

**ORDINANCE NO. 128**

**AN ORDINANCE OF THE CITY OF NORTH OAKS, MINNESOTA AMENDING  
CHAPTER 110 OF THE CITY CODE "TOBACCO REGULATIONS"**

**THE CITY COUNCIL OF THE CITY OF NORTH OAKS DOES ORDAIN SECTION  
110 OF THE NORTH OAKS CITY CODE IS AMENDED AS FOLLOWS:**

1. § 110.02 (B) "MINOR" is restated to mean:  
"Any natural person who has not reached the age of 21 years;"
  2. § 110.02 (B) is amended by adding the following definitions:  
**ELECTRONIC DELIVERY DEVISE.** Any product containing or delivering nicotine, lobelia, or any other substance intended for human consumption through inhalation of aerosol or vapor from the product. Electronic delivery device includes any component part of a product, whether or not marketed or sold separately. Electronic delivery device does not include any product that has been approved or certified by the United State Food and Drug Administration for sale as a tobacco-cessation product, as a tobacco-dependence product, or for other medical purposes, and is marketed and sold for such an approved purpose. An Electronic Delivery Devise is also a tobacco related device.  
**INDOOR AREA.** All space between a floor and a ceiling that is bounded by walls, doorways, or windows, whether open or closed, covering more than 50 percent of the combined surface area of the vertical planes constituting the perimeter of the area. A wall includes any retractable divide, garage door, or other physical barrier, whether temporary or permanent.
1. § 110.03 (A) is restated to read:  
"No person may sell, dispense, or offer to sell or dispense any tobacco, tobacco products, tobacco related devise or Electronic Delivery Devise product without first having obtained a license to do so from the City. "
  2. § 110.06 (A) is amended to read:  
"(A) to any person under the age of 21 years;"
  3. In all other ways, the City of North Oaks Code shall remain in full force and effect.
  4. This Ordinance will be in full force and effect from and after its passage and publication according to law, but not until June 30, 2019.

**CITY OF NORTH OAKS**

  
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Gregg Nelson, Its Mayor

**ATTEST:**

  
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Michael Robertson, Its City Administrator