CITY OF MONTEBELLO

1600 W. Beverly Blvd.
Montebello, CA 90640

IMPORTANT NOTICE

On September 23, 2009, the Montebello City Council passed the Tobacco Retailer's License Ordinance [Montebello Municipal Code 5.80]. Under this ordinance, retailers must obtain a Tobacco Retailer's License for each tobacco retailing location prior to selling any tobacco products. This permit is in addition to having a valid City of Montebello Business License.

The cost for a Tobacco Retailer's License is $337 annually. Licenses are issued annually and are valid through December 31. In November, the Finance Department will send annual renewal notices to all tobacco retail licensees. However, it is the responsibility of the tobacco retailer to obtain, complete, and return renewal notices even if one is not received. Each location that sells tobacco, tobacco products, and/or tobacco paraphernalia must have its own license and pay the annual fee. The Tobacco Retailer License shall be prominently displayed in a publicly visible location at the licensed location.

The City Council enacted this program to discourage the sale and distribution of tobacco products to minors. Any tobacco retailer who violates any state or local law regulating the sale, advertisement, or display of tobacco products shall be subject to license suspension. This suspension shall be in addition to any penalty imposed by the underlying offense.

1. A first violation of this ordinance shall result in a thirty-day (30) suspension of the right to sell tobacco products and tobacco paraphernalia;

2. A second violation of this ordinance within a sixty-month (60) period shall result in a ninety-day (90) suspension of the right to sell tobacco products and tobacco paraphernalia;

3. A third or subsequent violation of this ordinance within a sixty-month (60) period shall result in a revocation of the right to sell tobacco products and tobacco paraphernalia.

No license shall be issued to authorize tobacco retailing at any place other than a fixed location. A "Tobacco Retailer" means any Person who sells, offers for sale, or does or offers to exchange for any form of consideration, tobacco, Tobacco Products or Tobacco Paraphernalia [M.M.C. Section 5.80.020(j)]. This definition is without regard to the quantity of tobacco, Tobacco Products or Tobacco Paraphernalia.

The tobacco license issued by the California Board of Equalization is meant to curb tobacco tax fraud and the counterfeiting of tobacco products. That license does not preempt local jurisdictions from adopting local tobacco licenses. To legally sell tobacco products in the City of Montebello you will need a valid state tobacco license and a City tobacco license.

There will be regular site inspections of retailers conducted by Code Enforcement for compliance with local, state and federal retail laws. The Montebello Police Department will conduct random undercover youth decoy operations to check compliance with laws prohibiting the sale of tobacco products to minors.

It is the proprietor's responsibility to ensure that all employees and retail associates are informed of all federal, state and local tobacco-related laws pertaining to the license. Educational materials regarding federal, state and local tobacco-related laws will be provided with the application. The applications may be downloaded from our website at: www.cityofmontebello.com/licenses

If you have any questions or concerns regarding the issuance of this license, please contact the Planning Department at (323) 887-1477 or Code Enforcement at (323) 887-1490.

CITY OF MONTEBELLO

1600 W. BEVERLY BLVD.
MONTEBELLO, CA 90640

TOBACCO RETAILER LICENSE APPLICATION

(Montebello Municipal Code 5.80)

LICENSE NO.: _____

TYPE OF APPLICATION	☐ NEW	☐ RENEWAL	☐ CHANGE	☐ REINSTATEMENT

BUSINESS INFORMATION				
BUSINESS NAME/dba (please list both, if applicable)				
ADDRESS			APT./SUITE #	
CITY		STATE	ZIP CODE	
BUSINESS PHONE NO. ( )		EMERGENCY PHONE NO. (For Police and Fire Dept.) ( )		
MAILING ADDRESS (If different from above)			APT./SUITE #	
CITY		STATE	ZIP CODE	
SOLE PROPRIETOR ☐	PARTNERSHIP ☐	CORPORATION ☐	IF CORPORATED, UNDER THE LAWS OF WHAT STATE	EXPIRATION DATE
TOBACCO RESALE NO.	FEDERAL TAX ID NO.		STATE I.D. NO.(SEIN)	

BUSINESS OWNERSHIP INFORMATION			
OWNER NAME	CORP. OFFICER (Title)_____	RESIDENCE PHONE NO.	
HOME ADDRESS			APT./SUITE #
CITY		STATE	ZIP CODE
SOCIAL SECURITY NO.		DRIVER'S LICENSE NO.	

Has the proprietor or any person employed by the proprietor been convicted of any violation of any local, state or federal agency for violations of local, state or federal tobacco control laws or any suspension or revocation proceedings been initiated for such a violation within 5 years prior to the date of this application? **Yes___** **No___**

If yes, explain:

_____

_____

In addition to the business license required per MMC section 5.04.070 a City of Montebello Tobacco Retail License (MMC 5.80) is required before selling any tobacco, tobacco products, or paraphernalia, and is contingent upon the observance of ALL Federal, State, and local tobacco laws. I do not and will not sell Drug Paraphernalia. Selling tobacco without a license is an offense, and may result in substantial penalties, including fines and denial of future City of Montebello Tobacco Retailing Licenses. Licenses are issued to fixed addresses; each address requires a License. I hereby apply for a tobacco retail license with the fees attached, to operate at the above address in the City of Montebello. I declare under penalty of perjury under the laws of the State of California that the foregoing statement is true and correct.

Name: _____ **Signature:** _____
(Please print) (Authorized Person)

Title: _____ **Date:** _____

GENERAL INFORMATION	SEND PAYMENTS TO:	MAKE CHECKS PAYABLE TO:	ANNUAL FEE:	QUESTIONS? CALL
	CITY OF MONTEBELLO *FINANCE DEPARTMENT* *1600 W. BEVERLY BLVD.* *MONTEBELLO, CA 90640*	***CITY OF MONTEBELLO*** (Must provide original copy of California State Board of Equalization Cigarette & Tobacco Retailer's License)	$337.00	**323-887-1449**

OFFICE USE ONLY	Planning	Code Enforcement	Finance Dept.
	☐ Approved ☐ Denied	☐ Approved ☐ Denied	Date Paid:
	Date: _____ By:	Date: _____ By:	Amount Paid:
			Fund: 001-000-7127 (189)

IMPORTANT NOTICE

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The cost for a Tobacco Retailer's License is $300 annually. Licenses are issued annually and are valid through December 31. In November, the Finance Department will send annual renewal notices to all tobacco retail licensees. However, it is the responsibility of the tobacco retailer to obtain, complete, and return renewal notices even if one is not received. Each location that sells tobacco, tobacco products, and/or tobacco paraphernalia must have its own license and pay the annual fee. The Tobacco Retailer License shall be prominently displayed in a publicly visible location at the licensed location.

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If you have any questions or concerns regarding the issuance of this permit, please contact the Planning Department or Code Enforcement at (323) 887-1212.