

CHAPTER 925. CIGARETTES AND TOBACCO PRODUCTS.

925.01. Adoption of State Statutes. The provisions of Sec. 134.65 and 134.66, Wis. Stats., and all acts amending or supplementing the above cited statutes are adopted, so far as applicable, except as otherwise provided by this chapter. Any conflict between the provisions of this chapter and Sec. 134.65 and 134.66, Wis. Stats., shall be resolved in favor of the statutory provision and the remainder of this chapter shall not be affected thereby.

925.02. License Required. No person may sell, expose for sale, or possess with intent to sell, any cigarettes or tobacco products in the City of Ashland without first obtaining a license from the City of Ashland.

925.03. License Period/Annual License Fee. The annual fee for a license to sell cigarettes and/or other tobacco products in the City of Ashland shall be charged in accordance with the City of Ashland Comprehensive Fee Schedule. All licenses will be issued for the fiscal year beginning July 1 and ending June 30 of each year.

925.04. Revocation of License. Licenses issued under the provisions of this chapter may be revoked by the Common Council after notice and hearing for any of the following causes:

- (a) Fraud, misrepresentation, or incorrect statement contained in the application for license;
- (b) Fraud, misrepresentation, or incorrect statement made in the course of carrying on his/her business;
- (c) Any violation of this ordinance;
- (d) Conviction of any crime or misdemeanor.

925.05. Notice of Hearing. Notice of the hearing for revocation of a license shall be given by the City Clerk in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepared to the licensee at his/her last known address at least 72 hours prior to the date set for hearing, or shall be delivered by a Police Officer in the same manner as a court summons.

925.06. Penalty for Violation of Ordinance. Any person, firm, or corporation that shall violate any of the provisions of this ordinance shall forfeit not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) for each offense, plus the cost of prosecution. Each day's violation of the provisions of this ordinance shall constitute a separate offense.

ADOPTED: 925 (1443) 7/28/1998

AMENDMENTS: 925 (1782) 3/13/2012