

**RESOLUTION NO. 109-2019**  
**RENEWAL OF THE ALCOHOLIC BEVERAGE LICENSE OF**  
**1030 LIQUOR PARTNERS, t/a TOMMY'S TAVERN AND TAP**  
**FOR THE 2019-2020 LICENSE TERM**

Councilmember Birdsall introduced and offered for adoption the following Resolution seconded by Councilmember Kelly:

**WHEREAS**, the 1030 Liquor Partners, t/a Tommy's Tavern and Tap has submitted a complete application form for the renewal of alcoholic beverage license no. 1343-33-017-005 and has paid the annual fees to both the Borough of Sea Bright and the State of New Jersey, Division of ABC; and

**WHEREAS**, the Borough Council has received and reviewed the recommendations of the Police Department pertaining to the aforesaid alcoholic beverage license; and

**WHEREAS**, the residents who live in close proximity to the licensed premises have expressed concerns to the Borough Council pertaining to the noise which emanates from the licensed premises; and

**WHEREAS**, the Borough Council finds that the aforesaid license should be renewed only upon special conditions necessary to ensure the public health, safety and welfare; and

**WHEREAS**, the licensee made application to the Sea Bright unified Planning Board for amended site plan and variance approval pertaining, in part, to the rear dining area and the rear yard area of the premises, which area has been the source of most of the residents expressed concerns; and

**WHEREAS**, during the course of the Planning Board hearing on the aforesaid application, the licensee stipulated to the imposition of certain conditions upon the Planning Board's approval designed to minimize noise and disturbance to surrounding properties; and

**WHEREAS**, the Borough Council finds that those stipulations and conditions are reasonably designed to address the expressed concerns of the residents who live in close proximity to the licensed premises; and

**WHEREAS**, the Borough Council finds that compliance with those conditions will help to ensure the proper operation of the licensed premises in accordance with applicable local ordinances, alcoholic beverage laws and regulations.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that license number 1343-33-017-005 held by 1030 Liquor Partners, t/a Tommy's Tavern and Tap be and is hereby renewed for the annual license term commencing July 1, 2019 subject to the following special conditions:

1. The rear outdoor patio dining area, as such area was depicted on the exhibit presented to and approved by the planning board, will remain separated from the rear yard gathering space.
2. The gates between the rear yard area and patio dining area will be closed at 10:00 p.m. and all patrons will be directed to vacate the rear yard at that time. There will be no access to the rear yard area after 10:00 p.m.
3. There will be no wait service to the rear yard area—no food or drinks will be served in this area but consumption of food and drinks in the rear yard area shall be permitted.
4. No person will be served food unless they are seated at a dining table or bar in the permitted dining areas.
5. The drop down curtain on the canopy over the rear dining area on the Northside ("Nautilus Side") will remain down at all times that the outdoor dining is in use.

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to the following:

1. Chief of Police
2. Fiscal Officer
3. Division of Alcoholic Beverage Control

Roll Call:	Birdsall,	Keeler,	Kelly,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Yes

June 18, 2019

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough of Sea Bright, County of Monmouth, State of New Jersey at a Council Meeting held June 18, 2019.

Christine Pfeiffer  
Christine Pfeiffer, Borough Clerk