

AN ORDINANCE TO AMEND CHAPTER 14 OF THE LILBURN CODE OF ORDINANCES TO ADD A NEW ARTICLE XII – ENTITLED “VAPE SHOPS”; TO PROVIDE A DEFINITION; TO PROHIBIT VAPE SHOPS IN ALL ZONING DISTRICTS WITHIN THE CITY OF LILBURN; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**BE IT ORDAINED**, BY THE MAYOR AND COUNCIL OF THE CITY OF LILBURN, GEORGIA, as follows:

ARTICLE XII. – VAPE SHOPS

**Sec. 14-400. – Definition.**

*Vape Shop* means any business whose principal product line for retail sale is alternative nicotine products or vape juice, or both. For the purposes of this section, Alternative nicotine products refer to any products or devices that employ an electronic heating element, power source, electronic circuit, battery, or other electronic, chemical, or mechanical means to produce a vapor that delivers nicotine to the person inhaling from the device, including electronic cigarettes, electronic cigars, electronic hookahs, electronic bong and electronic pipes, whether manufactured, distributed, marketed, or sold as an electronic cigarette, electronic cigar, or electronic pipe. For the purposes of this section, Vape juice refers to any liquid that contains compounds containing pharmaceutical grade vegetable glycerin, propylene glycol, nicotine, food grade flavoring, and water, and can be used for vaping by means of an alternative nicotine product. For purposes of this code section, “principal” shall mean that alternative nicotine products, vape juice, or both constitute at least twenty-five percent of the business’s aggregate retail sales or more than twenty-five percent of the floor area of a business building is devoted to the sale or advertisement for sale of vape or vape-related products.

**Sec. 14-401. – Prohibited uses.**

In all zoning districts of the City of Lilburn, vape shops as defined herein are prohibited.

**Sec. 14-402. – Conflicting provisions.**

All ordinances, parts of ordinances or regulations in conflict herewith are repealed.

**Sec. 14-403. – Effective date.**

That this ordinance shall become effective upon its adoption.

SO ORDAINED, this the \_\_\_\_\_ day of June, 2019.

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Johnny D. Crist, Mayor  
City of Lilburn

Attest:

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Melissa L. Penate, City Clerk

Approved as to form:

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Richard A. Carothers, City Attorney  
Carothers & Mitchell, LLC