

CHAPTER XXX

NON-CRIMINAL DISPOSITION ENFORCEMENT BY-LAW

30-1 Violations of the provisions of the Board of Health's "Regulations Restricting Youth Access to Tobacco" may be enforced as provided for in the Massachusetts General Laws, Chapter 40, Section 21D. The designated enforcement officers of those regulations shall be the agents of the Board of Health. Said agents, as an alternative to initiating criminal proceedings, may give to the offender a written notice to appear before the clerk of the district court having jurisdiction thereof at any time during office hours, not later than twenty-one days after the date of such notice. Such notice shall be in triplicate and shall contain the name and address, if known, of the offender, the specific offense charged, and the time and place for his required appearance. Such notice shall be signed by the enforcing person, and shall be signed by the offender, whenever practicable in acknowledgement that such notice has been received. The notice shall be served and all the procedures followed as set out in said Massachusetts General Laws, Chapter 40, Section 21D, as amended. (Art. 33, 5/6/2003)

30-2 Violations of the provisions of section R-11: Food Code of the Board of Health's Rules and Regulations may be enforced by the Health Agent by a non-criminal complaint pursuant to the provisions of Massachusetts General Laws, Chapter 40, Section 21D. Each day a violation exists shall constitute a separate violation. When enforced through non-criminal disposition, unless otherwise specifically provided for by bylaw, rule or regulation, the penalties shall be as follows:

First violation:	\$25.00
Second violation:	\$50.00
Third and subsequent violations:	\$200.00

(Art. 27, 5/4/2010 ~ 2)