

RESOLUTION NO. 60-2024
**A RESOLUTION OF THE BOROUGH OF SEA BRIGHT APPROVING
THE USE OF THE CECILE F. NORTON COMMUNITY CENTER FOR
ROSS BREWING COMPANY LLC TO SELL AND SAMPLE LICENSED
ALCOHOLIC BEVERAGES AT THE SEASONAL FARM MARKET**

Councilman Leckstein introduced and offered for adoption the following Resolution;
seconded by Councilmember Bieber:

WHEREAS, Pursuant to P.L. 2021 c. 15 and SR 2021-01, the Division of Alcoholic Beverage Control (the "Division") may issue permits allowing the holders of certain manufacturing licenses to sell those licensees' products in original containers at seasonal farm markets for consumption off the premises of the seasonal farm market and to offer samples for sampling purposes, all subject to conditions of SR 2021-01 and of the particular permit; and,

WHEREAS, The Division issued to Ross Brewing Company LLC (Ross Brewing) seasonal farm market - annual permit no. 112286 (the "Seasonal Farm Market Permit") on December 29, 2023, expiring March 31, 2024 permitting Ross Brewing to sell licensed products at the seasonal farm market at the Cecile F. Norton Community Center (the "Center") subject to certain conditions; and,

WHEREAS, those conditions include that the products must have been produced in Ross Brewing's licensed premises, that the products must be sold in their original containers at the seasonal farm market to be consumed off premises and that Ross Brewing may offer samples for sampling purposes to persons of the legal age to consume alcoholic beverages in specified amounts; and,

WHEREAS, the Borough Code provides at Chapter 57 "Alcoholic Beverages", Article III "Prohibited Acts", § 57-23 "Alcoholic Beverages in Public Places", subsection B that "No person shall consume or possess any alcoholic beverage in any building owned by the Borough of Sea Bright, except pursuant to a permit issued in accordance with regulations adopted by the Mayor and Borough Council (The Code Section); and,

WHEREAS, this resolution shall act as a permit pursuant to The Code Section allowing the consumption and possession of alcoholic beverages as allowed by the Seasonal Farm Market Permit, SR 2021-01 and this resolution, and subject to any and all conditions stated in each and/or all of those.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, as follows:

1. Ross Brewing is permitted to possess and sell alcoholic beverages at the Seasonal Farm Market at the Center through March 31, 2024 subject to and all the conditions of the Seasonal Farm Market Permit, SR 2021-01 and this resolution.
2. Ross Brewing is permitted to offer samples for sampling purposes at the Center at the seasonal farm market through March 31, 2024 subject to all the conditions of the Seasonal Farm Market Permit, SR 2021-01 and this resolution.

3. The conditions include, but are not limited to, the following:
 - a. Ross Brewing may only sell its own products that are produced on its licensed premises;
 - b. Ross Brewing may only sell its products in their original containers for consumption off premises;
 - c. Ross Brewing may offer samples of the products only to persons of the legal age to consume alcoholic beverages;
 - d. Ross Brewing shall not sell, serve or allow service of any alcoholic beverages to any person under the legal age to consume alcoholic beverages nor to any person who is actually or apparently intoxicated; and
 - e. The Seasonal Farm Market Permit must be conspicuously displayed;
4. This Permit may be canceled at the discretion of the Borough Administrator and/or the Chief of Police if any violations of the Seasonal Farm Market Permit, SR 2021-01 or this resolution occur or if other good cause exists.

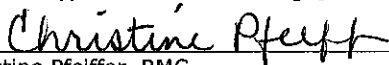
BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the following:

1. Farmers' Market Manager
2. Ross Brewing Company LLC
3. Chief of Police – Sea Bright

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council meeting held on February 20, 2024.



 Christine Pfeiffer, RMC