

ORDINANCE NO. 2024-08

**VILLAGE OF YORKVILLE
RACINE COUNTY, STATE OF WISCONSIN**

**AN ORDINANCE TO AMEND ARTICLE IX OF CHAPTER 14 OF THE CODE OF
ORDINANCES OF THE VILLAGE OF YORKVILLE, RACINE COUNTY, STATE OF
WISCONSIN, PERTAINING TO CIGARETTES, ELECTRONIC VAPING DEVICES,
AND TOBACCO PRODUCTS**

**THE VILLAGE BOARD OF THE VILLAGE OF YORKVILLE, RACINE COUNTY,
STATE OF WISCONSIN ORDAINS AS FOLLOWS:**

1. That Article IX of Chapter 14 of the Code of Ordinances for the Village of Yorkville be, and hereby is, amended to read as follows:

“Article IX. Cigarettes, Electronic Vaping Devices, and Tobacco Products

State Law reference— Cigarettes, electronic vaping devices, and tobacco products retailer license, Wis. Stat. § 134.65.

Division 1. Generally

Sec. 14-461. State law adopted.

Sections 134.65 and 134.66, Wis. Stat., as amended from time to time, pertaining to cigarette retailer's licenses and restrictions on the sale or gift of cigarettes or tobacco products and electronic vaping devices are adopted by reference and incorporated herein as though set forth in full.

Secs. 14-462—14-480. Reserved.

Division 2. License

Sec. 14-481. Required.

No person shall in any manner, directly or indirectly, manufacture, sell, exchange, dispose of or give away or expose for sale any cigarettes, electronic vaping devices, or tobacco products without first applying for and obtaining a license therefor from the clerk in the manner provided in Wis. Stat. § 134.65. This division shall not apply to jobbers or manufacturers doing interstate business with customers outside the state.

Sec. 14-482. General requirements.

The fee for a license under this division is set forth in section 14-35 and shall be submitted together with the application to the clerk for presentation to the village board at any regular or special meeting. The clerk under the authority of the village board shall issue licenses under this division. All licenses issued under

this division shall indicate thereon the name of the licensee and the place where he is authorized to conduct the licensed business as well as whether the licensee will sell, exchange, barter, dispose of, or give away cigarettes, electronic vaping devices, or tobacco products over the counter, in a vending machine, or both, as well as any other information required by the Department of Revenue on their prepared licensing form under Wis. Stat. § 134.65(1g).

- (a) All persons granted licenses under this division shall enclose the license in a frame with a transparent front and shall cause their licenses to be prominently displayed in the room or place where the activity subject to licensure is carried out within their place of business.
- (b) The whole license fee shall be charged under this division for the whole or any fractional part of the license year.

Sec. 14-483. Transfer of license prohibited.

A license issued under this division shall not be transferred from the licensee to another owner, nor from one premises to another.

Sec. 14-484. Penalties.

- (a) In addition to the suspension or revocation of any license or permit issued under this Article, any person who shall violate any provision of this article shall be subject to the fines:
 - (1) First Offense: not more than \$100 nor less than \$25.
 - (2) Second and Subsequent Offenses: not more than \$200 nor less than \$25.

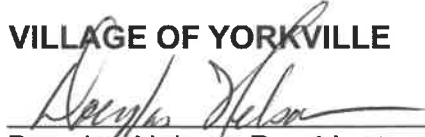
Secs. 14-485—14-510. Reserved.”

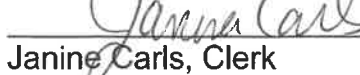
2. This ordinance shall take effect upon adoption and publication as required by law.

Adopted by the Village Board of the Village of Yorkville, Racine County, State of Wisconsin, this 24th day of June, 2024.

Ayes: 4
Nays: 0
Abstentions: 0
Absences: 1

VILLAGE OF YORKVILLE

By: 
Douglas Nelson, President

Attest: 
Janine Carls, Clerk

Village of Yorkville
Notice of Newly Enacted Ordinance

Please take notice that, on Monday, June 24, 2024, the Village Board of the Village of Yorkville adopted Ordinance 2024-08, entitled "An Ordinance amending Article IX of Chapter 14 of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, pertaining to cigarettes, electronic vaping devices, and tobacco products".

This ordinance takes effect upon publication of this notice. The full text of this ordinance may be obtained from the Village of Yorkville Clerk's office, 925 15th Avenue, Union Grove, Wisconsin 53182, or through the Village's website at www.villageofyorkville.com. The phone number for the Clerk is (262) 878-2123.

Janine Carls
Clerk