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| FIRST READING _____  |
| PUBLISH _____        |
| SECOND READING _____ |
| PUBLISH _____        |

**ORDINANCE NO. 2216**

**ORDINANCE AMENDING ARTICLE IV SECTION 75-21.B (CONSUMPTION AND POSSESSION IN PUBLIC PLACES)**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Roselle Park, County of Union, State of New Jersey that Borough Ordinance 1076, Section 75-21 is hereby amended to the following:

**ARTICLE IV  
Consumption and Possession in Public Places**

**SECTION 75-21. Restrictions/Prohibited Acts.**

No person shall, within the limits of the Borough of Roselle Park, consume any alcoholic beverage or have in his/her possession any unsealed alcoholic beverage container with alcoholic beverages therein:

- A. In the parking area adjacent to any licenses premises for the sale of alcoholic beverages; or
- B. No person shall drink, imbibe or consume any alcoholic beverage upon any portion of lawn or other public grounds within the Borough, including but not limited to public places, playgrounds and municipal grounds surrounding municipal buildings and public streets in the Borough.
- C. The possession by any person of an open container of any alcoholic beverage in any of the aforementioned public places shall constitute a prima facie violation of paragraph b. hereof that any person so possessing an open container of any alcoholic beverage in any of the aforementioned public places is actually observed in the act of drinking therefrom.
- D. No person shall be drunk or in a state of intoxication in or upon any street, highway, thoroughfare or other public place within the Borough.

All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

If any portion of this Ordinance shall be deemed to be invalid, such determination shall not affect the validity of the remaining portions of this Ordinance.

This ordinance shall take effect at the time and in the manner prescribed by law.

Introduced: July 19, 2007

Adopted:

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Mayor

Attest: \_\_\_\_\_  
Borough Clerk

Borough of Roselle Park  
Record of Vote- Introduction  
Aye Nay Abstain Absent

|           | Aye | Nay | Abstain | Absent |
|-----------|-----|-----|---------|--------|
| Badillo   |     |     |         |        |
| Harms     |     |     |         |        |
| Matarante |     |     |         |        |
| Rubilla   |     |     |         |        |
| Dinardo   |     |     |         |        |
| Yakubov   |     |     |         |        |

Borough of Roselle Park  
Record of Vote-Adoption  
Aye Nay Abstain Absent