

Tobacco-Free Communities Policies: Santa Clara County

Jurisdiction	Require a tobacco retailer license ¹	Restrict sale of flavored tobacco products	Limit tobacco sales near schools	Limit retailer density or proximity	Prohibit tobacco sales in pharmacies
County of Santa Clara	Yes	Yes ²	Yes (1,000 foot limit)	Yes (500 foot limit from existing tobacco retailers)	Yes
Campbell	Yes				
Cupertino					
Gilroy	Yes		Yes (1,000 foot limit)		
Los Altos					
Los Altos Hills					
Los Gatos	Yes	Yes ³	Yes (1,000 foot limit)	Yes (500 foot limit from existing tobacco retailers)	Yes
Milpitas					
Monte Sereno					
Morgan Hill	Yes				
Mountain View					
Palo Alto	Yes	Yes ⁴	Yes (1,000 foot limit)	Yes (500 foot limit from existing tobacco retailers)	Yes
San Jose					
Santa Clara					
Saratoga	Yes	Yes (exempts menthol cigarettes)	Yes (1,000 foot limit from schools and City parks)	Yes (500 foot limit from existing tobacco retailers)	Yes
Sunnyvale					

¹ The tobacco retailer licensing laws in Los Gatos and Palo Alto are enforced by the Santa Clara County Department of Environmental Health. These cities adopted a licensing law that mirrors the county's law and, in return, the county entered into an agreement to implement and enforce the cities' tobacco retailer licensing laws.

² The county exempts retailers that primarily sell tobacco products, which specifically requires that the store: generates more than 60% of annual gross revenues from the sale of tobacco products; does not permit anyone under the age of 21 to enter and posts a sign outside the premises indicated the age restrictions/requirements; and does not sell alcohol or food for consumption on the premises.

³ Los Gatos provides the same exemption as Santa Clara County and Palo Alto for retailers that primarily sell tobacco products. See note 2 for more detail.

⁴ Palo Alto provides the same exemption as Santa Clara County and Los Gatos for retailers that primarily sell tobacco products. See note 2 for more detail.