

# FINDING OF NO SIGNIFICANT IMPACT

## Marketing Orders for

**Fumari Watermelon with Mint Hookah Tobacco – 50 grams, and Fumari Watermelon with  
Mint Hookah Tobacco – 100 grams**

**by Fumari Inc.**

The Center for Tobacco Products of the Food and Drug Administration (FDA) has carefully considered the potential environmental impacts of these actions and has concluded that these actions will not have significant effects on the quality of the human environment. Therefore, an environmental impact statement is not required.

Fumari Inc., wishes to introduce two new waterpipe tobacco products into interstate commerce for commercial distribution in the United States and submitted to FDA two requests for exemption from substantial equivalence to obtain marketing orders under the provisions of section 905(j)(3) of the Federal Food, Drug, and Cosmetic Act.

The Agency prepared the programmatic environmental assessment (PEA), dated September 19, 2022, in accordance with the Council on Environmental Quality's regulations (40 CFR Part 1500–1508) implementing the National Environmental Policy Act (NEPA) and FDA's NEPA regulations (21 CFR 25.40) to support the finding of no significant impact. The evidence supporting this finding is contained in the attached PEA, which is available to the public upon request.

The PEA evaluates potential environmental effects due to manufacturing, use, and disposal of the new products. No increased or new types of environmental impacts due to manufacturing are anticipated. The Agency does not foresee that use of the new products would result in new or different environmental impacts. The Agency believes that the disposal of the new products is the same as the disposal conditions of other waterpipe tobacco products that are currently marketed in the United States. Therefore, the Agency does not foresee significant adverse impacts to the environment due to the proposed actions as a result of the manufacturing, use, and disposal of the new products.

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Approved by

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