkbox"/> Rolling Papers                    | <input type="checkbox"/> Smokeless Tobacco | <input type="checkbox"/> Flavored Tobacco Products                |
| <input type="checkbox"/> Other: List        |  |  |   |

### Permit Information

- Does the establishment have a liquor license?  Yes  No
- Department of Revenue Tobacco Sales Permit  Yes  No **Please attach.**

**License /Permit #**

### Signatures

Permit Applicant Signature \_\_\_\_\_ Date \_\_\_\_\_

Board of Health/Health Department Signature \_\_\_\_\_ Date \_\_\_\_\_

### For Internal Use

Approved:  Yes  No Permit Fee: \$400.00 Permit #: \_\_\_\_\_ Fee Paid  Yes  No Date: \_\_\_\_\_  No Other: \_\_\_\_\_

**A check mark signifies your understanding and agreement. I understand and agree that:**

- 1. It is against the law to sell any tobacco product including electronic nicotine delivery systems (e.g., e-cigarettes) to anyone under than 21 years of age, regardless of how old the person looks.
- 2. Anyone selling tobacco products including electronic nicotine delivery systems must conclusively establish the customer's age as over 21 years old, by means of government-issued photographic ID.
- 3. Anyone selling tobacco products including electronic nicotine delivery products must check and verify official government photo ID for anyone less than 27 years of age.
- 4. I consent to unannounced, periodic inspections and compliance checks of the permitted retail establishment.
- 5. Self-service tobacco product including electronic nicotine delivery system displays from which the customer may select products are prohibited.
- 6. The sale of single or loose cigarettes or cigarettes in packages of fewer than 20 cigarettes is prohibited.
- 7. I may not sell or distribute a single cigar with a retail value of under \$2.50, or a package of two or more cigars for less than \$5.00 or more.
- 8. I may not distribute any free samples of tobacco products including electronic nicotine delivery products (e.g., e-cigarettes) and I may not accept any means, instruments or devices that allow for the redemption of tobacco products for free or cigarettes at a price below the minimum retail price determined by the Massachusetts Department of Revenue.
- 9. Tobacco vending machines are prohibited.
- 10. Non-residential Roll-Your-Own machines are prohibited
- 11. Flavored tobacco products and vape products can only be sold in licensed smoking bars, for on-site consumption only.
- 12. Unflavored e-cigarettes with a nicotine content over 35 mg/ml can only be sold in adult-only retail tobacco stores and licensed smoking bars. Flavored e-cigarettes with any strength of nicotine content can only be sold in licensed smoking bars, for on-site consumption only.
- 13. Blunt wraps are prohibited.
- 14. Penalties for violation of the regulation include monetary fines and/or suspension of this Permit.
- 15. If I sell the permitted establishment, the buyer will be unable to receive a tobacco and nicotine delivery device sales permit unless any outstanding fines have been paid and any permit suspensions have been served.
- 16. The Tobacco and Nicotine Delivery Product Sales Permit will not be renewed if the permit holder has failed to pay all fines and served all permit suspension issued and the time period to appeal has expired.
- 17. I may not allow any employee to sell tobacco products including electronic nicotine delivery products (e.g., e-cigarettes) until such employee reads this regulation, state and federal laws regarding the sale of tobacco and signs a statement, a copy of which will be placed on file, that he/she has read the regulation and applicable state laws.
- 18. I must prominently display a copy of this Permit.
- 19. I must provide the Board of Health with proof of all current applicable licenses from the Massachusetts Department of Revenue (DOR) and my DOR business permit (**Attach a copy of each permit/license**).
- 20. I must display Department of Public Health signs stating, "it is illegal to Sell or Give Tobacco Products (Including E-Cigarettes) to Anyone Under 21", the State Law sign; Health Warning Sign for E-cigarettes; Sale of Flavored E-cigarettes is Prohibited sign. Adult-only Retail Tobacco Stores must also display a sign stating you must be 21+ to enter.
- 21. I must display signs provided by the Board of Health that discloses referral information about cessation.

**I have received, read and understand the Board of Health regulation "Restricting the Sale of Tobacco Products" and agree to abide by it.**

**Signature** \_\_\_\_\_

**Date** \_\_\_\_\_

**Print Name** \_\_\_\_\_