

**TOWNSHIP OF RARITAN
HUNTERDON COUNTY, NEW JERSEY**

ORDINANCE #19-25

**AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY REPEALING AND REPLACING CHAPTER 8.40 ENTITLED
“SMOKING” WITH NEW CHAPTER 8.40 ENTITLED “SMOKING” OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN**

Section 1. Chapter 8.40 entitled “Smoking” is repealed and replaced with new Chapter 8.40 entitled “Smoking” as follows:

8.40.010 DEFINITIONS

As used in this chapter, the following terms shall have the following meanings:

A. “Board of Education” shall mean the Hunterdon Central Regional High School Board of Education or the Flemington-Raritan Regional School District Board of Education.

B. “Electronic Smoking Device” shall mean an electronic device that can be used to deliver nicotine or other substances to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, cigarillo or pipe.

C. “Parks and Recreation Facilities” shall mean all public parks, playgrounds, open space areas or ball fields, publicly owned or leased by the Township of Raritan, upon which the public is invited or upon which the public is permitted and where individuals gather for recreational activities, including all areas adjacent to such facilities including, but not limited to, parking areas, driveways or driveway aisles.

D. “Smoking” shall mean the burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an Electronic Smoking Device.

8.40.020 POLICE/MUNICIPAL BUILDINGS; PROHIBITED

Smoking is and shall be prohibited in all areas, public or private, in the Raritan Township police/municipal buildings located, respectively, at two and one Municipal Drive, Flemington (Raritan Township), New Jersey and “Smoking Prohibited” signs with letters at least one inch in height or designated by the appropriate international symbol shall be located throughout the police/municipal buildings so as to notify and be clearly visible to the public and employees therein.

8.40.030 BOARD OF EDUCATION PROPERTY; PROHIBITED

Smoking is and shall be prohibited in or upon any real property, premises or buildings owned by the Board of Education within the Township of Raritan.

8.40.040 PARKS AND RECREATION FACILITIES; PROHIBITED

Smoking is and shall be prohibited in or upon all Parks and Recreation Facilities. "Smoking Prohibited" signs with letters at least one inch in height or designated by the appropriate international symbol shall be located throughout the Parks and Recreation Facilities so as to notify and be clearly visible to the public and employees therein.

8.40.050 VIOLATIONS

For a violation of the provisions of this Chapter, the maximum penalty upon conviction shall be a fine up to \$200, and/or a period of community service to 30 days, and/or imprisonment in the county jail or other method of detention for a term not exceeding 30 days.

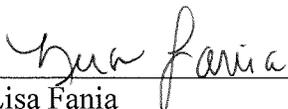
Section 2. If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. The Ordinance shall take effect upon its adoption, passage and publication according to law.

DATE ADOPTED: October 1, 2019

ATTEST:

**TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF RARITAN**



Lisa Fania
Township Clerk



Jeff Kuhl
Mayor