

ORDINANCE # 17 - 01

**AN ORDINANCE TO AMEND CHAPTER EIGHT OF THE MUNICIPAL CODE OF THE CITY OF WAUPUN
ENTITLED "ORDERLY CONDUCT."**

THE COMMON COUNCIL OF THE CITY OF WAUPUN ORDAINS:

SECTION 1: Section 8.11 of the Municipal Code of the City of Waupun entitled "Cigarette or Tobacco Products" is repealed and recreated as follows:

8.11 CIGARETTE, NICOTINE AND TOBACCO PRODUCTS.

(1) No person under 18 years of age may purchase, attempt to purchase or possess any cigarette, nicotine product or tobacco product, except as specifically provided in subsection (2) below.

(2) A person under 18 years of age may purchase or possess cigarettes, nicotine products or tobacco products for the sole purpose of resale in the course of employment during his or her working hours if employed by a retailer licensed under §134.65(1), Wis. Stats.

(3) No person under 18 years of age may falsely represent his or her age for the purpose of receiving any cigarette, nicotine product or tobacco product.

(4) No person may purchase any cigarette, nicotine product or tobacco product on behalf of, or to provide to, any person who is under 18 years of age, except as specifically provided under subsection (2) above.

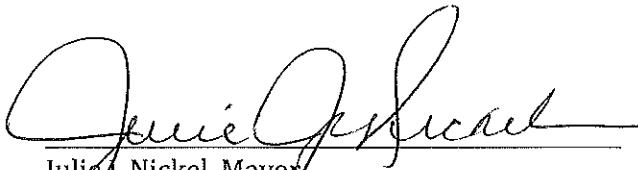
(5) A law enforcement officer shall seize any cigarette, nicotine product or tobacco product that is in the possession of a person under 18 years of age, except as specifically provided under subsection (2) above.

(6) The definitions of cigarette, nicotine product and tobacco product shall have the same meanings as set forth in Wis. Stats. §134.66(1).

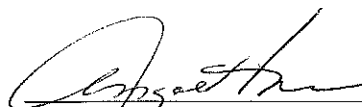
SECTION 2: All ordinances or portions of ordinances inconsistent with the provisions of this ordinance are repealed.

SECTION 3: This Ordinance shall be in full force and effect on its passage and publication as provided by law.

Enacted this 10th day of January, 2017.


Julie J. Nickel, Mayor

ATTEST:


Angela J. Hull, City Clerk