

**BOROUGH OF GARWOOD**

**ORDINANCE NO. 24-13**

**Adopted:**

Introduced:	May 9, 2024
Motion:	Councilman Lazarow
Seconded:	Councilman Kearney

Public Hearing:	May 23, 2024
Motion:	Councilman Lazarow
Seconded:	Councilman Kearney

**AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 52, ENTITLED “ALCOHOLIC BEVERAGES”, ARTICLE I, “SALE AND DISTRIBUTION”, SUBSECTION 52-3, “LICENSES AND FEES”.**

**WHEREAS**, the Borough of Garwood (the “Borough”) previously adopted Chapter 52, Subsection 52-3 which sets forth the classes of licenses and fees for such licenses regarding alcohol sales and distribution; and

**WHEREAS**, in accordance with NJSA 33:1-12, the Borough is afforded the right to fix the fees associated with licenses and the Borough has determined increase same within the minimum and maximums proscribed by law; and

**WHEREAS**, the Borough seeks to set a new rate for club licenses, retail distribution license and retail consumption license; and

**NOW, THEREFORE, BE IT ORDAINED** by the governing body of the Borough of Garwood that Chapter 52 (Alcoholic Beverages), Article I (Sale and Distribution), subsection 52-3 (Licenses and Fees) of the Borough Code of the Borough of Garwood is hereby amended as follows (additions underscored, deletions ~~struck through~~):

**§ 52-3 Licenses and fees.**

[Amended 5-9-1989 by Ord. No. 89-05]

A. The classes of licenses and the fees therefor to be issued by the Borough are hereby fixed as follows: [Amended 5-14-2002 by Ord. No. 02-11; 11-12-2003 by Ord. No. 03-17; 4-27-2010 by Ord. No. 10-04; 2-28-2017 by Ord. No. 17-03; 4-23-2020 by Ord. No. 20-04; 4-13-2023 by Ord. No. 23-04]

(1) Plenary retail consumption license: \$2,4252,310.

(2) Plenary retail distribution license: \$1,4334,365.

(3) Club licenses: \$13226.

B. All licenses shall be for a term of one year from the first day of July of each year, and all fees shall be paid in advance upon presentation of an application.

C. No license shall be issued to any person not fully qualified under the provisions of Title 33 of the New Jersey Statutes Annotated, and the amendments thereof and supplements thereto.

**BE IT FURTHER ORDAINED**, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

**BE IT FURTHER ORDAINED**, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect after final passage and publication in accordance with applicable law.

**ATTEST:**

**APPROVED:**

Catherine D. Cameron, R.M.C.  
Borough Clerk

Jennifer Blumenstock, Mayor

<b>RECORDED VOTE</b>	<b>INTRODUCTION:</b>	<b>ADOPTION:</b>
<b>COUNCILWOMAN BOTO</b>	<b>AYE</b>	<b>AYE</b>
<b>COUNCILMAN FOLEY</b>	<b>AYE</b>	<b>AYE</b>
<b>COUNCILMAN LAZAROW</b>	<b>AYE</b>	<b>AYE</b>
<b>COUNCILWOMAN NOLDE</b>	<b>AYE</b>	<b>ABSENT</b>
<b>COUNCILWOMAN SALMON</b>	<b>AYE</b>	<b>AYE</b>
<b>COUNCIL PRESIDENT KEARNEY</b>	<b>AYE</b>	<b>AYE</b>