

**ORDINANCE 03-2024**

**AMENDING CHAPTER 289  
OF THE VILLAGE OF COTTAGE GROVE CODE OF ORDINANCES  
RELATED TO CIGARETTE, ELECTRONIC VAPING DEVICES, AND  
TOBACCO PRODUCTS RETAIL LICENSES**

The Village Board for the Village of Cottage Grove, Dane County Wisconsin, does hereby ordain as follows:

**Section I.** Article I of Chapter 289 (title) of the Village of Cottage Grove Code of Ordinances is amended to read as follows:

Article I Cigarette, Electronic Vaping Devices, and Tobacco Products Retail Licenses

**Section II.** Section 289-1 of the Village of Cottage Grove Code of Ordinances is amended to read as follows:

No person shall in any manner, directly or indirectly, upon any pretense or by any device, manufacture, sell, exchange, barter, dispose of or give away or keep for sale any cigarettes, including any cigarette paper or cigarette wrappers or any paper made or prepared for the purpose of being filled with tobacco, electronic vaping devices, or tobacco products in the Village without first obtaining a license therefor as hereinafter provided.

**Section III.** Section 289-2 of the Village of Cottage Grove Code of Ordinances is amended to read as follows:

The Village Clerk may not issue a license under this chapter unless the Village Board has determined that the applicant meets the requirements set forth in Section 289-5. ~~shall issue licenses for the manufacture, sale, exchange, barter, disposition of or giving away or keeping for sale of cigarettes, cigarette paper or cigarette wrappers made or prepared for the purpose of being filled with tobacco for smoking in the Village. Every such~~ Any approved license shall be issued on the first day of July in each year or thereafter whenever applied for and shall continue in force from the date of issuance until the succeeding 30th day of June.

**Section IV.** Section 289-3 of the Village of Cottage Grove Code of Ordinances is amended to read as follows:

Any person desiring a license under this chapter shall file with the Village Clerk a complete, written application on a form provided by the Village Clerk—therefor stating the name of the person and the place for which such license is desired. Every license shall be signed by the Village Clerk and shall name the licensee and the place wherein he or she is authorized to conduct such business, and the same shall not be delivered until the applicant shall produce and file with the Clerk a receipt showing the payment of a license fee of \$50. The license fee will be established by the Village Board in the Village’s fee schedule.

**Section V.** Section 289-5 of the Village of Cottage Grove Code of Ordinances is created to read as follows:

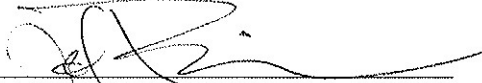
No license shall be issued under this chapter unless the applicant meets the following requirements:

- (a) Subject to Wis. Stat. §§ 111.321, 111.322, and 111.335, the applicant has not habitually been a law offender or been convicted of a felony unless pardoned. If the applicant is an entity, this requirement applies to all partners of a partnership, all members of a limited liability company, all agents of a limited liability company or corporation, and all officers of a corporation.
- (b) The applicant has submitted proof that the applicant holds a valid seller’s permit as required under Wis. Stat. § 77.61(11).

**Section VI.** This ordinance shall take effect on March 7, 2024, and upon publication and posting in compliance with the requirements of the Wisconsin Statutes.

Adopted this 9<sup>th</sup> day of February, 2024.

VILLAGE OF COTTAGE GROVE

  
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John Williams, Village President

Attest:

  
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Lisa Kalata, Village Clerk