

Chapter 55

ALCOHOLIC BEVERAGES, MARIJUANA AND E-CIGARETTES

§ 55-1. Consumption of alcoholic beverages; open containers.

§ 55-2. Use or consumption of marijuana; violations and penalties.

[HISTORY: Adopted 5-8-1978 Annual Town Meeting, Art. 46, amendments noted where applicable.]

§ 55-1. Consumption of alcoholic beverages; open containers. [Amended 5-11-2009 ATM, Art. 34]

No person shall, while in or upon any street, sidewalk, public way, footway, passageway, stairs, bridge, park, playground, beach, recreation area, boat landing, public building, schoolhouse, school grounds, cemetery, parking lot, or any area owned by or under the control of the Town of Halifax, whether in or upon a vehicle or on foot, consume an alcoholic beverage as defined by MGL c. 138, § 1, as amended, or possess an opened container of such beverage.

§ 55-2. Use or consumption of marijuana; violations and penalties. [Added 5-11-2009 ATM, Art. 35]

- A. No person shall smoke, ingest, or otherwise use or consume marijuana or tetrahydrocannabinol (as defined in MGL c. 94C, § 1, as amended) while in or upon any street, sidewalk, public way, footway, passageway, stairs, bridge, park, playground, beach, recreation area, boat landing, public building, schoolhouse, school grounds, cemetery, parking lot or any area owned by or under the control of the Town of Halifax, or in or upon any bus or other passenger conveyance operated by a common carrier, or in any place accessible to the public.
- B. This section may be enforced through any lawful means in law or in equity, including, but not limited to, enforcement by criminal indictment or complaint pursuant to MGL c. 40, § 21, or by noncriminal disposition pursuant to MGL c. 40, § 21D, by the Board of Selectmen, the Town Administrator, or their duly authorized agents, or any police officer. The fine for violation of this section shall be \$300 for each offense. Any penalty imposed under this section shall be in addition to any civil penalty imposed under MGL c. 94C, § 32L.

§ 55-3. Use of e-cigarettes. [Added 5-11-2015 ATM, Art. 57]

The use of e-cigarettes and like devices is prohibited with buildings and structures owned by the Town of Halifax.