

ORDINANCE NO. _____

**AN ORDINANCE AMENDING Chapter 4, Article VI, TOBACCO REGULATIONS, Section 4-81,
ORDINANCE OF THE CITY OF JOLIET CODE OF ORDINANCES**

(Amending ordinance 4-81, authorizing tobacco sales by persons of a certain age)

WHEREAS, the Mayor and City Council of the City of Joliet, Illinois (City) has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

WHEREAS, the Mayor and City Council have seen fit to regulate the possession and sale of tobacco in order to promote the health, safety, and welfare of the citizens of the City of Joliet; and

WHEREAS, the Mayor and City Council recognize that ordinances should be updated from time to time; and

WHEREAS, the Mayor and City Council recognize that local ordinances should be consistent with analogous state laws; and

WHEREAS, the State of Illinois recently amended tobacco laws;

WHEREAS, the City of Joliet is a home rule unit of local government.

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JOLIET, ILLINOIS,
PURSUANT TO ITS STATUTORY AND HOME RULE AUTHORITY, AS FOLLOWS:**

SECTION 1: The Mayor and City Council hereby find that the recitals contained in the remainder of this Ordinance are true, correct and complete and are hereby incorporated into this Ordinance by reference.

SECTION 2: That Chapter 4, Article VI, Tobacco Regulations, Section 4-81, shall be amended to read as follows:

CHAPTER 4, ARTICLE VI, Section 4-81

(a) No person under 21 years of age shall buy any tobacco product, electronic cigarette, or alternative nicotine product. No person shall sell, buy for, distribute samples of, or furnish any tobacco product, electronic cigarette, or any alternative nicotine product to any person under 21 years of age.

(b) No person under 16 years of age may sell any tobacco product, electronic cigarette, or any alternative nicotine product at a retail establishment selling tobacco products, electronic cigarettes, or alternative nicotine products.

SECTION 3: In the event that any provision or provisions, or portion or portions of this ordinance shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication

shall in no way affect or impair the validity or enforceability of any of the remaining provisions or portions of this ordinance that may be given effect without such invalid or unenforceable provision or provisions, portion or portions.

SECTION 4: All ordinances directly in conflict with the terms of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 5: This Ordinance shall be deemed severable and the invalidity of any portion hereof shall not invalidate the remainder.

SECTION 6: This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED this _____ day of _____, 2021.

MAYOR

CITY CLERK

VOTING YES: _____

VOTING NO: _____

NOT VOTING: _____