

**BOROUGH OF OAKLAND
BERGEN COUNTY, NEW JERSEY
ORDINANCE #21-CODE-848**

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 9 OF THE CODE OF
THE BOROUGH OF OAKLAND ENTITLED “RECREATIONAL FACILITIES AND
RECREATION AREAS”, SECTION 9-6 ENTITLED “SMOKING PROHIBITED ON
RECREATION AREAS, PUBLIC PARKS AND BOROUGH PIERS AND BOAT
LAUNCHES”**

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Oakland, in the County of Bergen, State of New Jersey, as follows:

I. The Code of the Borough of Oakland, Chapter 9 “Recreational Facilities and Recreation Areas”, Section 9-6 “Smoking Prohibited on Recreation Areas, Public Parks and Borough Piers and Boat Launches” be and is hereby amended and supplemented as follows:

Section 1. Section 9-6 entitled Smoking Prohibited on Recreation Areas, Public Parks and Borough Piers and Boat Launches is amended and supplemented as follows:

The Borough of Oakland, in accordance with the provisions of N.J.S.A. 40:48-1 and N.J.S.A. 40:48-2, deems it in the public interest, and hereby prohibits smoking, defined as, including but not limited to the burning of the lighted cigar, cigarette, pipe, electronic smoking device, or any other matter or substances which contains a tobacco product, regulated cannabis item, or unregulated cannabis item, unless otherwise permitted by law, in all municipal park and recreation areas owned, leased or used by the Borough, including, but not limited to the following areas:

- a. The Municipal recreational fields including tennis courts and hockey rink, located at Block 1901, Lot 1, also known as Oak Street.
- b. The Borough’s fishing pier and boat launch, located adjacent to the Ramapo River at the end of West Oakland Avenue.
- c. Veterans Park, Block 1803, Lot 18.
- d. Stewart’s Woods, Block 3801, Lot 112, also known as Ramapo Valley Road.
- e. Truman Soccer Field, located at the end of Roosevelt Boulevard.
- f. Soons Well Field, Block 901, Lot 9, rear of Ramapo Valley Boulevard.
- g. Colony Field, Block 2005, Lot 4, Riverside Drive.

- h. Van Allen House property, Block 4601, Lot 39, 3 & 5, Franklin Avenue.
- i. Great Oak Park, Block 2401, Lot 1.

The prohibition shall include all areas of the aforesaid properties, including the parking area, bleachers, playgrounds and sidewalks adjacent to such properties.

Section 2.

All part of Ordinances inconsistent with this Ordinance are hereby repealed as to such inconsistent part and this Ordinance shall take effect after publication and passage in the manner provided by law.

Section 3.

If any section, subsection, paragraph, sentence, clause or word of this Ordinance shall be adjudged invalid by a Court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portions of this Ordinance, it being intended that all such portions be severable in such event.

Section 4.

This ordinance shall take effect immediately upon publication and final passage according to law.

Linda H. Schwager, Mayor

ATTEST:

Lisa M. Duncan, Borough Clerk