

§ 4-1

## ALCOHOLIC BEVERAGES

§ 4-1

### Chapter 4

## ALCOHOLIC BEVERAGES

### ARTICLE I

#### Consumption and Possession in Public; Open Containers

- § 4-1. Consumption and possession restricted.
- § 4-2. Discarding containers.
- § 4-3. Nonapplicability of provisions.
- § 4-4. Presumption of violation.
- § 4-5. Repealer.
- § 4-6. Severability.
- § 4-7. Violations and penalties.
- § 4-8. When effective.

[HISTORY: Adopted by Mayor and Council of Borough of Wenonah: Article I, 9-9-76. Amendments noted where applicable.]

Be it ordained by the Mayor and Council of the Borough of Wenonah, Gloucester County, New Jersey:

### ARTICLE I

#### Consumption and Possession in Public; Open Containers [Adopted 9-9-76]

- § 4-1. Consumption and possession restricted.

No person shall consume any liquor, wine, beer or any other alcoholic beverage, or have access to or have in his or her possession any open bottle, can, jar or any other vessel containing liquor, wine, beer or any other alcoholic beverage:



- A. While in or on a public street, lane, sidewalk or in any public conveyance or while in or on any public property of the Borough of Wenonah. [Amended 12-29-83]
- B. In a private conveyance while such conveyance is in motion, stopped or parked in or on a public street, lane or other public area.
- C. While in or on private property, not his or her own, without having the express permission of the owner or any person authorized to grant such permission.
- D. In a private conveyance while such conveyance is in motion, stopped or parked in or on a public street, lane, other public area or on private property without having the express permission of the owner or any person authorized to grant such permission.
- E. These regulations may be suspended upon written application to and prior consent of Borough Council. [Added 12-29-83]

#### § 4-2. Discarding containers.

No person shall discard any bottle, can, jar or other vessel used to contain liquor, wine, beer or any other alcoholic beverage upon any public street, lane, sidewalk, other public place or upon any private property, not his or her own, without the express permission of the owner or any person authorized to grant such permission.

#### § 4-3. Nonapplicability of provisions.

The prohibitions contained in § 4-1 above shall not apply to any conveyance or place specifically licensed for the consumption of alcoholic beverages in accordance with the provisions of N.J.S.A. 33:1-1 et seq.

#### § 4-4. Presumption of violation.

Any individual, firm or corporation who or which suffers, aids, abets or permits any person to violate any provision of this ordinance shall also be deemed in violation of this ordinance.

#### § 4-5. Repealer.

All ordinances or parts thereof which are inconsistent with any of the terms herein are hereby repealed to the extent of such inconsistency.

#### § 4-6. Severability.

If any clause, sentence, paragraph, section or part of this ordinance shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

#### § 4-7. Violations and penalties.

Any individual, firm or corporation which or who shall violate this ordinance, upon conviction thereof, shall pay a fine not exceeding five hundred dollars (\$500.) or be imprisoned in the county jail for a term not exceeding ninety (90) days, or both, for each offense, in the discretion of the court.

#### § 4-8. When effective.

This ordinance shall take effect immediately upon its final passage and publication as required by law.