

CITY OF BRIGANTINE

Ordinance No. 7 of 2024

AN ORDINANCE OF THE CITY OF BRIGANTINE AMENDING VARIOUS SECTIONS OF THE MUNICIPAL CODE CONCERNING THE POSSESSION OR CONSUMPTION OF ALCOHOLIC BEVERAGES

WHEREAS, the City Manager and City Solicitor have reviewed the municipal code and determined that updates are required concerning the possession or consumption of alcohol in public places; and

WHEREAS, the City Council reviewed the recommendations and seek to codify these amendments; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the City Council of the City of Brigantine, County of Atlantic, State of New Jersey that the Brigantine City Code be and is hereby amended and supplemented with as detailed herein. **(Amendments in Bold and Underline)**

SECTION 1. Amendment to Chapter 91 of the City Code entitled "Alcoholic Beverages"

Section 91-4 of the City Code is amended and supplemented to read as follows:

§ 91-4 Consumption in public prohibited.

It is hereby prohibited to drink any intoxicating liquor on any sidewalk, street, avenue, highway, public parking lot, park, recreation area or in any vehicle not on private property within the City of Brigantine, Atlantic County, New Jersey, at any time **without first applying for and obtaining a special events permit pursuant to the process established at §210-8 et seq. of this Code and a payment of a fee as established at §210-37 of the Code coupled with approval of a separate Special Events License approved by the New Jersey Division of Alcoholic Beverage Control if applicable.**

SECTION 2. Amendment to Chapter 241 of the City Code entitled "Recreational Facilities"

Section 241-1 of the City Code is amended and supplemented to read as follows:

§ 241-1 Alcoholic beverages prohibited.

No individual will be allowed to consume alcoholic beverages on, in or about the various recreation facilities in the City of Brigantine. For the purposes of this section, anyone who possesses an open

container of alcoholic beverage will be considered to have consumed the same. This section shall not apply to the City Golf Course and clubhouse facilities.

SECTION 3. No amendments to alcohol on beach areas.

Nothing herein shall amend the prohibition of possessing or consuming alcoholic beverages on the City's beaches and such provisions shall continue in full force and effect.

SECTION 4. Repealer, Severability, and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the City Council hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the City to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

ATTEST:


Lynn Sweeney, City Clerk

BRIGANTINE CITY COUNCIL


Vince Sera, Mayor

Introduction: April 3, 2024

Adoption: April 17, 2024

RECORD VOTE OF COUNCIL ON FINAL PASSAGE				
COUNCIL MEMBERS	Y	N	NV	AB
SERA	✓			
RIORDAN	✓			
KANE ✗	✓			
BEW	✓			
LETTIERI ✗ ✗	✓			
HANEY	✓			
DeLUCRY				✓

X-INDICATES VOTE NV=NOT VOTING AB=ABSENT