MUNICIPALITIES THAT LIMIT THE NUMBER OF TOBACCO SALES PERMITS

Abington** Edgartown** Marshfield **
Agawam Essex Mashpee**
Amherst** Fairhaven Maynard**
Andover** Fitchburg Medford**
Arlington Framingham – D4 Medfield**
Ashburnham Franklin Millis**
Ashland Gill Montague**
Athol** Granby Natick**
Avon** Great Barrington Needham
Ayer** Greenfield Newburyport**
Bedford Hadley** Newton** - D2
Bellingham*** Halifax North Adams**
Belmont – D2 Hamilton No. Attleboro
Beverly Harvard** Northampton**
Billerica*** - D3 Hatfield** North Reading
Bolton** Holbrook** Norton**
Braintree – D2 Haverhill** - D4 Norwood** - D2
Brewster Holden Oak Bluffs
Brockton** Holyoke** Orange**
Brookline*** Hopkinton Peabody – D5
Buckland* Hubbardston** Pittsfield**
Burlington – D4 Hudson Reading**
Canton*** Hull Revere
Charlestown*** Lancaster** Salem
Chelsea Clinton Leesouth
Cohasset Lanesborough Saugus
Conway** Lee** Sharon - D0
Dedham** Leicester Shelburne
Deerfield** Lenox** Shrewsbury
Duxbury Leverett** South Hadley
Easthampton Lynn Southampton
E. Longmeadow Malden** - D4

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.]

** 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 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)