

Ordinance of the City of Paterson, N.J.

No.91st Reading No. 15-043

Date June 9, 2015

No.2Public Hearing
(2nd Rdg. & Final Passage)

Date to Mayor

Date Returned

Division

Date Submitted to

Council May 26, 2015

TITLE: **AN ORDINANCE TO AMEND AND
SUPPLEMENT CHAPTER 113
(ALCOHOLIC BEVERAGES) OF THE
CODE OF THE CITY OF PATERSON**

Factual Contents Certified to By

Robert P. Nelson

Title

Date

Approved As To Form and Legality
on Basis of Facts Set Forth

[Signature]
CORPORATION COUNSEL

10/1/15
Date

PLD-Ordinance Amending and Supplementing T.C.O.P. 113
private property DB rev2 RN BDS 9.2015

COUNCILPERSON ANDRE SAYEGH Moved the Following Ordinance:

BE IT ORDAINED by the Municipal Council of the City of Paterson, in the County of Passaic, State of New Jersey, as follows:

SECTION 1: Chapter 113 (Alcoholic Beverages) of the code of the city of Paterson is hereby amended and supplemented by establishing an Article IV (Possession or Consumption on Private Property) to read as follows:

§ 113-25 Definitions.

As used in this article, the following words shall have the meaning indicated:

GUARDIAN – A person who has qualified as a guardian of a minor pursuant to testamentary or court appointment.

RELATIVE – A minor’s grandparent, aunt or uncle, sibling, or any other person related to a minor by blood or affinity.

§ 113-26 Possession or Consumption Prohibited on Private Property.

It shall be unlawful for any person under the legal age to, without legal authority, knowingly possess or knowingly consume an alcoholic beverage on private property within the City of Paterson, except as hereinafter provided or as may be permitted by State statute:

- A. Any underage person who consumes or possess an alcoholic beverage in connection with a religious observance, ceremony or rite, or consumes or possesses an alcoholic beverage in the presence of and with the permission of a parent, guardian or relative who has attained the legal age to purchase and consume alcoholic beverages.
- B. Any underage person while actually engaged in the performance of employment by a person who is licensed under Title 33 of the Revised Statutes, or while actively engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocation school or post-secondary education institution.

§ 113-27 Violations and Penalties.

Except as may be provided in N.J.S.A. 33:1-1 et seq., any person who violates any provision of this article shall, upon conviction thereof, be punished by a fine not exceeding five hundred dollars (\$500), or by a period of community services for not more than forty (40) hours, or any combination thereof.

**AN ORDINANCE TO AMEND AND
SUPPLEMENT CHAPTER 113
(ALCOHOLIC BEVERAGES) OF THE
CODE OF THE CITY OF PATERSON**

PLD-Ordinance Amending and Supplementing T C O P 113 private property DB rev2 RN BDS 9 2015

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SECTION 3: All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: This ordinance shall take effect twenty (20) days after final passage and publication as prescribed by law.

STATEMENT OF PURPOSE

This Ordinance authorizes an amendment and supplement to Chapter 113 (Alcoholic Beverages) of the Code of the City of Paterson, by establishing an Article IV (Possession and Consumption on Private Property).

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SECONDED BY COUNCILPERSON WILLIAM MCKOY

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RECORD OF COUNCIL VOTE ON FINAL PASSAGE	AYE	NAY	ABSTAIN	ABSENT
1. AKHTARUZZAMAN, MOHAMMED	X			
2. COTTON, RUBY N.		X		
3. DAVILA, MARITZA	X			
4. MCKOY, WILLIAM C.	X			
5. MENDEZ, DOMINGO A.	X			
6. MORRIS, KENNETH		X		
7. SAYEGH, ANDRÉ	X			
8. STATON, JAMES E.		X		
9. TAVAREZ, JULIO	X			

Adopted on first reading at a meeting of the Council of the City of Paterson, N.J., on May 26, 2015 Adopted on second and final reading after hearing on June 9, 2015

Approved _____ Reconsidered _____ Over
Rejected By _____ By Council _____ Ride _____
Jose "Joey" Torres Mayor Date _____ Vote _____ Aye _____ Nay _____

_____ Council President _____ Sonia L. Gordon Acting City Clerk

Julio Tavaréz This Ordinance when adopted must remain in the custody of the City Clerk. Certified copies are available. Sonia L. Gordon
Form 6 USE REVERSE SIDE FOR POSTPONEMENT AND RECONSIDERATION DATA