

**ORDINANCE NO. 2021-09**

**ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE  
BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF  
NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 18-2.7  
OF THE BOROUGH CODE ENTITLED “RULES AND  
REGULATIONS.”**

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Belmar, County of Monmouth, State of New Jersey, that Chapter 18-2.7 of the Borough Code be amended as follows:

**SECTION I.** Section 18-2.7(jj) shall now read as follows:

No person shall smoke any cigarettes, cigars, or other tobacco products in the beachfront area at any time. In addition thereto, no person shall smoke cannabis other cannabis based products as defined by P.L. 2021, c. 16, commonly known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), in the beachfront area at any time. The penalty for violation of this section shall not exceed \$200.00.

**SECTION II.** Section 18-2.7(jj)(1) shall now read as follows:

“Smoking” means the burning of, inhaling and exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe, vaporizer, or any other matter or substance which contains tobacco, cannabis, or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an electronic smoking device.

**SECTION III** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

**SECTION IV.** All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION V.** This Ordinance shall take effect 20 days after final passage, adoption and publication according to law.