

EXHIBIT A

CHAPTER 5.55

TOBACCO RETAIL LICENSE

SECTIONS:

5.55.100 Suspension or Revocation of License

5.55.100 Suspension or Revocation of License

- A. In addition to any other penalty authorized by law, and including the provisions of this Municipal Code Section 5.04.100, a Tobacco Retail License may be suspended or revoked if the City finds, after notice to the Tobacco Retail Licensee and opportunity to be heard, that the Tobacco Retail Licensee or his or her agents or employees has or have violated any of the provisions of this Chapter; provided, however, violations by a Licensee at one location may not be accumulated against other locations of that same Tobacco Retail Licensee, nor may violations accumulated against a prior tobacco retail licensee at a licensed location be accumulated against a new tobacco retail licensee at the same licensed location.
1. Upon a finding by the City of a first License violation within any three-year period, the City shall:
 - a) Issue a written warning to the Licensee.
 - b) Advise the Licensee of the penalties for further violations of this Chapter.
 - c) Require the Licensee to provide documentation to the City that all employees engaged in the Retail Sale of tobacco have received training in a City approved program within sixty (60) days after the warning, or such other time as shall be set by the City.
 - 2.
 3. Upon the finding by the City of a second License violation within any three year period, the license may be suspended for up to ninety (90) days.
 4. Upon the finding by the City of a third License violation within any three year period, the License may be suspended for up to one (1) year.
 5. Upon a finding by the City of a fourth License violation within any three year period, the License may be revoked.