

TOWNSHIP OF TEANECK
BERGEN COUNTY, N.J.

ORDINANCE NO. 3684

AN ORDINANCE AMENDING CHAPTER 4 OF THE TOWNSHIP CODE, ENTITLED
"ALCOHOLIC BEVERAGES"

WHEREAS, the Township Council of the Township of Teaneck wishes to amend Chapter 4 of the Township Code pertaining to Alcoholic Beverages to conform with N.J.S.A. 40:48-1.2, regarding underage drinking on private property.

BE IT ORDAINED by the Township Council of the Township of Teaneck as follows:

1. Article 1 of Chapter 4 of the Teaneck Township Code is hereby amended to add the following provision:

Sec. 1-5 *Possession and Consumption of Alcoholic Beverages by Underaged Persons*

- (a) Any person under the legal age to purchase alcoholic beverages who, without legal authority, knowingly possesses or knowingly consumes any alcoholic beverage in or on any school property, public conveyance, public place or place of public assembly or on private property shall be in violation of this Article. Upon conviction, such underage person shall be subject to a fine of two hundred fifty dollars (\$250) for a first offense and three hundred fifty dollars (\$350) for any subsequent offense; perform community service for a period not to exceed one hundred eighty (180) days; at the discretion of the court, have a New Jersey driving privilege suspended or postponed for six (6) months; and, if considered necessary by the court, be referred to an alcoholic treatment program at the defendant's expense.
- (b) This Article shall not apply to persons under the legal age to purchase alcoholic beverages who possess or consume alcoholic beverages in the presence of and with the permission of the parent, legal guardian or relative who has attained the legal age to purchase and consume alcoholic beverages or possess or consume alcoholic beverages in connection with a religious observance, ceremony, or rite. This Article shall also not apply to possession of an alcoholic beverage by an underage person employed by an alcoholic beverage licensee in the course of performing employment duties or while actively engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocational school or post secondary educational institution.

(c) As used in this Article:

"Guardian" means a person who has qualified as a guardian of the underaged person pursuant to testamentary or court appointment.

"Relative" means the underaged person's grandparent, aunt or uncle sibling, or any other person related by blood or affinity.

2. Prior Inconsistent Ordinances Superseded

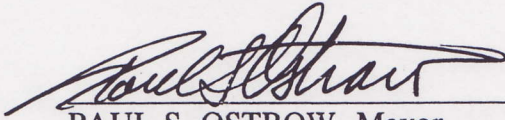
All ordinances or parts of ordinances contrary to or inconsistent with this ordinance are hereby superseded.

3. Invalidity

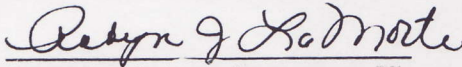
If any section or provision of this Ordinance be adjudged invalid or unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the same shall not affect the validity of the ordinance as a whole or any other section or provision hereof.

4. Effect

This Ordinance shall take effect immediately upon passage and publication, or otherwise as provided by law.


PAUL S. OSTROW, Mayor

ATTEST:


ROBYN J. LAMORTE
Township Clerk

Introduced: July 24, 2001

Adopted: August 21, 2001