

Municipal Tobacco Control Technical Assistance Program

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MUNICIPALITIES THAT LIMIT THE NUMBER OF TOBACCO SALES PERMITS

Abington	Edgartown**	Marshfield	Stockbridge**
Agawam	Essex	Mashpee**	Stoneham
Amherst**	Fairhaven	Maynard**	Stoughton – D4
Andover**	Fitchburg	Medfield**	Stow
Arlington	Framingham – D4	Medford	Sudbury
Ashburnham	Franklin	Melrose	Sunderland**
Ashland	Gill	Middleton	Templeton**
Athol**	Grafton	Milford**	Townsend**
Avon**	Granby	Millis**	Uxbridge
Ayer**	Great Barrington	Montague**	Walpole** - D2
Bedford	Greenfield**	Natick**	Wakefield**
Bellingham***	Hadley**	Needham	Wareham*
Belmont – D2	Halifax	Newburyport**	Watertown**
Beverly	Hamilton	Newton** - D2	Wayland
Billerica*** - D3	Harvard**	North Adams**	Webster
Bolton**	Hatfield**	No. Attleboro	Wendell
Braintree – D2	Haverhill** - D4	Northampton**	West Boylston
Brewster	Holbrook**	North Reading	Westfield
Brockton**	Holden	Norton**	Westminster**
Brookline***	Holyoke**	Norwood** - D2	Westford*
Buckland*	Hopkinton	Oak Bluffs	Westport
Burlington – D4	Hubbardston**	Orange**	W. Springfield**
Canton***	Hudson	Peabody – D5	Westwood**
Charlemont***	Hull	Pittsfield**	Weymouth
Chelsea	Lancaster**	Reading**	Wilbraham**
Clinton	Lanesborough	Revere	Wilmington***
Cohasset	Lee**	Salem	Winchendon**
Conway**	Leicester	Saugus	Winchester
Dedham**	Lenox**	Sharon - D0	Winthrop
Deerfield**	Leverett**	Shelburne	Woburn
Duxbury	Ludlow	Shrewsbury	
Easthampton	Lynn	South Hadley	
E. Longmeadow	Malden** - D4	Southampton	

TOTAL: 128 (22 cities in bold type) – 42.6% of state’s population (2,789,426) lives in listed municipalities

SAMPLE LANGUAGE: At any given time, there shall be no more than [number (XX)] Tobacco and Nicotine Delivery Product Sales Permits issued in [city/town]. No permit renewal will be denied based on the requirements of this subsection except any permit holder who has failed to renew their permit within 30 days of expiration will be treated as a first-time permit applicant. Applicants who purchase a business that holds a current Tobacco and Nicotine Delivery Product Sales Permit at the time of the sale of said business may apply, within sixty (60) days of such sale, for the permit held by the Seller if the Buyer intends to sell tobacco products and/or nicotine delivery products. New applicants for permits who are applying at a time when the maximum number of permits have been issued will be placed on a waiting list and will be eligible to apply for a permit on a “first-come, first-serve” basis as issued permits are either not renewed or are returned to the Board of Health.

* These municipalities also have this 2nd subsection: “As of [date], [city/town] shall reduce the number of issued Tobacco and Nicotine Delivery Product Sales Permits to no more than [lower number than in (a) (XX)] permits. [Sentences #2 and #3 above are repeated here.] New applicants who are applying at a time when the maximum number of issued permits has been reached will be placed on a waiting list and will be eligible to apply for a permit on a “first-come, first-serve” basis when the number of issued permits decreases to fewer than [the lower number listed in this section above (XX)] permits.”

** These municipalities (47) also have this 2nd subsection (or something similar): “As of [date], any permit not renewed either because a retailer no longer sells tobacco and/or nicotine delivery products, or because a retailer closes the retail business, shall be returned to the {city/town} Board of Health and shall be permanently retired by the Board of Health.”

*** Board shall not issue a Permit to a first-time permit applicant with a new business. (6) (additional conditions may apply).

“D” = Dual cap. A cap and then a sub-cap for a maximum number of qualifying “Retail Tobacco Stores”-# next to “D”. (13) 6/19/19