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Prepared by: KENYON & NIELSEN, P.C. 211 North Maple, Creston, IA 50801 (64)782-7007

RESOLUTION NO. 101-10

RESOLUTION TO SET A PUBLIC HEARING FOR THE TOBACCO HEARING NOTICES:

WHEREAS, the Creston City Council has been informed that two (2) tobacco permit holders have violated the conditions of their permits by permitting the sale of tobacco products to minors;

WHEREAS, the citation has been issued to the individual employee of the permit holder who allowed the sale and the permit holder has been found guilty of the violation;

WHEREAS, it is appropriate at this time to set a public hearing to determine whether the civil penalty of Three Hundred and No/100 Dollars (\$300.00) for a first violation should be assessed against the permit holders involved;

WHEREAS, it is appropriate at this time to set a public hearing to determine whether the civil penalty of One Thousand, Five Hundred and No/100 Dollars (\$1,500.00) or a thirty (30) day suspension of tobacco permit for a second violation within two (2) years should be assessed against the permit holders involved.

BE AND IT IS HEREBY RESOLVED that a hearing shall be set concerning the complaint of first violation and the complaint of second violation within two (2) years *at 6:00 o'clock, P.M. on* MARCH 16, 20 10 *in the Council Chambers of the Restored Depot/City Hall, Creston, IA* concerning the following permit holders:

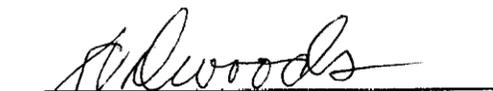
1. American Legion - first offense
2. Farm & Home - second offense

BE AND IT IS FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute the proper documentation necessary.

BE AND IT IS FURTHER RESOLVED that any Resolution in conflict herewith is hereby repealed.

BE AND IT IS FURTHER RESOLVED that this Resolution be effective immediately upon its passage and approval by the Creston City Council.

PASSED AND APPROVED this 16th day of MARCH, 2010.



WARREN WOODS
Mayor, City of Creston

ATTEST:



LISA WILLIAMSON
Clerk, City of Creston