

**PLAINFIELD TOWN COUNCIL
ORDINANCE NO. 26-2020**

**AN ORDINANCE AMENDING SECTION 131.35 OF THE
PLAINFIELD TOWN CODE CONCERNING THE
DEFINITION OF A RETAIL TOBACCO STORE**

WHEREAS, the Town of Plainfield (the “Town”) has the authority to amend ordinances passed and adopted by the Town and incorporated in the Plainfield Town Code; and

WHEREAS, the Town passed and adopted Ordinances No. 31-2006 on October 9, 2006 and Ordinance No. 01-2016 on January 11, 2016; and

WHEREAS, Ordinance No. 31-2006 and Ordinance No. 01-2016 are currently codified in the Town of Plainfield, Indiana Code of Ordinances (“Plainfield Town Code”) as § 131.35; and

WHEREAS, the Town now desires to amend § 131.35 of the Plainfield Town Code.

NOW, THEREFORE, BE IT ORDAINED by the Town Council, the Town of Plainfield, Indiana, that § 131.35 concerning the definition of “Retail Tobacco Store” is amended as follows:

131.35 DEFINITIONS.

RETAIL TOBACCO STORE. Retail store utilized primarily for the sale of tobacco products and accessories for consumption on or off the premises in which the sale of other products is merely incidental. The retail tobacco store may provide food and/or beverages for consumption on the premises so long as the sales of food and beverages do not exceed twenty-five percent (25%) of the gross sales of the business and the owner agrees to provide an affidavit under oath by January 15 of each year for the previous year of its operation listing gross sales figures for the business and food and beverages with the town that, at its option, may verify the affidavit by inspections of accountant's sales figures.

This Ordinance shall be in full force and effect from and after its adoption by the Town Council and upon publication as required by law.

PASSED AND ADOPTED by the Town Council of the Town of Plainfield, Indiana, this
26th day of October, 2020.

TOWN COUNCIL, TOWN OF PLAINFIELD
HENDRICKS COUNTY, INDIANA

Robin G. Brandgard, President

DocuSigned by:

Bill Kirchoff

Bill Kirchoff, Vice-President

DocuSigned by:

Kent McPhail

Kent McPhail

DocuSigned by:

Dan Bridget

Dan Bridget

DocuSigned by:

Lance Angle

Lance K. Angle

Attested by:

DocuSigned by:

Mark J. Todisco

Mark J. Todisco, Clerk-Treasurer
of the Town of Plainfield