

Effective date: June 16, 2008

5/6/2008
3/27/2008

56-O-08

AN ORDINANCE

**Amending Title 3, Chapter 16 of the City Code,
"Cigarettes and Tobacco Products" by Adding Section 3-16-13,
"Sale of Improperly Packaged Tobacco Products Prohibited"**

**NOW BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY
OF EVANSTON, COOK COUNTY, ILLINOIS:**

SECTION 1: That Title 3, Chapter 16, of the Evanston City Code of 1979, as amended, is hereby further amended by adding the following Section:

3-16-13: SALE OF IMPROPERLY PACKAGED TOBACCO PRODUCTS PROHIBITED

It shall be unlawful for any retail establishment to sell, give away, barter, exchange, or otherwise furnish to any other person any tobacco product, including, but not limited to, a single or loose cigarette, that is not contained within a sealed package provided by the manufacturer that has affixed to it any tax stamps required by law and that complies with all requirements imposed by federal law regarding warnings and other information on packages of tobacco products manufactured, packaged, or imported for sale, distribution, or use in the United States.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That if any provision of this Ordinance 56-O-08 or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications

of this Ordinance that can be given effect without the invalid application or provision, and each invalid application of this Ordinance is severable.

SECTION 4: That this Ordinance 56-O-08 shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: May 12, 2008

Approved:

Adopted: May 27, 2008

June 2, 2008

Edmund B. Moran, Jr.
Edmund B. Moran, Jr., Mayor Pro Tem

Attest:

Mayre Press
Mayre Press, Deputy City Clerk

Approved as to form:

Elke Tober-Purze
Elke Tober-Purze, Interim
First Assistant Corporation Counsel