

RESOLUTION NO. 40/2019

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF CORTE MADERA ESTABLISHING AN ANNUAL FEE OF \$50 TO ISSUE OR RENEW A TOBACCO RETAILER'S LICENSE IN THE TOWN OF CORTE MADERA

WHEREAS, the Town Council found that a local licensing system for tobacco retailers is appropriate to ensure that retailers comply with tobacco control laws and business standards of the Town, to protect the health, safety, and welfare of our residents and adopted Ordinance No. 983 on March 19, 2019; and

WHEREAS, with the adoption of Ordinance No. 983, the Town of Corte Madera implemented a Tobacco Retailer License requirement, prohibited the sale of flavored tobacco products and prohibited pharmacies from engaging in tobacco retailing; and

WHEREAS, Section 5.06.100 of Ordinance No. 983, titled *Fee For License*, states "the fee to issue or to renew a Tobacco Retailer's license shall be established from time to time by resolution of the Town Council. The fee shall be calculated so as to recover the cost of administration and enforcement of this chapter, including, for example, issuing a license, administering the license program, retailer education, retailer inspection and compliance checks, documentation of violations, and prosecution of violators, but shall not exceed the cost of the regulatory program authorized by this chapter. Fees are nonrefundable except as may be required by law; and

WHEREAS, Town staff has determined that an application fee of \$50 is consistent with other Marin jurisdictions including the City of Novato, and has been communicated to the Town's tobacco retailers via several letters sent throughout the Ordinance adoption and implementation process

NOW, THEREFORE, BE IT RESOLVED: that that the Town Council of the Town of Corte Madera, in accordance with Section 5.06.100 of Ordinance No. 983 does hereby establish a fee of \$50 as the annual fee required to issue or renew a Tobacco Retailer's License in the Town of Corte Madera.

I HEREBY CERTIFY that the foregoing is a full, true and complete copy of a resolution duly passed and adopted by the Town Council of the Town of Corte Madera at a regular meeting thereof held on the 1st day of October, 2019, by the following vote, to wit:

AYES: Councilmembers: Andrews, Bailey, Kunhardt, Ravasio
NOES: Councilmembers: - None -
ABSENT: Councilmembers: Beckman


James H. Andrews, Mayor

ATTEST:


Rebecca Vaughn, Town Clerk