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Township of Cinnaminson, NJ

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ARTICLE III. Consumption by Underage Persons on Private Property

[Adopted 3-21-2001 by Ord. No. 2001-4 (Sec. 2.08.155 of the 1995 Code)]

§ 155-17. Underage consumption prohibited.

It is hereby unlawful for any person under the legal age who, without legal authority, knowingly possesses or knowingly consumes an alcoholic beverage on private property.

§ 155-18. Exceptions.

A. This article shall not act to prohibit an underage person from consuming or possessing an alcoholic beverage in connection with a religious observance, ceremony, or rite of consuming or possessing an alcoholic beverage in the presence of and with the permission of a parent, guardian or relative who has attained the legal age to purchase and consume alcoholic beverages.

B. This article shall not act to prohibit possession of alcoholic beverages by any such person while actually engaged in the performance of employment by a person who is license under Title 33 of the Revised Statutes, or while actively engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocation school or post-secondary educational institution.

C. None of the above-listed exceptions to this article shall preclude the enforcement of this article against a person that is engaged in unlawful alcoholic beverage activity on or at premises licensed for the sale of alcoholic beverages.

§ 155-19. Violations and penalties.

Upon conviction, in accordance with N.J.S.A. 40:48-1.2, a first offense shall be punishable by a fine of \$250 and any subsequent offense shall be punished by a fine of \$350. The court may, in addition to the fine authorized above, suspend or postpone for six months the driving privilege of the defendant upon conviction.

§ 155-20. Reporting.

A. Upon the conviction of any person and the suspension or postponement of that person's driver's license, the court shall forward a report to the Division of Motor Vehicles stating the first and last day of the suspension or postponement period imposed by the court pursuant to this section. If a person at the time of the imposition is less than 17 years of age, the period of license postponement, including a suspension or postponement of the privilege of operating a motorized bicycle, shall commence on the day the sentence is imposed and shall run for a period of six months after the person reaches age of 17 years.

B. If a person at the time of the imposition of a sentence has a valid driver's license issued by this state, the court shall immediately collect the license and forward it to the Division along with the report. If for any reason the license cannot be collected, the court shall include in the report the complete name, address, date of birth, eye color, and sex of the person, as well as the first and last date of the license suspension period imposed by the court.

C. The court shall inform the person orally and in writing that if the person is convicted of operating a motor vehicle during the period of license suspension or postponement, the person shall be subject to the penalties set forth in N.J.S.A. 39:3-40. A person shall be required to acknowledge receipt of the written notice in writing. Failure to receive a written notice or failure to acknowledge in writing the receipt of a written notice shall not be a defense to a subsequent charge of a violation of N.J.S.A. 39:3-40.

D. If the person convicted under this article is not a New Jersey resident, the court may suspend or postpone, as appropriate, the nonresident driving privilege of the person based on the age of the person and submit to the Division the required report. The court shall not collect the license of a nonresident convicted under this section. Upon receipt of a report by the court, the division

shall notify the appropriate officials in the licensing jurisdiction of the suspension or postponement.

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