

ORDINANCE 98:25

AN ORDINANCE TO AMEND AND SUPPLEMENT "AN ORDINANCE OF THE BOROUGH OF STRATFORD PROHIBITING THE SALES OF CIGARETTES TO MINORS EITHER OVER THE COUNTER OR VIA VENDING MACHINES AND THE PROHIBITION OF CERTAIN SELF SERVICE RACKS DISPLAYING CIGARETTES OR OTHER PRODUCTS" KNOWN AS ORDINANCE 97-11.

BE IT ORDAINED by the Council of the Borough of Stratford, County of Camden, State of New Jersey, that Ordinance 97-11 be and is hereby amended as follows:

SECTION 01: An ordinance entitled "An Ordinance of the Borough of Stratford prohibiting the sales of cigarettes to minors either over the counter or via machines and the prohibition of certain self service racks displaying cigarettes or other products" adopted October 14, 1997 as Ordinance 97-11, part of Chapter 49 entitled "Cigarettes and Tobacco Products" is hereby amended and supplemented as follows:

Section 03A: It shall be unlawful for any person to purchase tobacco products with funds furnished by a minor or with the intent to sell or give such a product to a minor.

Section 03B: It shall be unlawful for any person under eighteen (18) years of age to smoke or use tobacco products in any public place, or to possess in open view a cigarette or tobacco product, an open cigarette pack, opened carton or other opened container (as evidenced by a broken seal) holding a tobacco product.

Section 03C: It shall be unlawful for a parent, legal guardian or other persons acting in place of a parent or legal guardian or person who is responsible for the care and welfare of a minor under the age of eighteen (18) years to allow that minor to possess any cigarettes made of tobacco or any other substances which can be smoked, any cigarette paper or tobacco in any form, including but not limited to, smokeless tobacco.

Section 04A: Unless otherwise provided by law, a minor charged under this section as a first offense with the use or purchase of a tobacco product shall be served with a written warning which shall inform the minor of subsequent penalties. A copy of said warning shall be sent to minor's parents.

Section 04C: Repeat minor offenders who are found guilty of violating Section 03, upon conviction thereof, shall pay a penalty of not less than \$50.00 nor more than \$500.00 for each offense, as well as in addition to the penalties provided the convicted can be subject to a period of community service in accordance with the policies and procedures of Juvenile Administration by the Camden County Juvenile Court and the Borough of Stratford Police Department.

SECTION 02: All other sections of the original ordinances shall remain in effect as if set forth herein at length.

SECTION 03: Section 3 of the original ordinance is hereby amended to read as follows:

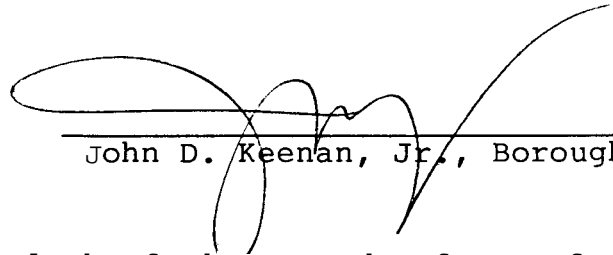
"Municipal Court" shall read "Juvenile or Municipal Court".

SECTION 04: All ordinances inconsistent with this ordinance are hereby repealed to the extent of the inconsistency only.

SECTION 05: This ordinance shall take effect immediately after final passage and publication in accordance with law.

PUBLIC NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced and passed at a meeting of the Borough Council of the Borough of Stratford, County of Camden, State of New Jersey, held on the 13th day of October, 1998, and will be considered for final passage after a public hearing at a meeting of Borough Council to be held on the 10th day of November, 1998 at 8:00 p.m.



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John D. Keenan, Jr., Borough Clerk

I, John D. Keenan, Jr., Clerk of thWBorough of Stratford, do hereby certify the foregoing Ordinance was finally adopted by Mayor and Council after a public hearing held on the 10th day of November, 1998.

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John D. Keenan, Jr., Borough Clerk