

**ORDINANCE NO. 662**  
**2<sup>ND</sup> SERIES**

**AN ORDINANCE AMENDING CITY CODE SECTION 4.34**  
**RELATING TO TOBACCO**

The City Council of the City of Alexandria does **ORDAIN**:

**SECTION I.** Section 4.34 of the Alexandria City Code is hereby amended by revising Subdivision 2.A. by deleting that part of a sentence which reads: “prepared in such a manner as to be suitable for chewing or smoking in a pipe or other tobacco related devices”, and replacing it with “*and any product containing, made, or derived from tobacco that is in intended for human consumption, whether chewed, smoked, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means or any components, part, or accessory of a tobacco product. Tobacco excludes any tobacco product that has been approved by the United States Food and Drug Administration (USFDA) for the sale as a tobacco succession product and sold solely for such an approved purpose*”:

**SECTION II.** Section 4.34 of the Alexandria City Code is hereby amended by revising Subdivision 2.B. by deleting that part of a sentence which reads: “any tobacco product as well as a pipe, rolling papers, or other devices intentionally designed or intended to be used in a manner which enables the chewing, sniffing, or smoking of tobacco or tobacco product”, and replacing it with “*cigarette papers or pipes for smoking*”.

**SECTION III.** Section 4.34 of the Alexandria City Code is hereby amended by revising Subdivision 6. B. by deleting that part of a sentence which reads: “cigarettes or smokeless tobacco, including single packages, multi-pack units and cartons”, and replacing it with “*tobacco or tobacco related devices,*”.

**SECTION IV.** Section 4.34 of the Alexandria City Code is hereby amended by revising Subdivision 6.C. by deleting that part of a sentence which reads: “which cannot be entered at any time by person younger than 18 years of age”, and replacing it with “*where the retailer ensures that no person younger than 18 years of age is present, or permitted to enter at any time*”.

**SECTION V.** Section 4.34 of the Alexandria City Code is hereby amended by revising Subdivision 6 by adding the following:

F. “*No person shall distribute smokeless tobacco products or cigarettes, cigars, pipe tobacco, or other tobacco product except that single serving samples of tobacco may be distributed in tobacco stores.*”

**SECTION VI.** This Ordinance shall be in full force and effect from and after its passage and publication.

**ADOPTED** by the City Council of the City of Alexandria this 12<sup>th</sup> day of October, 2010, by the following vote:

YES: BIGGER, CARLSON, MILLER, BENSON, FRANK

NO: NONE

ABSENT: NONE

\_\_\_\_\_  
/S/ H. Dan Ness, Mayor

ATTEST: \_\_\_\_\_  
/S/ James P. Taddei, City Administrator