

ARTICLE IV - Smoking^[1]

Footnotes:

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Editor's note—Ord. No. 13-110, adopted October 9, 2013, amended the Code by, in effect, repealing former Art. IV, § 182-29, and adding a new Art. IV. Former Art. IV pertained to similar subject matter, and carried no history note.

State Law reference— For statutory provisions related to smoking, see N.J.S.A. 2C:33-13.

§ 182-29. - Definitions. [.]

A. For the purposes of this chapter, the following terms shall have the following meanings:

CITY PARK — Any City-owned or leased property designated for public use, including, but not limited to, public playgrounds, baseball diamonds, soccer fields, bleachers and spectator areas, trails, picnic areas, gazebos and other areas set up for active or passive recreation, as well as the streets, parking lots and sidewalks therein.

INTERNATIONAL NO-SMOKING SYMBOL — A pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section.

SMOKING — The burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco or any other matter that can be smoked.

§ 182-29.1. - Smoking prohibited in city parks. [.]

A. Smoking shall be prohibited in all City parks and within a thirty-five-foot radius of all entrances to City parks. Signs with the words "No Smoking" or the international no-smoking symbol, shall be clearly and conspicuously posted at the entrances to all City parks.

§ 182-29.2. - No-smoking signs. [.]

All signs shall be located so as to be clearly visible to the public and shall contain letters at least one (1) inch in height stating "No Smoking" or the international no-smoking symbol. The letters or symbol should contrast by color with the sign indicating that smoking is prohibited in City parks and within a thirty-five-foot radius of all entrances to City parks. The sign shall also indicate that violators are subject to a fine.

§ 182-29.3. - Enforcement. [.]

This article shall be enforced by the Public Safety Director or his designee or any other person authorized by this Code or under State law.

§ 182-29.4. - Violations and penalties. [.]

A. A warning may be issued for the first offense.

B. Any person who is convicted of a violation of any section of this chapter shall be punishable as provided in Chapter 1, General provisions, § 1-25.