

ORDINANCE NUMBER 1164

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING CHAPTER 9.56 OF THE PAYETTE MUNICIPAL CODE BY MAKING IT UNLAWFUL TO SELL CIGARETTES, CIGARETTE PAPER OR TOBACCO PRODUCTS TO ANY PERSON UNDER EIGHTEEN YEARS OF AGE; MAKING IT UNLAWFUL FOR ANY MINOR TO POSSESS OR USE CIGARETTES, CIGARETTE PAPER OR TOBACCO PRODUCTS; ESTABLISHING A PENALTY; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER;

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PAYETTE, IDAHO;

Section 1. Chapter 9.56 of the Payette Municipal Code is hereby amended to read as follows:

Chapter 9.56

CIGARETTE SALES

Sections:

9.56.010 Unlawful Acts.

9.56.010 Unlawful Acts. A. It is unlawful for any person, firm, corporation or any agent thereof, with or without a license, to sell, give, distribute or make available, either directly or indirectly, any cigarettes, cigarette paper, snuff, chew, chewing tobacco or any other tobacco products to any person under eighteen (18) years of age.

B. It is unlawful for any person under eighteen (18) years of age to purchase, receive, accept, share, possess, handle or use in any manner, any cigarettes, cigarette papers, snuff, chew, chewing tobacco or any other tobacco products, or anything purporting to be or resembling a cigarette.

Section 2. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Section 3. Any ordinances or resolutions which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 4. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall constitute Ordinance Number 1164.

Section 5. Any violation of this Ordinance shall be a misdemeanor punishable in accordance with the general misdemeanor statutes of the State of Idaho.

Passed and approved by the Mayor and City Council this 19th day of January, 1999.

CITY OF PAYETTE

By *Paul Prosser*
Mayor

ATTEST:

John P. Frank
City Clerk