

RESOLUTION No. 33-2021

(Carried from 2020 - Res. No. 190-2020)

**Authorize Issuance of a "New" Liquor License
For the 2019/2020 License Term
S. Kelly Corporation – The Mad Hatter**

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

WHEREAS, pursuant to N.J.S.A. 33:1-12.18, a Verified Petition was submitted to the Division of Alcoholic Beverage Control of the State of New Jersey by S. Kelly Corporation (License No.1343-33-011-007), for a special ruling to authorize the issuance of a "new" license based upon failure to renew due to circumstances beyond licensee's control or other extraordinary circumstances; and

WHEREAS, in connection therewith, the owner of said license filed the 12-page application, received tax clearance and has paid all the required Plenary Retail Consumption License fees for the 2019-2020 license term; and

WHEREAS, this licensee has also requested relief pursuant to N.J.S.A. 33:1-12.39 to allow for the renewal of an inactive license for the 2019-2020, 2020-2021 and 2021-2022 license term(s); and

WHEREAS, on November 6, 2020, the Borough of Sea Bright received a copy of the ruling from the Acting Director, Department of Law and Public Safety, Division of Alcoholic Beverage Control granting the relief sought in the Verified Petition allowing the 2019-2020 license term to be considered for a new license and granting relief for inactive status for the license terms 2019-2020, 2020-2021 and 2021-2022; and

WHEREAS, it is within the purview of the local issuing authority to either grant or deny said application for a "new" license in the reasonable exercise of its discretion; and

WHEREAS, the Governing Body has considered the foregoing.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the following Class C Plenary Retail Consumption License be issued for the 2019-2020 license term pursuant to the special rulings granted by the Acting Director, Department of Law and Public Safety, Division of Alcoholic Beverage Control:

License No. 1343-33-011-007
Licensee: S. Kelly Corporation t/a The Mad Hatter
Borough of Sea Bright, Monmouth County, New Jersey
Status: Inactive

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

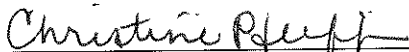
- 1. Division of Alcoholic Beverage Control
- 2. Department of Police
- 3. S. Kelly Corporation

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein
Yes Yes No Yes Yes Yes

February 16, 2021

CERTIFICATION

I, Christine Pfeiffer, 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 February 16, 2021.


Christine Pfeiffer, Borough Clerk