

ORDINANCE NO. 2018-11

ORDINANCE OF THE BOROUGH OF BOROUGH OF HARVEY CEDARS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 3 OF THE BOROUGH CODE OF THE BOROUGH OF HARVEY CEDARS ENTITLED “POLICE REGULATIONS” AS IT PERTAINS TO THE DEFINITIONS OF SMOKING

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS Section 3-14 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Smoking Prohibited” is amended as follows:

Section 1. Subsection 3-14.2 entitled “Definitions” is hereby amended by deleting the definitions “Smoke” and “Smoking” in their entirety and supplementing the following:

“Smoke” and “Smoking” shall mean the act of inhaling, exhaling, burning, carrying or using any electronic device, lighted cigarette, cigar, pipe, weed, plant or other combustible substance in any manner or in any form.

Section 2. The introductory sentence of Subsection 3-14.3 entitled “Restricted Areas” is hereby amended in its entirety to read “Smoking is prohibited in the following areas:”

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

Section 5. This ordinance shall take effect after public reading and publication as required by law.

ADOPTED ON: August 3, 2018