

## Municipal Tobacco Control Technical Assistance Program

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### MUNICIPALITIES THAT LIMIT THE NUMBER OF TOBACCO SALES PERMITS

Abington	Dedham**	Hull	<b>North Adams**</b>	Wakefield**
Adams* - D4	Deerfield**	Ipswich*	No. Andover – D1	Wales
<b>Agawam</b>	Duxbury	Lancaster**	No. Attleboro	Walpole** - D2
Amherst**	<b>Easthampton</b>	Lanesborough	<b>Northampton**</b>	Ware
Andover**	E. Longmeadow	Lee**	North Reading	Wareham*
Arlington	Edgartown**	Leicester	Norton** - D4	Watertown**
Ashburnham	Essex	Lenox**	Norwood** - D2	Wayland
Ashland	Fairhaven	<b>Leominster</b>	Oak Bluffs	Webster
Athol**	<b>Fitchburg</b>	Leverett**	Orange**	Wellfleet
Avon**	Foxborough	Littleton	<b>Peabody** – D1</b>	Wendell
<b>Ayer**</b>	<b>Framingham – D4</b>	Ludlow	<b>Pittsfield**</b>	West Boylston
Bedford	Franklin	<b>Lynn – D5</b>	Reading**	West Bridgewater
Bellingham***	Freetown	<b>Malden** - D4</b>	<b>Revere</b>	<b>Westfield</b>
Belmont – D2	Gill	Mansfield	Royalston	Westminster**
<b>Beverly</b>	<b>Gloucester** D-5</b>	Marion	<b>Salem</b>	Westford*
Billerica*** - D3	Grafton	<b>Marlborough</b>	Saugus	Westport
Bolton**	Granby	Marshfield	Sharon - D0	<b>W. Springfield**</b>
<b>Braintree – D2</b>	Great Barrington	Mashpee**	Shelburne	Westwood**
Brewster**	<b>Greenfield**</b>	Maynard**	Shrewsbury	<b>Weymouth</b>
<b>Brockton**</b>	Hadley**	Medfield	<b>Somerville</b>	Wilbraham**
Brookline***	Halifax	<b>Medford</b>	South Hadley – D1	Williamstown**
Buckland*	Hamilton	Medway	Southampton	Wilmington***
Burlington – D4	Hanover	<b>Melrose</b>	Southborough*	Winchendon**
Canton***	Harvard**	Mendon	Stockbridge**	Winchester
Charlemont***	Harwich**	Middleboro	Stoneham	Winthrop
<b>Chelsea*</b>	Hatfield**	Middleton	Stoughton – D4	<b>Woburn</b>
Chelmsford – D3	<b>Haverhill** - D4</b>	Millis**	Stow	<b>Worcester</b>
Chilmark	Holbrook**	Montague**	Sudbury	Wrentham – D2
Clinton	Holden	Natick**	Sunderland**	Yarmouth**
Cohasset	<b>Holyoke**</b>	Needham	<b>Taunton</b>	
Concord	Hopkinton****	<b>New Bedford*</b>	Templeton**	
Conway**	Hubbardston**	<b>Newburyport**</b>	Townsend**	
Danvers** D-4	Hudson	<b>Newton** - D2</b>	Uxbridge	

**TOTAL: 165 (35 cities in bold type) – 55.3% of state's population (3,860,621) 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 (50) 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).

\*\*\*\*Issues no new permits. Existing ones may renew.

"D" = Dual cap. A cap and then a sub-cap for a maximum number of qualifying "Retail Tobacco Stores"-# next to "D". (21)

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