
Re: Opposition to the Proposed Nicotine-Free Generation (NFG) Policy

From chad thevapeaway.com <chad@thevapeaway.com>

Date Tue 12/2/2025 2:32 PM

To Lewis, Barry <BLewis@yarmouth.ma.us>; Niederberger, Riley <RNiederberger@yarmouth.ma.us>; Provos, Sara <SProvos@yarmouth.ma.us>; Whritenour, Robert <RWhritenour@yarmouth.ma.us>

Cc Grylls, Mark <mgrylls@yarmouth.ma.us>; Boskey Hillard <hillard.boskey@gmail.com>

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Hello Members of the Board of Health, Yarmouth

I watched yesterday's board of health meeting, and was extremely concerned about the so-called nicotine products and the misinformation Maureen Buzby were stating regarding the Nicotine Free Generation proposal.

The "Teddy Bear" and "Guitar" products that she showcased are NOT used for nicotine.

These products are batteries ONLY and are used for "510" THC cartridges purchased from a dispensary.

There are NO nicotine products that are sold in this country that use a 510 threaded cartridge. The products she showcased are for THC, and it was very concerning that she was presenting them as nicotine products.

The Nicotine Free Generation group presented products to you that they want to ban for future generations, however they were not nicotine products? The ban they are trying to promote would NOT ban these products. These products are BATTERIES!

They are trying to stop the next generation from getting addicted to a product that they say focuses on children. However, they present a product that was designed for THC use ONLY.

It feels like they are going after the wrong industry?

This group proposing this nicotine free generational bill needs to first understand the products they are trying to ban.

I hope you were able to read my past email regarding my opposition on this Nicotine Free proposal.

Thank you
Chad Perry
The Vape Way - Hyannis
617-797-9607

From: Lewis, Barry <BLewis@yarmouth.ma.us>

Sent: Wednesday, November 26, 2025 12:18 PM

To: Niederberger, Riley <RNiederberger@yarmouth.ma.us>; Provos, Sara <SProvos@yarmouth.ma.us>; Whritenour, Robert <RWhritenour@yarmouth.ma.us>; chad thevapeway.com <chad@thevapeway.com>

Cc: Grylls, Mark <mgrylls@yarmouth.ma.us>; Boskey Hillard <hillard.boskey@gmail.com>

Subject: Fw: Opposition to the Proposed Nicotine-Free Generation (NFG) Policy

Riley lets make sure this business owner has all the information for them to be able come in or zoom into our meeting. I want to make sure all voices are heard on this subject.

Thanks

Barry

From: chad thevapeway.com <chad@thevapeway.com>

Sent: Wednesday, November 26, 2025 12:12 PM

To: Polite, Erica <EPolite@yarmouth.ma.us>

Cc: Selectboard <Selectboard@yarmouth.ma.us>; Whritenour, Robert <RWhritenour@yarmouth.ma.us>; Lewis, Barry <BLewis@yarmouth.ma.us>

Subject: Opposition to the Proposed Nicotine-Free Generation (NFG) Policy

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Opposition to the Proposed Nicotine-Free Generation (NFG) Policy

To whom it may concern,

I am writing to express my deep concern regarding the proposed Nicotine-Free Generation (NFG) policy in our community. As the owner of **The Vape Way**, an adult-only (21+) retailer in Massachusetts, I have experienced firsthand the significant impact of previous state-level tobacco and vaping regulations. I respectfully urge you to oppose this new proposal.

In 2020, Massachusetts enacted one of the strictest tobacco control laws in the country, banning all flavored tobacco and vaping products, including menthol as well as imposing a 75% wholesale tax. As a result, our store was restricted to selling only “tobacco-flavored” or “unflavored” products. Hundreds of items were removed from our shelves. Many other vape and tobacco shops across the state were not able to survive these changes, especially as consumers could simply cross state lines to purchase the products they wanted without paying additional taxes.

Despite these challenges, we complied fully and continued to operate responsibly as a 21+ establishment. Retailers like us take age-verification seriously and have a long-standing record of preventing sales to minors. **Since opening in Hyannis back in 2015 we have not received ANY violations regarding a sale to a minor or the sale of a prohibited product.**

Now, with local towns proposing a Nicotine-Free Generation policy, we face a new and unnecessary threat. **Where does this end?**

Congress, the FDA, and the Massachusetts Legislature have already determined that 21 is the appropriate minimum age to purchase nicotine products—the same standard applied to alcohol, cannabis, and gambling. Massachusetts has also already banned flavored products statewide.

Raising the age even further for future generations is unwarranted and creates a confusing and inconsistent regulatory landscape.

The consequences of such a policy are predictable:

- A significant increase in cross-border sales, as adults simply travel to nearby towns—and especially to neighboring states—for the products they want.
- A substantial decline in revenue for responsible local retailers, who are already operating under some of the strictest regulations in the country.
- A thriving illicit market, which we have already seen grow following the flavor ban, as evidenced by large increases in illegal vape product seizures reported in recent years.

Policies like the NFG proposal do not stop adult consumers from obtaining nicotine products—they only shift sales away from regulated businesses and toward unregulated or out-of-state markets.

Ultimately, restricting legal adult choices by prohibiting entire birth cohorts from purchasing a legal product is fundamentally wrong. It infringes on personal autonomy, harms responsible small businesses, and fails to achieve the intended public-health outcomes.

For these reasons, I strongly urge you to vote against the Nicotine-Free Generation policy.

Thank you for your attention and consideration.

Sincerely

Chad Perry
The Vape Way
11 Enterprise Rd, Hyannis, MA 02601
617-797-9607

The failure of Massachusetts' tobacco flavor ban. Data shows a surge in illegal vape seizures from 71,746 in 2022 to 308,100 in 2024.'

<https://reason.org/commentary/massachusetts-tobacco-flavor-ban-failure/>

Reason.org - March 24, 2025