

ORDINANCE 211

AN ORDINANCE ESTABLISHING PROHIBITIONS WITH RESPECT TO THE PURCHASE, POSSESSION, USE AND CONSUMPTION OF ALCOHOLIC BEVERAGES BY PERSONS UNDER LEGAL AGE; ESTABLISHING REGULATIONS PROHIBITING THE CONSUMPTION OF ALCOHOLIC BEVERAGES BY ANY PERSON IN CERTAIN PUBLIC OR QUASI PUBLIC PLACES; AND ESTABLISHING VIOLATIONS AND PENALTIES FOR THE AFORESAID RESTRICTIONS IN AND BY THE VILLAGE OF LOCH ARBOUR, MONMOUTH COUNTY, NEW JERSEY.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF LOCH ARBOUR, IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, as follows:

Section 1. PURCHASE, POSSESSION AND USE OR CONSUMPTION OF ALCOHOLIC BEVERAGES BY PERSONS UNDER LEGAL AGE.

- A. Purchase or Consumption. It shall be unlawful for a person in the Village of Loch Arbour under legal age while in any premise licensed for the sale of alcoholic beverages, to purchase, consume or have served or delivered to him or her any alcoholic beverages.
- B. Attempting to Purchase Alcoholic Beverages. It shall be unlawful for a person in the Village of Loch Arbour under legal age to purchase, attempt to purchase or have another purchase for him or her any alcoholic beverages.
- C. Misrepresentation of Age. It shall be unlawful for any person in the Village of Loch Arbour under legal age to misrepresent or misstate his or her age for the purpose of inducing any licensee or any employee of any licensee, or any person acting in behalf of any licensee, to sell, serve or deliver any alcoholic beverage to him or her.
- D. Serving Minors. No person in a public place in the Village of Loch Arbour under legal age shall order, be served with or have in his or her possession any alcoholic beverages.
- E. Prohibition Against Serving, Offering to Serve or Permitting the Consumption of an Alcoholic Beverage by a Person Under Legal Age. No person shall offer or serve any alcoholic beverage to a person under legal age in any public place within the Village of Loch Arbour. No person who has ownership or control of any public place or supervision of any public event, shall permit, suffer or allow the consumption of an alcoholic beverage by a person under legal age in or upon any such premises or at any such event within the Village of Loch Arbour. This section shall not apply to any person who is related to the person under legal age by blood, marriage or adoption and who has no more remote relationship to such person under legal age than first cousin.
- F. Altering or Falsifying Identification. No person under legal age shall have in his or her possession any altered or false documents which can be used for the purpose of identification and/or establishing the age of said person.
- G. Legal Age Defined. For the purpose of this chapter, legal age shall mean that age established pursuant to N.J.S.A. 9:17B-1, and as same may be amended and supplemented by the Legislature of the State of New Jersey.

Section 2. CONSUMPTION OF ALCOHOLIC BEVERAGES IN CERTAIN PLACES RESTRICTED.

It shall be unlawful for any person, including but not limited to the occupant of a motor vehicle, to consume or pretend to consume any alcoholic beverage or to have in his possession any open or unsealed container containing any alcoholic beverage in or upon any public sidewalk, public highway, public park, public recreation area or in or upon any other public place under the supervision and management of the Village of Loch Arbour, unless a permit for that purpose shall have been issued by the Director of Alcoholic Beverage Control with the consent of the Village Trustees or permission for an event is approved by the Village Trustees.

Notwithstanding this provision, nothing shall prohibit the possession or consumption of alcoholic beverages by persons of legal age on the Village Beach between the hours of 10 A.M. and 6 P.M. Monday through Saturday and 10 A.M. to 8 P.M. on Sunday during the Beach season as defined by the Village Trustees.

Section 3. Violations and Penalties.

Any person, firm or corporation that shall be convicted of a violation of a provision of this Ordinance shall, upon conviction whereof by any Court authorized by law to hear and determine the matter, be subject to

a fine not exceeding one thousand dollars (\$1,000) or imprisonment for a term not exceeding ninety (90) days, or both, as such Court in its discretion may impose. Each day that such violation exists shall constitute a separate offense.

Section 4. Effective Date. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

NOTICE

PUBLIC Notice is hereby given that the foregoing Ordinance was introduced at a meeting of the Board of Trustees of the Village of Loch Arbour, in the County of Monmouth and the State of New Jersey, on the 11th day of June, 1986, and was then read for the first time. The said Ordinance will be further considered for final passage by the Board of Trustees at the Village Offices, at 7:30 P.M. on the 25th day of June, 1986. At such time and place, or at any time and place to which such meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said Ordinance.