

[Search](#)

## Borough of Gibbsboro, NJ

[Index](#)[Standard View](#)[New Laws](#)[ARTICLE I. Sales and Licensing](#)[CHAPTER 88. ALCOHOLIC BEVERAGES](#)

*This electronic version of the Code is provided for informational purposes only. For the official version of the Code, please contact the municipality.*

[Jump to Content](#)

### [ARTICLE II. Public Possession and Consumption](#)

[§ 88-9. Consumption prohibited; possession of unsealed containers.](#)[§ 88-10. Definitions.](#)[§ 88-11. Presumption of possession.](#)[§ 88-12. Applicability.](#)[§ 88-13. Construal of provisions.](#)[§ 88-14. Posting of sign in licensed premises.](#)[§ 88-15. Violations and penalties.](#)

### ARTICLE II. Public Possession and Consumption

[Adopted 4-17-1984 by Ord. No. 84-11 (Ch. 49, Art. II, of the 1982 Code)]

#### § 88-9. Consumption prohibited; possession of unsealed containers.

No person shall consume alcoholic beverages and no person shall possess unsealed containers of alcoholic beverages:

A. While in or on a public street, lane, sidewalk, public or quasi-public place or in any public conveyance.

B. In a private motor vehicle while the same is in motion or parked in any public street, lane or public parking lot.

C. While upon any private property not his own without the express permission of the owner or other person having authority to grant such permission.

#### § 88-10. Definitions.

For the purposes of this article, the following terms shall have the meanings indicated:

##### ALCOHOLIC BEVERAGE

Any fluid, or solid capable of being converted into a fluid, suitable for human consumption and having an alcoholic content of more than 1/2% by volume, including beer, ale, still and sparkling wines, distilled liquors, blended liquors, fermented fruit juices or any brewed, fermented or distilled liquors fit for use for human consumption, or any mixture of the same. For purposes of this article, it shall be presumed that any container labeled as containing an alcoholic beverage contains said beverage with the amount of alcohol, by volume, marked on the label, without the necessity of chemically analyzing the contents.

#### § 88-11. Presumption of possession.

For purposes of this article, a person shall be presumed to possess an alcoholic beverage if such a beverage is within the custody or under the control of such person. Possession need not be exclusive but may be exercised jointly or severally.

#### § 88-12. Applicability.

The provisions of this article shall not apply to the possession or consumption of alcoholic beverages pursuant to a special permit issued by the Council of the Borough of Gibbsboro, when the person possessing or consuming an alcoholic beverage is doing so in accordance with the terms and conditions of said permit and at the location authorized by said permit.

#### § 88-13. Construal of provisions.

Nothing herein contained shall be construed to prohibit the consumption, possession or sale of alcoholic beverages on premises which are duly licensed, pursuant to a retail consumption, retail distribution, retail transit, wholesale or club license issued by the governing body of the Borough of Gibbsboro or by the Division of Alcoholic Beverage Control of the State of New Jersey.

#### § 88-14. Posting of sign in licensed premises.

Upon adoption of this article, the holders of all liquor licenses issued by the Borough of Gibbsboro or by the State of New Jersey, with places of business in the Borough of Gibbsboro, shall be required to post a sign in a conspicuous place advising patrons, customers or other persons legally on the premises of the existence of this article. Such sign shall be provided free of charge to each licensee by the Borough of Gibbsboro, Department of Public Safety.

#### § 88-15. Violations and penalties.

Any person who violates or fails to comply with any of the provisions of this article shall, upon conviction, be subject to the penalties in Chapter [1](#), General Provisions, Article [1](#).

[\[Prev\]](#)[\[Up\]](#)[Search](#)[\[Contents\]](#)[Index](#)

[Terms of Service](#)

[F.A.Q.](#)

[Privacy Policy](#)

Font size: [Smaller](#) [Bigger](#)