

**AN ORDINANCE AMENDING CHAPTER 11, SECTION 7.6 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(UNLAWFUL ACTS BY PERSONS UNDER LEGAL AGE FOR PURCHASE OF
ALCOHOLIC BEVERAGES; DISORDERLY PERSONS- VIOLATIONS; PENALTIES)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 11, Section 7.6 of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to modify the fines set forth in Chapter 11, Section 7.6 of the Revised General Ordinances of the Township of West Orange (the “Township Code”) to be amendable by Resolution such that it is amendable in the future by approval of the Township Council, a necessity in an everchanging socioeconomic climate.

II. CHAPTER 11, SECTION 7.6 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

§11-7.6 BE AND HEREBY AMENDED AS FOLLOWS:

- The portion entitled “Violations; Penalties” which specifies the penalties for any person who violates Chapter 11, Section 7 of the Township Code governing the purchase and/or sale of alcohol to persons under the legal age to consume alcohol shall be repealed and replaced by the following language:

Any person who shall violate any of the provisions of this section, excluding an underage person caught possessing or consuming an alcoholic beverage on private property, shall be deemed and adjudged to be a disorderly person, and upon conviction thereof, shall be punished by a fine ~~of not less than \$500~~[in an amount set forth by Resolution](#). Further, the Court shall suspend the person’s license to operate a motor vehicle for six months or prohibit the person from obtaining a license to operate a motor vehicle in this State for six months beginning on the date he or she becomes eligible to obtain a license or on the date of conviction, whichever is later. In addition to the general penalty prescribed for this offense, the Court shall require any person violating these provisions to participate in an alcohol education or treatment program authorized by the Department of Health for a period not to exceed the maximum period of confinement prescribed by law for the offense for which the individual has been convicted.

If an underage person is convicted of possessing or consuming an alcoholic beverage on private property in violation of this law, he/she will be subject to a [fine in an amount set forth by Resolution and delineated per offense](#).~~\$250 fine for the first~~

~~offense and a \$350 fine for any subsequent offenses.~~ The Court also has the discretion to suspend the person's license to operate a motor vehicle for six months or prohibit the person from obtaining a license to operate a motor vehicle in this State for six months beginning on the date he or she becomes eligible to obtain a license or on the date of conviction, whichever is later.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

SUSAN MCCARTNEY, MAYOR

TAMMY WILLIAMS,
COUNCIL PRESIDENT

KAREN J. CARNEVALE, R.M.C.

7-MUNICIPAL CLERK

INTRODUCED: June 13, 2023

ADOPTED: July 11, 2023

2789-23

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Legislative History

The purpose of this ordinance is to modify the fines set forth in Chapter 11 of the Revised General Ordinances of the Township of West Orange to be subject to adjustment by Resolution.