

# Municipal Tobacco Control Technical Assistance Program

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## MUNICIPALITIES THAT HAVE ADOPTED THE NEW “ADULT-ONLY RETAIL TOBACCO STORE” DEFINITION

1. Lynn
2. Harwich

**TOTAL: 2 (1 city – in bold type) –**  
1.6% of state’s population (104,637) lives in listed municipalities.

**Updated: 9/11/19**

### **OLD DEFINITION:**

Adult-Only Retail Tobacco Store: An establishment that is not required to possess a retail food permit whose only purpose is to sell or offer for sale but not for resale, tobacco products and tobacco paraphernalia, in which the sale of other products or offer of services is merely incidental, and in which the entry of persons under the minimum legal sales age is prohibited at all times, and which maintains a valid permit for the retail sale of tobacco products as required by the **[city/town]** Board of Health.

### **NEW DEFINITION:**

An establishment that does not share space with another business, that shall have a separate public entrance, that does not sell food or alcohol, that does not have a restaurant license or lottery license, whose only purpose is to sell or offer for retail sale tobacco products and/or tobacco product paraphernalia, in which the entry of persons under the age of 21 is prohibited at all times, and which maintains a valid permit for the retail sale of tobacco products from the **[city/town]** Board of Health and applicable state licenses. Entrance to the establishment must be secure so that access to the establishment is restricted to employees and to those 21 years old or older. The establishment shall not allow anyone under the age of 21 to work at the establishment. As of the effective date of this Regulation, no new Adult-Only Retail Tobacco Stores shall be located within **[DECISION: 25 to 500]** Feet of a retailer with a tobacco product sales permit.