

TOWNSHIP OF EVESHAM
ORDINANCE NO. 9-5-2013

AN ORDINANCE AMENDING CHAPTER 110
OF THE CODE OF THE TOWNSHIP OF EVESHAM
TO PROHIBIT SMOKING IN PUBLIC PARKS AND RECREATION AREAS

WHEREAS, the New Jersey Smoke-Free Air Act (N.J.S.A. 26:3D-63) specifically authorizes local restrictions on smoking "equivalent to, or greater than those provided in the NJSFAA for purposes of protecting public health"; and

WHEREAS, studies have shown that exposure to secondhand smoke (SHS), a Class A carcinogen, is a significant health hazard for children, the elderly, and individuals affected by cardiovascular disease, impaired respiratory function and asthma; and

WHEREAS, the Township of Evesham believes that the general health and well-being of its residents is a top priority and banning smoking in public parks and recreation areas would benefit all residents; and

BE IT ORDAINED by the Township Council of the Township of Evesham, County of Burlington, State of New Jersey that Chapter 110 of the Code of the Township of Evesham shall be amended as follows:

SECTION ONE.

Chapter 110-2 - Prohibited activities shall be amended to include the following language:

110-2 - Prohibited activities.

No person in a public park and recreation area shall:

- O. Smoke, meaning the burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe or other paraphernalia that can be used to consume tobacco or a tobacco like substance.

SECTION TWO.

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION THREE.

If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

SECTION FOUR.

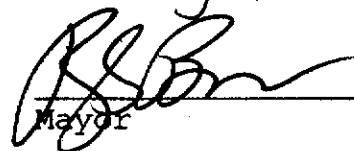
This ordinance shall take effect immediately after final passage and publication as required by law.

ROLL CALL VOTE - Upon Introduction 4/23/13						
COUNCIL MEMBER	INTRODUCED	SECONDED	AYE	NAYE	ABSTAIN	ABSENT
D' ANDREA						✓
DIENNA		✓	✓			
HACKMAN						✓
ZEULI	✓		✓			
MAYOR BROWN			✓			

ROLL CALL VOTE - Upon Adoption 5/7/13						
COUNCIL MEMBER	INTRODUCED	SECONDED	AYE	NAYE	ABSTAIN	ABSENT
D' ANDREA		✓	✓			
DIENNA			✓			
HACKMAN	✓		✓			
ZEULI						✓
MAYOR BROWN			✓			

Adopted on second and final reading on

May 7, 2013


Mayor

Attest:

Lori A. Riddell
Clerk