

**BOROUGH OF PARAMUS
COUNTY OF BERGEN**

ORDINANCE 18-08

**ORDINANCE AMENDING CHAPTER 323-8 TO BAN E-CIGARETTES AND VAPES
IN ALL PUBLIC PARKS AND PUBLIC GROUNDS COVERED BY CHAPTER 323**

Section 1. Purpose & Authority. The purpose of this ordinance is to amend Chapter 323-8 of the Paramus Code pursuant to N.J.S.A. 40:48-1 and 40:49-2 to ban all forms of smoking on public grounds covered by Chapter 323.

Section 2. Amendments.

Chapter 323-8 of the Borough Code is hereby amended as follows [changes in strikethrough; additions highlighted]:

§ 323-8. Miscellaneous acts.

No person, on or within a park, playground, band shell or the Sports-Plex, shall:

- A. Sell, expose for sale or give away goods, wares or circulars; or post or display any sign, placard or advertising device without written permission by the Recreation Commission.
- B. Play, engage or take part in any game or competitive sport for money or other valuable things without written permission of the Recreation Commission.
- C. Solicit alms or contributions for any purpose without the written permission of the Recreation Commission.
- D. As part of a group, make any harangue or move in a military or civic parade, drill or procession without written permission of the Recreation Commission; nor shall any individual interfere with another's enjoyment of the facilities of the parks, playgrounds, band shell or the Sports-Plex.
- E. Engage in any form of smoking, including but not limited to cigarettes, cigars, e-cigarettes, or "vapes."

Section 3. Repealer. All prior ordinances that are inconsistent with this ordinance are repealed. All ordinances are hereby amended to be consistent with this ordinance and all ordinances, including this one, shall be construed consistent with the express purpose of this ordinance.

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Section 4. Savings and Construction. This ordinance shall be construed consistent with the purpose stated in Section 1 hereof. Any ambiguities in this ordinance shall be construed in accordance with the purpose of this ordinance. If any part of this ordinance is invalidated by a court of competent jurisdiction, the remainder of this ordinance shall be saved to the full extent possible. This ordinance repeals provisions of the Paramus Code only where stated herein; otherwise this ordinance is amendatory and supplementary to existing provision of the Paramus Code.

Section 5. Codification. This ordinance shall be codified as amendments to the chapters set forth herein.

Section 6. Effective Date. This ordinance shall take effect immediately upon approval and publication of notice of adoption as provided by law.

Attest:



ANNEMARIE KRUSZNIS, RMC
Borough Clerk

Approved:



RICHARD A. LABARBIERA
Mayor

Introduced: April 10, 2018

Adopted: April 24, 2018