

RESOLUTION NO. 2012-312

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA, URGING TOBACCO RETAILERS TO STOP THE SALE AND MARKETING OF FLAVORED TOBACCO IN THE CITY OF PARKER, FLORIDA, REPEALING ALL RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, tobacco use is the number one cause of preventable death in the United States, and almost 90 percent of tobacco users started their habit before they were 18 years old;

WHEREAS, each day, more than 4,000 young people try smoking for the first time, and another 2,000 youth become regular daily smokers;

WHEREAS, the Surgeon General has concluded that tobacco advertising greatly contributes to youth smoking rates;

WHEREAS, an estimated one-third of adolescent experimentation with smoking can be directly attributed to tobacco advertising and promotional activities;

WHEREAS, the Master Settlement Agreement reached in 1998 between state Attorneys General and major tobacco companies forbids cigarette manufacturers from directly or indirectly targeting youth in advertising, marketing and promotion of tobacco products aimed at initiating, maintaining or increasing youth smoking;

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WHEREAS, internal tobacco industry documents strongly suggest that manufacturers intentionally target youth through use of candy-like flavors and colorful and stylish packaging in tobacco products;

WHEREAS, national studies have found that the vast majority of people who are using these flavored tobacco products are youth and young adults;

WHEREAS, some of these tobacco products, specifically flavored cigars and blunt wraps, are also used as drug paraphernalia for the smoking of marijuana;

WHEREAS, flavored cigarettes are the only product prohibited by the Family Smoking Prevention and Tobacco Control Act that was signed into law by President Obama on June 22, 2009;

WHEREAS, research by the Students Working Against Tobacco youth shows that all of the local tobacco retailers surveyed in the City of Parker sell flavored tobacco products of various kinds; and

WHEREAS, the community supports a safe environment in which our youth can grow and prosper, free from the influence of tobacco industry marketing and from addiction to tobacco.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PARKER:

Section 1. The City Council of the City of Parker, Florida, urges all retailers located within the City of Parker who sell tobacco products to cease the sale and marketing of all flavored tobacco products, which are defined as chewing tobacco, spit tobacco, snuffs, shisha tobacco, cigars, cigarillos, blunt wraps, and all other kinds and forms of tobacco, which have been flavored thorough the addition of natural or artificial flavorings, herbs, spices or other means with flavors characterizing fruit, candy, alcohol or other similar flavorings with the exception that menthol will not be included in this definition.

Section 2. If any section, subsection, sentence, clause, phrase, word or provision of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Resolution.

Section 3. This Resolution shall take effect immediately upon its passage.

PASSED, ADOPTED AND ADOPTED at a Meeting of the City Council of the City of Parker, Florida as of the 18th day of December, 2012.

CITY OF PARKER

Tonya K. Barrow  
TONYA K. BARROW, Mayor

ATTEST:

Nancy Rowell  
Nancy Rowell, City Clerk

Examined and approved by me, this 18<sup>th</sup> day of December, 2012.

Tonya K. Barrow  
TONYA K. BARROW, MAYOR