**TOWNSHIP OF WATERFORD**

**ORDINANCE NO. 2021-3**

**ORDINANCE OF THE TOWNSHIP OF WATERFORD AMENDING CHAPTER 230 OF THE TOWNSHIP CODE PROHIBITING SMOKING IN ALL PUBLIC BUILDINGS AND ALL PUBLIC PROPERTY OWNED OR LEASED BY THE TOWNSHIP**

**WHEREAS,** Chapter 230 of the Waterford Township Code established regulations prohibiting smoking in all public buildings and on all public property owned or leased by the Township; and

**WHEREAS**, it has been determined necessary to amend Chapter 230 to further identify all types of smoking prohibited.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Township Committee of the Township of Waterford, County of Camden, State of New Jersey, as follows:

**Section 1.** Section 2 of Chapter 230 captioned “Definitions” shall be amended to expand the definition of “smoking” and which shall state as follows:

“The burning of a lighted cigar, cigarette, pipe or any other matter or substance which contains tobacco or similar substance as defined herein as a tobacco product and including marijuana, hashish or hemp products, and vaping.”

**Section 2.** Section 3 of Chapter 230 captioned “Smoking Prohibition” shall be amended to read as follows:

“Smoking is prohibited in all public buildings owned or leased by the Township of Waterford and on all public property owned or leased by the Township of Waterford. In public buildings or public property owned or leased by the Township of Waterford, a designated smoking area may be established which shall be clearly identified and is the only area within a public building or any public property where smoking is permitted for tobacco products only as defined herein.”

**Section 3.** If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a Court of competent jurisdiction, such order or judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this Ordinance.

**Section 4.** All Ordinances or parts of Ordinances which are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency only.

**Section 5.** This Ordinance shall only take effect after final adoption and publication as required by law.

**Dawn Liedtka, RMC / CMR  Clerk Andrew Wade, Mayor**

Introduced: 3/24/2021

Public Hearing:

Adopted:

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **UPON INTRODUCTION ON March 24, 2021** | | | | | |
|  | **GIANGIULIO** | **ROMOLINI** | **WILSON** | **YEATMAN** | **WADE** |
| YES | X | X | X |  | X |
| ABSTAIN |  |  |  |  |  |
| NO |  |  |  |  |  |
| ABSENT |  |  |  | X |  |
| **UPON ADOPTION ON April 14, 2021** | | | | | |
|  | **GIANGIULIO** | **ROMOLINI** | **WILSON** | **YEATMAN** | **WADE** |
| YES |  |  |  |  |  |
| ABSTAIN |  |  |  |  |  |
| NO |  |  |  |  |  |
| ABSENT |  |  |  |  |  |

**CERTIFICATION**

I, Dawn Liedtka, Clerk of the Township of Waterford, Camden County, New Jersey, do hereby certify the foregoing to be true and exact copy of the Ordinance which was finally adopted by the Mayor and Township Committee of the Township of Waterford at a Meeting held on \_\_\_ day of April, 2021.

**Dawn Liedtka, RMC / CMR Clerk**