

MEMORANDUM

TO: Mayor and City Council

FROM: Richard Meyers, City Manager

SUBJECT: AN ORDINANCE REPEALING CHAPTER 5.12 REGARDING TOBACCO RETAIL LICENSING AND SALE REGULATIONS OF THE COTTAGE GROVE MUNICIPAL CODE

DATE: December 8, 2021

Background

At the November 8th City Council meeting the Council discussed the creation of the Statewide Tobacco Retail Licensure Program created by the passage of Senate Bill 587 from the 2021 Oregon State Legislature. The Senate Bill recognized that some local governments had adopted local Tobacco Retail Licensing regulations and allowed those jurisdictions to continue to operate their local program if the jurisdiction entered into an agreement to enforce provisions of the State program. Local jurisdictions could also decide to allow the State of Oregon to operate and enforce the Statewide program.

The City Council decided to allow State of Oregon to operate the Statewide Tobacco Retail Licensure Program within the City of Cottage Grove. With the operation of the statewide program the City's Tobacco Retail Licensing and Sale Regulations in Chapter 5.12 of the Municipal Code should be repealed.


The attached ordinance has been prepared to repeal Chapter 5.12 regarding Tobacco Retail Licensing and Sale Regulations of the Cottage Grove Municipal Code.

Recommendation

That the City Council hold the first vote on the attached Ordinance repealing Chapter 5.12 of the Cottage Grove Municipal Code regarding Tobacco Retail Licensing and Sale Regulations.

Cost

No Cost



Richard Meyers, City Manager

ORDINANCE NO. _____

AN ORDINANCE REPEALING CHAPTER 5.12 REGARDING TOBACCO RETAIL LICENSING AND SALE REGULATIONS OF THE COTTAGE GROVE MUNICIPAL CODE

WHEREAS, the 2021 Oregon Legislature passed and the Governor signed Senate Bill 587 that created a Statewide Tobacco Retail Licensure Program; and

WHEREAS, Senate Bill 587 allowed for cities with established tobacco retail licensing programs to opt into the Statewide Tobacco Retail Licensure Program or to continue to operate the locally adopted tobacco retail licensing programs under an agreement to also enforce provisions of state law; and

WHEREAS, the City Council at the November 8, 2021 City Council meeting discussed the Statewide Tobacco Retail Licensure Program and approved opting into the Statewide program allowing the State of Oregon to operate and enforce provisions of the Statewide Tobacco Retail Licensure Program; and

WHEREAS, with the State of Oregon operating a Statewide Tobacco Retail Licensure Program within the City of Cottage Grove, the City Council desires to repeal Chapter 5.12 regarding Tobacco Retail Licensing and Sale Regulations from the Cottage Grove Municipal Code.

THE CITY OF COTTAGE GROVE ORDAINS AS FOLLOWS:

Section 1. Purpose. The purpose of this Ordinance is to repeal the current Chapter 5.12 regarding Tobacco Retail Licensing and Sale Regulations from the Cottage Grove Municipal Code.

Section 2. Repeal. Chapter 5.12 of the Cottage Grove Municipal Code is hereby repealed.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR THIS ____ DAY OF _____, 2022.

Jeffrey D. Gowing, Mayor

Dated: _____

ATTEST:

Richard Meyers, City Manager

Dated: _____