

ARTICLE#14: SMOKE SHOP AMENDMENT

Currently, Smoke Shops fall under Section 4.2.6.2 “Convenience food stores, drugstores, retail stores for the sale of beauty and health aids, *smoking supplies*, periodicals...” of the Zoning Bylaw.

4.2.6	RETAIL, CONSUMER, AND TRADE USES	RO	RG	RC	BN	BL	BG	BT	IG	I	IR	OS	A	WR	CC	CBD
4.2.6.2	Convenience food stores, drugstores, retail stores for sale of beauty and health aids, <i>smoking supplies</i> , periodicals; none with the sale of food intended for consumption on the premises	NO	NO	NO	SP	SP	YES	SP	NO	NO	YES	NO	YES	YES	SP ₁	SP ₁

General Business (BG) and Retail Industrial (IR) – YES, allowed by-right

Civic Center (CC) and Central Business District (CBD) (aka Town Center) – Allowed with a Special Permit through the Planning Board

[Link to Zoning Map](#)

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PURPOSE: TO LIMIT LOCATIONS THAT SMOKE SHOPS CAN OPERATE

A vote in favor of this article will prohibit Smoke Shops from all Zoning Districts and Overlays **EXCEPT** by Special Permit in the Continuous Traffic Business (BT) Zoning District.

BT District Parcels Include:

1. 114 Cambridge Street – Burlington House of Pizza
2. 110 Cambridge Street – Speedway Gas Station
3. 66 Middlesex Turnpike – Midas

[Link to Zoning Map](#)



ARTICLE#14: SMOKE SHOP AMENDMENT

Create a new definition of “Smoke Shop” under Article II: Definitions

2.19

Smoke shop An establishment whose principal use is dedicated to the display, sale, distribution, delivery, offering, furnishing, or marketing of **tobacco, tobacco products, or tobacco paraphernalia, electronic tobacco as a principal use**. Any grocery store, supermarket, convenience store or similar retail use that sells tobacco products, but where tobacco is not the principal use, shall not be included within the definition of Smoke Shop. Smoke shops are not Registered Marijuana Dispensaries (RMD).

	USE DESIGNATION	DISTRICT											OVERLAY DISTRICTS			
4.2.6	RETAIL, CONSUMER, &TRADE USES	RO	RG	RC	BN	BL	BG	BT	IG	I	IR	OS	A	WR	CC	CBD
4.2.6.2.1	Smoke Shop	NO	NO	NO	NO	NO	NO	SP	NO	NO	NO	NO	YES	YES	NO	NO

ARTICLE #14: SMOKE SHOP AMENDMENT

This article does NOT:

1. Force the closure of existing Smoke Shops.
2. Stop the sale of smoking products from all businesses in town.
3. Prevent businesses from selling smoking products as an accessory use with other items for sale.

This article DOES:

1. Limit the location that new Smoke Shops can operate