

ORDINANCE NO. 15, 2012

AN ORDINANCE AMENDING CHAPTER 83 ALCOHOLIC BEVERAGES, ARTICLE II, RESTRICTIONS ON LOCATION AND OPERATION, SECTION 83-14, RESTRICTIONS ON LOCATION AND OPERATION, OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

BE IT ORDAINED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey as follows:

SECTION 1: Chapter 83 Alcoholic Beverages, Article II, Restrictions on Location and Operation, Section 83-14, Restrictions on Location and Operation, A (1), (2) and (4) only are hereby amended to read as follows:

§ 83-14. Restrictions on Location and Operation.

The plenary retail consumption license shall be issued for the sale of alcoholic beverages only in such facility or location meeting the following minimum criteria:

- (1) The licensed premises shall be operated in conjunction with a restaurant, dining hall or catering facility regularly and principally used for the purpose of providing meals to its customers and having adequate kitchen and dining facilities.
- (2) The restaurant, dining hall or catering facility may include barrooms for use ancillary to the restaurant, dining hall or catering facility use, but may not include any use as a nightclub or gentlemen's club.
- (4) Licensed premises shall meet all requirements of operation as provided under the Municipal Code of the City of Linwood.

SECTION 2: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 3: Should any sentence, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 4: This ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

FIRST READING: August 8, 2012
PUBLICATION: August 13, 2012
PASSAGE: September 12, 2012

The within Ordinance was introduced at a meeting of the Common Council of the City of Linwood, County of Atlantic and State of New Jersey held on, August 8, 2012 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on September 12, 2012.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR