

**ORDINANCE 2018-19**

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,  
STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 3-11.1,  
TITLED “SMOKING PROHIBITED” OF CHAPTER III, TITLED “POLICE  
REGULATIONS.”**

**WHEREAS**, the Revised General Ordinances of the Township of Chatham (“Township”) set forth certain limitations related to smoking within the Township; and

**WHEREAS**, the Township Committee wishes to revise these provisions to clarify that said limitations apply not only to tobacco smoking but the smoking of other matters or substances and to clarify that smoking is prohibited on all Township property.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, as follows:

Section 1. Section 3-11.1 titled “Smoking Prohibited” of Chapter III titled “Police Regulations” is amended as follows:

To protect members of the public from the hazards of second hand smoke, smoking is prohibited in and about any municipal building or structure, or within fifty (50) feet thereof, and in or on municipal owned property which shall include, but not be limited to, any municipally-owned park, playground, recreation area or athletic field, including parking lots. For the purposes of Chapter 3-11 of the Revised General Ordinances of the Township of Chatham, the term “smoking” shall mean the burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an electronic smoking device.

Section 2. Severability

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

Section 3. Effective Date

This Ordinance shall take effect upon final adoption and publication according to law.

Introduced: September 27, 2018

Adopted: October 11, 2018

Attest:

TOWNSHIP OF CHATHAM, COUNTY OF  
MORRIS, STATE OF NEW JERSEY

BY: \_\_\_\_\_  
Curt Ritter, Mayor

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Gregory J. LaConte, Clerk