

- E. The service bar shall be partitioned from the dining area by a wall similar to the other interior walls in the building. There may be a doorway, which shall remain closed when not in use, between the service bar and the dining area. Editor's Note: Former subsection F, Purchases of original containers for off-premises consumption, which immediately followed, was repealed 1-21-1980 by Ord. No. 1-1980.

§ 47-14. License required.

It shall be unlawful to sell or distribute alcoholic beverages without a license.

§ 47-15. Posting of license.

Every person licensed in accordance with the provisions of this article shall immediately post such license and keep the same posted in a conspicuous place at the licensed premises.

§ 47-16. Violations prohibited.

No person licensed under the provisions of this article shall violate any of the terms, provisions or regulations established by the Borough of Pemberton by ordinance or resolution or any of the laws of the State of New Jersey in respect to alcoholic beverages. Any such violation shall be deemed sufficient ground for the suspension or revocation of the license.

§ 47-17. Revocation of license.

Any license issued under this article may be suspended or revoked for a violation of any of the provisions of this article or any provisions of the statutes of the State of New Jersey or any other regulations and rules prescribed by the State Director of Alcoholic Beverage Control. Proceedings for the suspension or revocation shall be in accordance with the state law and the regulations promulgated by the State Director of Alcoholic Beverage Control. These provisions shall be in addition to the general penal provisions of this article.

§ 47-18. Violations and penalties. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Any person who shall violate any of the terms or provisions of this article or who shall permit or do any other act or thing in this article prohibited shall, upon conviction thereof before the Municipal Court, be subject to a fine not exceeding \$1,250, a term of imprisonment not exceeding 90 days or a period of community service not exceeding 90 days, or any combination thereof.

ARTICLE II Possession or Consumption by Minors [Adopted 3-17-1958; amended 8-18-1975 by Ord. No. 9-1975 Editor's Note: This ordinance also renumbered this section in conjunction with the addition of Art. I.]

§ 47-19. Prohibitions; penalties.

- A. Any person under the legal age for purchasing alcoholic beverages who knowingly shall possess or consume any alcoholic beverage in any public place or place of public assembly or in any motor vehicle in the Borough is declared to be a disorderly person. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).
- B. A violation of this section shall be punishable as provided in Chapter 1, Article I, of the Code of the Borough of Pemberton.

ARTICLE III Consumption in Public; Discarding of Containers [Adopted 8-21-1978 by Ord. No. 8-1978]

§ 47-20. Consumption restrictions.

- A. It shall be unlawful for any person to consume alcoholic beverages within the Borough of Pemberton:

- (1) While in or on a public street, lane, sidewalk, public parking lot, public or quasi-public place or in any public conveyance.
 - (2) In a private motor vehicle while the same is in motion or parked in or upon any public street, lane or public parking lot.
 - (3) While upon any private property not his own without the express permission of the owner or other person having authority to grant such permission.
- B. The possession by any person of an opened alcoholic beverage container in any of the places designated in the above Subsection A and which container has less contents therein than a similar unopened container shall be prima facie evidence that the person possessing the container consumed its contents or a part thereof in the places designated in Subsection A above. **[Added 8-20-1979 by Ord. No. 12-1979]**

§ 47-21. Discarding containers on public or private property prohibited.

It shall be unlawful for any person to discard alcoholic beverage containers within the Borough of Pemberton upon any public street, lane, sidewalk, public parking lot, public or quasi-public place or upon any private property not his own without the express permission of the owner or other person having authority to grant such permission.

§ 47-22. Violations and penalties. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Any person who shall violate the provisions of this article shall, upon conviction, be subject to a fine not exceeding \$1,250, a term of imprisonment not exceeding 90 days or a period of community service not exceeding 90 days, or any combination thereof.