

NOTICE OF PUBLIC HEARING ON LOCAL LAW

PUBLIC NOTICE IS HEREBY GIVEN that there has been presented to the County Executive of the County of Orange on December 28, 2016 a Local Law, a summary of which reads as follows:

Local Law Introductory No. 19 of 2016 is a local law to raise the legal age for the purchase of Tobacco Products in Orange County New York to 21.

The local law provides that any person operating: (i) a place of business wherein cigarettes, tobacco products, liquid nicotine or electronic cigarettes are sold or offered for sale, or (ii) a place of business wherein non-tobacco shisha, pipes, or rolling papers are sold or are offered for sale is prohibited from selling such cigarettes, tobacco products, liquid nicotine or electronic cigarettes or non-tobacco shisha, pipes or rolling papers to individuals who are under twenty-one (21) years of age.

The identification requirements contained in N.Y.S. Public Health Law Article 13-F §1399-cc (3), as may be amended from time to time apply.

Any person operating said places of business wherein tobacco products and paraphernalia are sold shall post in a conspicuous place a sign, in accordance with O.C. Health Department rules, advising persons about the minimum age requirements for purchase of such items.

This local law imposes the following penalties for violations: a civil penalty by the Commissioner of the O.C. Dept. of Health of a minimum of \$300, but not to exceed \$1,000, for a first violation, and a minimum of \$500.00, but not to exceed \$1,500.00 for each subsequent violation.

For purposes of enforcing the ban on the sale of tobacco products and/or herbal cigarettes to minors other than by a vending machine, a sale shall be made only to an individual who demonstrates that he/she is at least twenty-one (21) years of age and has demonstrated such in accordance with the requirements set forth hereinabove.

This law shall be null and void on the day that Statewide or Federal legislation goes into effect incorporating either the same or substantially similar provisions as continued in this law, or in the event that a pertinent State or Federal Administrative Agency issues and promulgates regulations preempting such action by the County of Orange.

This local law shall take effect as provided by the New York State Municipal Home Rule Law on June 1, 2017.

Therefore, pursuant to Section 20 of the Municipal Home Rule Law, the County Executive of the County of Orange will hold a public hearing on the aforesaid Local Law at Orange County Emergency Services Center, Auditorium, 22 Wells Farm Road, Goshen, New York, on the 17th day of January, 2017, at 5:00 o'clock in the evening of that day, at which time all persons interested therein will be heard.

A true copy of said local law is on file in the Office of the Clerk of the Orange County Legislature, 15 Matthews Street, Suite 203, Goshen, New York, 10924

Dated: December 29, 2016

Steven M. Neuhaus
County Executive
Goshen, New York 10924