

ORDINANCE

O-8-2021

BOROUGH OF NORTH CALDWELL, ESSEX COUNTY, NEW JERSEY

AN ORDINANCE AMENDING CHAPTER 23, SECTIONS 6 AND 9 OF THE CODE OF THE BOROUGH OF NORTH CALDWELL REGARDING ALCOHOLIC BEVERAGES

WHEREAS, the Governing Body has recommended certain changes in the Location Restrictions and the Operating Regulations of the Borough of North Caldwell for the issuance of alcoholic beverage licenses.

NOW, THEREFORE, BE IT ORDAINED By the Mayor and Council of the Borough of North Caldwell, County of Essex, State of New Jersey as follows:

1. Chapter 23-6 of the Code of the Borough of North Caldwell, Location restrictions; exceptions be and is hereby amended as follows:
 - A. Restrictions. No plenary retail consumption license or plenary retail distribution license shall be issued, nor a place-to-place transfer of an existing license granted, for the sale of alcoholic beverages upon premises which are within 750 feet of any existing premises licensed for the sale of alcoholic beverages under another plenary retail consumption or plenary retail distribution license that is located in any zoning district, other than an Office District, the distance being measured from the nearest entrance of the nearest licensed premises to the nearest entrance of the premises sought to be licensed in the normal way that a pedestrian would properly walk, as provided by N.J.S.A. 33:1-76

Chapter 23-9 of the Code of the Borough of North Caldwell, Operating regulations be and is hereby amended as follows:

B. REMOVE

- €. B. Other business prohibited. No plenary retail consumption or distribution license shall be issued for or transferred to any premises on which another mercantile business is carried on.
 - ⊘- C. Outside view of premises required. All licensed premises other than those for which club licenses are issued shall be so located that a normal-sized adult can, on inspection from the exterior, view the interior of the premises.
2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed to be valid and effective.
 4. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

INTRODUCED: March 23, 2021
 PUBLIC HEARING: April 27, 2021
 APPROVED: April 27, 2021

Moved By: Councilman Atlas
 Seconded By: Council President Astorino

COUNCIL MEMBER	YES	NO	ABSTAIN	ABSENT	COUNCIL MEMBER	YES	NO	ABSTAIN	ABSENT
ASTORINO	X				KESSLER	X			
ATLAS	X				REES	X			
FLORIA-CALLORI	X				TILTON	X			

ATTEST:

APPROVED:


 TAMI MICHELOTTI, BOROUGH CLERK


 JOSEPH H. ALESSI, MAYOR