



Terri A. Guarino
Health Agent

TOWN OF BOURNE BOARD OF HEALTH

24 Perry Avenue
Buzzards Bay, MA 02532
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This Hearing Notice is issued to: Kebi Rai
Name of Establishment: Shell Food Mart
Address: 282 Main Street, Bourne MA 02532
Date of Notice of Hearing: April 9, 2021

Please be advised that on March 31, 2021 at 2:52pm a routine tobacco compliance check was conducted by the Cape Cod Regional Tobacco Control Program Director at your establishment.

Shell Food Mart violated the state law entitled "An Act to Modernize Tobacco Control," 105 CMR 665.000 and the Town of Bourne Tobacco Regulations by:

- Sale of tobacco product to a person under the Minimum Legal Sales Age;
- Sale of a flavored nicotine delivery tobacco product [flavored combustible and other traditional tobacco products are prohibited on and after June 1, 2020];
- Offered for sale a flavored nicotine delivery product;
- Failure of a non-age restricted establishment to maintain a record from the manufacturer indicating that an unflavored nicotine delivery product has a nicotine content of 35 milligrams per milliliter or less;
- Other, see the below additional violations, with any necessary additional pages attached:

Violation description:

1. Game Blue mini cigarillos for sale
2. Rock N Roll Fronto Leaf for sale (blunt wraps) – second offense within 36 months

Pursuant to 105 CMR 665.000 and Town of Bourne Tobacco Regulations, you have been ordered to remove all flavored tobacco products and blunt wraps from your shelves. Additionally, these noncompliance violations will be added to the next Board of Health meeting. The meeting is tentatively scheduled for **April 28, 2021 at 5pm on Zoom** regarding the above-described violations at which time the Board of Health shall hear facts relative to this matter and determine whether to issue a fine. Your presence is requested before the Board to discuss the violations. An email will be sent to you with the meeting agenda and Zoom link prior to April 28, 2021. The link is also posted on the Town of Bourne Health Department website at least 48 hours prior to the meeting.

Thank you for your cooperation. Please do not hesitate to call me at (508) 759-0600 ext. 1513 if you have any questions.

Sincerely,

Stephanie Fitch

Stephanie M. Fitch, MPH
Health Inspector
Town of Bourne

Violation visit #908240 summary:

Retailer info:

- Retailer name: shell
- Address line 1: 282 MAIN STREET
- Address line 2:
- City, State: Bourne, MA
- Zip: 02532

Submission info:

- Survey Submitted Date: Mar 31, 2021
- Survey Submitted Time: 2:52:48 PM EDT (UTC +0400)
- Visit Completed By: Bob Collett (# 821)

Visit info:

- If violations were found, check all that apply:
Flavored products or flavor enhancers (including mint/menthol flavors) sold, Other (please specify),
Missing signage
- Specify other violation:
- What action was taken? Check all that apply
Referral given to another agency (e.g.
Department of Revenue, Attorney General's office,
local Board of Health)
- Specify other fine:
- Employee/merchant name:
- Employee/merchant title: Clerk
- Enter field notes Game Blue mini cigarillos for sale (flavored product) Rock N Roll Fronto Leaf for sale (blunt wraps)

Visit link: <https://mass.countertools.org/education/908240>

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