

## #1181

**ORDINANCE OF THE TOWNSHIP OF HADDON,  
COUNTY OF CAMDEN, STATE OF NEW JERSEY  
ADDING SECTION 75-19.1 TO ARTICLE III. OF  
CHAPTER 75, ALCOHOLIC BEVERAGES, IN THE CODE  
OF THE TOWNSHIP OF HADDON**

**BE IT ORDAINED** by the Township Council of the Township of Haddon, County of Camden, and State of New Jersey amending Chapter 54, Police Department, in the Code of the Township of Haddon, as follows:

**ARTICLE I.    ARTICLE III.    SECTION 75-19.1    Possession and/or consumption of alcoholic beverages by person under legal age on private property; violations and penalties.**

A.    Definitions, as used in this section:

**GUARDIAN** – A person who has qualified as a guardian of the underage person pursuant to testamentary or court appointment.

**RELATIVE** – The underage person's grandparent, aunt or uncle, sibling, or any other person related by blood or affinity.

B.    Any person under the legal age to purchase alcoholic beverages who knowingly possesses without legal authority or who knowingly consumes any alcoholic beverage on private property shall be punished by a fine of \$250 for a first offense and \$350 for any subsequent offense. The court may, in addition to the fine authorized for this offense, suspend or postpone for six months the driving privilege of the defendant.

1.    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 of a sentence 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 the age of 17 years.

2.    If a person at the time of the imposition of a sentence has a valid driver's license issued by the 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.

3. 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.

4. The Court shall, of any person convicted under this section who is not a New Jersey resident, 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.

C. This section does not prohibit an underage person from consuming or possessing an alcoholic beverage in connection with a religious observance, ceremony or rite or 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.

D. This section does not prohibit possession of alcoholic beverages of any such person while actually engaged in the performance of employment by a person who is licensed under N.J.S.A. 33:1-1 et seq. or while actually engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocational school or post secondary education institution; however, no ordinance enacted pursuant to this section shall be construed to preclude the imposition of a penalty under this section, N.J.S.A. 33:1-81 or any other section of law against a sale of alcoholic beverages.

## **ARTICLE II.**

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE III.

This Ordinance shall take effect upon passage and publication according to law.

THE TOWNSHIP OF HADDON

BY: *William J. Park Jr.*  
WILLIAM J. PARK, JR., MAYOR

BY: *James T. Broderick Sr.*  
JAMES T. BRODERICK, SR., COMMISSIONER

BY: *Kathleen V. Hogan*  
KATHLEEN V. HOGAN, COMMISSIONER

*Adopted 4/24/07*

ATTEST:

*Denise P. Adams*  
DENISE P. ADAMS, TOWNSHIP CLERK

The foregoing ordinance was introduced by the Board of Commissioners at a meeting held on March 27, 2007. This Ordinance will be considered for adoption on final reading and public hearing to be held on April 24, 2007 at 7:00 p.m. in the Meeting Room, Haddon Township Municipal Building, 135 Haddon Avenue, Westmont, New Jersey 08108.

The purpose of this Ordinance is to provide for penalties for the possession and/or consumption of alcoholic beverages by person under legal age on private property, with certain exceptions. A copy of this Ordinance is available at no charge to the general public between the hours of 9:00 AM to 4:30 PM, Monday through Friday (Legal Holidays excluded), at the Office of the Township Clerk, Haddon Township Municipal Building, 135 Haddon Avenue, Westmont, New Jersey.