

**VILLAGE OF MT. ZION  
MACON COUNTY, ILLINOIS**

Ordinance No.

2017-13

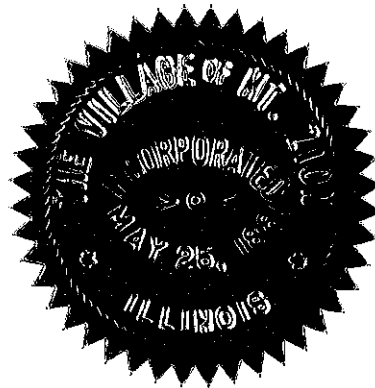
AMENDING THE VILLAGE OF MT. ZION CODE OF ORDINANCES TITLE XIII:  
GENERAL OFFENSES BY ADDING SECTION 130.05 TOBACCO,  
ALTERNATIVE NICOTINE PRODUCTS AND MINORS

**CERTIFICATE**

State of Illinois    )  
                              )  
                              )  
County of Macon    )

I, Dawn Reynolds, duly appointed Village Clerk of the Village of Mt. Zion, Macon County, State of Illinois, and as such, custodian of all Village records, do hereby certify that the attached Ordinance No. 2017-13, is a true and correct copy of AN APPROVED ORDINANCE OF THE VILLAGE OF MT. ZION, MACON COUNTY, ILLINOIS that was adopted by the Mt. Zion Village Board on May 1, 2017.

In witness whereof, I hereby set my hand and affix the seal of the Village of Mt. Zion on this 1<sup>st</sup> day of May, 2017.



*Dawn Reynolds*  
Dawn Reynolds, Village Clerk

**ORDINANCE 2017-13**

**AN ORDINANCE AMENDING THE VILLAGE OF MT. ZION CODE OF ORDINANCES  
TITLE XIII: GENERAL OFFENSES BY ADDING SECTION 130.05 TOBACCO,  
ALTERNATIVE NICOTINE PRODUCTS AND MINORS**

**WHEREAS**, pursuant to Section 11-20-3 of the Municipal Code (65 ILCS 5/11-20-3) the Village of Mt. Zion has the authority to regulate and inspect tobacco; and

**WHEREAS**, pursuant to Section 11-20-5 of the Municipal Code (65 ILCS 5/11-20-5), the Village of Mt. Zion has the authority to make regulations which may be necessary or expedient for the promotion of health or suppression of diseases; and

**WHEREAS**, pursuant to Section 11-1-1 of the Municipal Code (65 ILCS 5/11-1-1), the Village of Mt. Zion has the authority to pass and enforce all necessary police ordinances.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MT. ZION, MACON COUNTY, ILLINOIS, AS FOLLOWS:**

That Title XIII, entitled General Offenses of the Village of Mt. Zion Code of Ordinances is hereby amended to add Section 130.05, Tobacco, Alternative Nicotine Products and Minors which shall read as follows:

**S 130.05 Tobacco, Alternative Nicotine Products and Minors**

- A) No person shall sell, buy for, distribute samples of or furnish any either directly or indirectly by any agent or employee, or by a vending machine owned by the person or located in the person's establishment, and cigar, cigarette, smokeless tobacco, alternative nicotine products or tobacco in any of its forms, to any minor under eighteen (18) years of age.
- B) No minor under eighteen (18) years of age shall possess, purchase or attempt to purchase any cigar, cigarette, smokeless tobacco, alternative nicotine products or tobacco in any of its forms.
- C) For the purpose of this section, "smokeless tobacco" means any tobacco products that are suitable for dipping or chewing.
- D) For the purpose of this section, "tobacco product" means any cigar, cigarette, smokeless tobacco, or tobacco in any of its form.
- E) For the purpose of this section, "alternative nicotine products" means a product or device not consisting of or containing tobacco that provides for the ingestion into the body of nicotine, whether by chewing, smoking, absorbing, dissolving, inhaling, snorting, sniffing, or by any other means (commonly known as e-cigarettes). Alternative tobacco or nicotine products includes synthetic tobacco products which are intended to replicate tobacco and tobacco

products. Alternative nicotine products excludes "tobacco products" as defined in this section and any product approved by the United States food and drug administration as a non-tobacco product for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

**S 130.99 Penalty**

A) Any person who violates this section (S 130.05) shall, upon conviction be fined not more than \$750.00 for each violation.

B) In lieu of service of a notice to appear to answer charges of violating this chapter, any law enforcement officer may serve a citation on anyone who is accused of violating this chapter. Such citation shall allow the person served the opportunity to pay to the village treasurer the sum specified below, within 15 days following the date of service thereof as a penalty for violating this chapter instead of facing arrest or formal written charges in a notice to appear. Failure to timely pay the amount specified may result in the issuance of a warrant for arrest or notice to appear to answer such charge.

C)	1-10 Days	11-15 Days
	\$50.00	\$75.00

This Ordinance shall be in full force and effect from and after its passage, approval, and publication as required by law.

PASSED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MT. ZION, MACON COUNTY, ILLINOIS, ON THE 1<sup>ST</sup> DAY OF MAY, 2017.

MOSE	<u>ABSENT</u>	MENDENHALL	<u>ABSENT</u>
JOHNSON	<u>YEA</u>	FRITZSCHE	<u>YEA</u>
SCALES	<u>YEA</u>	MAYOR WELLS	<u>YEA</u>

*Reynolds*  
Village Clerk

APPROVED:  
*Mark Wells*  
Village President

ATTEST:  
*Reynolds*  
Village Clerk