

## **ARTICLE 61**

### **SALE, EXCHANGE AND DISTRIBUTION OF CIGARETTE LIGHTERS AND MATCHES TO MINORS AND SELF-SERVICE DISPLAY OF CIGARETTE LIGHTERS AND MATCHES**

#### **SECTION 1**

No person shall sell, exchange or distribute a cigarette lighter or lighters and/or matches to a minor in the Town of Natick.

#### **SECTION 2**

Self-service display of a cigarette lighter or lighters and/or matches is hereby prohibited in the Town of Natick.

#### **SECTION 3 Definitions**

In this By-law, the following words shall have the following meanings:

- Minor: Any individual under the age of eighteen (18) years;
- Person: An owner, operator, manager, employee or representative of a store, business, entity or establishment
- Self-Service Display: A display from which any product may be selected by a customer without assistance from an owner, operator, manager, employee or representative of the store, business, entity or establishment which displays the product.

#### **SECTION 4**

A person selling, exchanging or distributing cigarette lighters and/or matches shall request and examine identification from any purchaser suspected of being a minor, and shall positively establish the purchaser's age as eighteen (18) years or older before allowing the purchase and/or distribution of a cigarette lighter and/or matches by or to such a purchaser. The following shall constitute positive identification: a valid Massachusetts drivers' license; or a certified birth certificate along with a picture identification card, or two (2) other similar forms of identification, one (1) of which shall be a picture identification card.

#### **SECTION 5**

The provisions of the By-law shall only apply to any store, business, entity or establishment engaged in the retail sale of tobacco products and accessories.

#### **SECTION 6**

Any person violating any provision of the By-law shall be subject to a fine of not less than One Hundred Dollars (\$100.00) for the first offense; a fine of not less than Two Hundred Dollars (\$200) for the second offense; and a fine of not less than Three Hundred Dollars (\$300) for each subsequent offense. Each violation of a provision of this By-law shall constitute a separate offense.

#### **SECTION 7**

The Natick Fire Department shall enforce the provisions of the By-law.