

**RESOLUTION No. 122-2017**  
**Remove S. Kelly Corporation from Resolution #114-2017**  
**2017/2018 Annual Renewal Liquor License**  
**(12.39 Special Ruling required)**

Councilmember Kelly introduced and offered the following resolution for its adoption; seconded by Councilmember Birdsall:

**WHEREAS**, N.J.S.A. 33:1-12.39 "Special Ruling" if a license became inactive on or before June 30, 2015, the local issuing authority does not have the jurisdiction to renew a inactive license for the 2017-2018 license term, until the licensee obtains a "Special Ruling" from the Director of the New Jersey Division of Alcoholic Beverage Control; and

**WHEREAS**, on June 20, 2017, the Governing Body of the Borough of Sea Bright passed a Resolution No. 114-2017 granting S. Kelly Corporation the 2017/18 Annual Renewal Liquor License; and

**WHEREAS**, S. Kelly Corporation has been inactive since December, 2014, therefore, the licensee is required to submit a "Verified Petition" to the Director before the local issuing authority can approve the 2017-2018 Annual Renewal Liquor License to the licensee; and

**WHEREAS**, the Borough Council has considered the foregoing.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright in the County of Monmouth that S. Kelly Corporation doing business as The Madhatter, a Class C Plenary Retail Consumption License #1343-33-011-007 is hereby removed from Resolution No. 114-2017.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the following:


1. Division of Alcoholic Beverage Control
2. Department of Police
3. S. Kelly Corporation

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

July 11, 2017

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on July 11, 2017.

  
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Christine Pfeiffer, Borough Clerk