

Township of Little Egg Harbor, NJ
Friday, June 2, 2017

Chapter 286. Smoking

[HISTORY: Adopted by the Township Committee of the Township of Little Egg Harbor 5-10-2012 by Ord. No. 2012-06. Amendments noted where applicable.]

GENERAL REFERENCES

Parks — See Ch. **261**.

Sale of tobacco — See Ch. **307**.

§ 286-1. Purpose.

The purpose of this chapter is to protect the health, safety and welfare of the general public pursuant to N.J.S.A. 40:48-2 by prohibiting smoking in certain areas of the Township.

§ 286-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

MUNICIPAL PARKS AND RECREATIONAL FACILITIES

All public parks, playgrounds, and ball fields publicly owned or leased by the Township of Little Egg Harbor and all property owned or leased by the Township of Little Egg Harbor upon which the public is invited or upon which the public is permitted and where individuals gather for recreational activities, including all areas adjacent to such facilities, including, but not limited to, any parking area, driveway or lane.

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, or the inhaling or exhaling of smoke or vapor from an electronic smoking device.

§ 286-3. Smoking prohibited in public places; signs.

- A. Smoking is hereby prohibited in all municipal parks and recreational facilities owned, leased or rented by the Township of Little Egg Harbor.
- B. Notice of the prohibitions contained in this article shall be conspicuously posted by signs stating "No Smoking" and shall reference applicable Code provisions.
- C. "No Smoking" signs or the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross-section) shall be clearly, sufficiently and conspicuously posted in all areas regulated by this chapter. The signs shall be clearly visible to the public and indicate that violators are subject to a fine.

§ 286-4. Enforcement.

This chapter shall be enforced by the Police Department of the Township of Little Egg Harbor.

§ 286-5. Violations and penalties.

Any person who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,250, and/or community service of not more than 90 days, and/or by a term of imprisonment not to exceed 90 days in the Ocean County Jail or any combination of fine, community service and imprisonment, as determined in the discretion of the Municipal Court Judge.