



BROOKLINE

DEPARTMENT OF PUBLIC HEALTH

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Chief Environmental Health
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TOBACCO SALES PERMIT APPLICATION
(Fee: \$350.00 (New), \$300.00 (Renewal), Unless Surcharged Attached)
(Please print or type)

NAME OF ESTABLISHMENT: _____

LOCATION: _____ Zip Code: _____ PHONE: _____

NAME OF FIRM: _____

ADDRESS OF FIRM: _____ Zip Code: _____ PHONE: _____

EMAIL: _____

OWNER (S) OPERATOR (S) (PERSON'S NAME):

NAME: _____ TITLE: _____

NAME: _____ TITLE: _____

TYPE OF SALE: OVER THE COUNTER (prepackaged) _____ Other: _____
(please describe)

In accordance with State Regulation, self-service displays are not permissible.

MASSACHUSETTS DEPT. OF REVENUE TOBACCO SALES LICENSE # _____

I THE UNDERSIGNED HAVE OBTAINED AND REVIEWED ARTICLE 8.23 (FORMERLY ARTICLE 8.22) OF THE TOWN OF BROOKLINE BY-LAWS. I UNDERSTAND THE LAW AND PENALTY POLICY; I GIVE MY ASSURANCE THAT STAFF WILL BE TRAINED ON CHECKING IDs AND COMPLYING WITH THE LAW.

NAME & TITLE OF OWNER/PRESIDENT/CEO, APPLICANT SIGNATURE DATE

I THE UNDERSIGNED CERTIFY UNDER THE PENALTIES OF PERJURY THAT THE APPLICANT HAS FILED ALL STATE AND LOCAL TAX RETURNS AND PAID ALL STATE AND LOCAL TAXES AS REQUIRED BY LAW (MGL CH. 62c Sec. 49A).

NAME OF PERSON COMPLETING FORM SIGNATURE DATE

All permits and applications will be sent directly to establishments unless otherwise note.

Office Use Only:

Date Rec'd. _____
Amt. Paid _____
Check # _____
Chief Appr. _____
Permit # _____



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Alan Balsam, Ph.D., MPH
*Director of Public Health
and Human Service*

PENALTIES FOR SELLING TOBACCO TO MINORS

April 12, 2000
(Revised April 2003)
(Revised January 2013)
(Revised June 2015)

Penalties for selling tobacco to minors (under age 21 effective June 1, 2015) have already included citations with \$300 fines. As established in June 1, 2000, they will also include surcharges and suspensions/revocations. The annual permit fee for selling tobacco is currently \$300.00, and permits are renewed each May for the following permit period, June through May.

SURCHARGES

Surcharges will be based upon the number of tobacco sales made to minors during the previous 24 months with the following exceptions: Sales made prior to June 2000 will not be counted, and for the permit period beginning June 2001, sales will be counted from June 2000 through May 2001.

One Sale	\$100 surcharge
Two Sales	\$250 surcharge
Three and Subsequent Sales	\$500 surcharge

THE SURCHARGE IS PAID AT ANNUAL PERMIT RENEWAL TIME IN MAY.
THE SURCHARGE IS LIMITED TO A MAXIMUM OF \$500 FOR ANY YEAR.

HEARINGS

To determine whether a hearing will be held, the number of tobacco sales to minors will be assessed for the current permit period and previous permit period (going back no further than June 2000). For example, if an illegal sale were made in April 2001, additional sales made back through June 2000 would also be counted. For a sale in January 2003, sales back through June 2001 would be counted.

One Sale	No hearing
Two Sales	Hearing on suspending tobacco sales permit for up to two weeks
Three Sales	Hearing on suspending tobacco sales permit for up to one month
Four Sales	Hearing on mandatory suspension of tobacco sales permit for greater than one month or permit revocation
Five and Subsequent Sales	Hearing on mandatory suspension of tobacco sales permit for one or more month(s) or permit revocation

HEARINGS WILL BE HELD AT THE HEALTH DEPARTMENT SHORTLY AFTER THE ILLEGAL SALE IS MADE.

WHENEVER A PERMIT IS SUSPENDED OR REVOKED THE FOLLOWING STEPS WILL OCCUR:

- 1. For the duration of the suspension, signs indicating why the establishment is not selling tobacco products shall be posted at all customer entries to the establishment. These signs will be designed and provided by the Health Department.**
- 2. All tobacco products shall be placed in boxes and the boxes sealed and moved out of the public area of the establishment for the duration of the suspension. The boxes must be moved into a back room or cellar, not just put behind a counter.**
- 3. The Health Department will notify the press when permits are suspended or revoked. It will continue to inform the press when sales are made to minors.*

** Failure to comply with these steps will result in additional punitive action being taken by the Director of Health and Human Services.*