

**Town of Erie
Ordinance No. 025-2025**

**An Ordinance of the Town Council of the Town of Erie Raising the
Minimum Age for Sale, Purchase, and Possession of Cigarette and
Tobacco Products**

Whereas, the Town Council wishes to update the Erie Municipal Code to be consistent with C.R.S. § 18-13-121.

Now Therefore be it Ordained by the Town Council of the Town of Erie, Colorado, as follows:

Section 1. Section 6-10-8(A) of the Erie Municipal Code is hereby repealed in its entirety and reenacted as follows:

6-10-8 - Cigarettes and tobacco products.

A. *Prohibitions:*

1. *Furnishing to minors.* It is unlawful for any person to knowingly furnish to any person who is under twenty-one (21) years of age, by gift, sale, or any other means, any cigarettes or tobacco products. It shall be an affirmative defense to a prosecution under this subsection A.1. that the person furnishing the cigarettes or tobacco product was presented with an reasonably relied upon a document which identified the person receiving the cigarettes and/or tobacco product as being twenty-one (21) years of age or older.

2. *Purchase by minors.* It is unlawful for any person who is under twenty-one (21) years of age to purchase or attempt to purchase any cigarettes or tobacco products.

3. *Possession by minors:* It is unlawful for any person who is under twenty-one (21) years of age to possess any cigarettes or tobacco products.

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Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that anyone, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. The Town Council finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 4. Effective Date. This Ordinance shall take effect 10 days after publication following adoption.

Introduced, Read, Passed and Ordered Published this 9th day of September, 2025.

Andrew J. Moore, Mayor

Attest:

Debbie Stamp, Town Clerk