

ORDINANCE NO. 17-13

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

**AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT
THE CODE OF THE BOROUGH OF NORTH PLAINFIELD,
CHAPTER VI ENTITLED “ALCOHOLIC BEVERAGES”,
ARTICLE IV ENTITLED “REGULATION OF LICENSES”.**

WHEREAS, the Borough of North Plainfield, County of Somerset, State of New Jersey is authorized by State law to pass an Ordinance regarding certain regulations of Alcoholic Beverage Licenses; and,

WHEREAS, the Borough of North Plainfield, County of Somerset, State of New Jersey has created certain regulations of Alcoholic Beverage Licenses within the Borough of North Plainfield; and,

WHEREAS, the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey believes that it is in the best interest of the Borough to amend, revise and supplement Chapter VI, Article IV, entitled, “Regulation of Licenses” to change the time as to when alcoholic beverages may be sold, served, delivered to or consumed in a licensed premises on Sundays and New Year’s Day, where applicable; and,

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that Chapter VI, Article IV of the Borough Code of the Borough of North Plainfield, entitled “Regulation of Licenses,” is hereby amended, revised, and supplemented as follows:

6-4.1 Hours of Sale.

No alcoholic beverages shall be sold, delivered or served to or consumed in any licensed premises on Mondays, ~~between the hours of 2:00 a.m. and 7:00 a.m., on~~ Tuesdays, Wednesdays, Thursdays and Fridays between the hours of 1:00 a.m. and 7:00 a.m., and on Saturdays between the hours of 2:00 a.m. and 7:00 a.m., except Sundays, New Year's Day, and Christmas and Easter Day each year as hereinafter provided.

6-4.2 Sundays.

Provisions of subsection 6-4.1 shall not apply on Sundays. On Sundays, no alcoholic beverages may be sold, served, delivered to or consumed in the licensed premises between the hours of 2:00 a.m. and ~~12:00 noon~~ 11:00 a.m.

6-4.3 New Year's Day.

On January 1, alcoholic beverages may not be sold, served, delivered to or consumed in the licensed premises from the hours of 2:00 a.m. and 7:00 a.m. unless January 1 is a Sunday, in which case alcoholic beverages may not be sold, served, delivered to or consumed in the licensed premises between the hours of 2:00 a.m. and ~~12:00 noon~~ 11:00 a.m.

*Underline and bold mean additions; ~~striking through and bold~~ a word/phrase/sentence means a deletion.

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. All ordinances or portions of ordinances that are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.
2. If any provision or paragraph of this Ordinance shall be held invalid by any court of competent jurisdiction, the same shall not affect the other provisions or paragraphs of this Ordinance, except so far as the provision or paragraph so declared invalid shall be separable from the remainder or any portion thereof.
3. This Ordinance shall take effect, after final passage, twenty (20) calendar days following action or inaction by the Mayor as provided by law or an override of a

mayoral veto by the council, whichever is applicable, and publication in accordance with law, unless a resolution is adopted, pursuant to *N.J.S.A. 40:69A-181(b)*, declaring an emergency and providing that this Ordinance shall take effect at an earlier date.

INTRODUCED: June 12, 2017
PASSED: June 12, 2017
PUBLISHED: June 15, 2017
ADOPTED:

ROLL CALL: AYES:
NAYS:
ABSTAIN:
ABSENT:

APPROVED BY THE MAYOR: Yes _____ No _____

The above is a true copy of the Ordinance adopted by the Borough of North Plainfield on _____, 2017

ATTEST:

BOROUGH OF NORTH PLAINFIELD

Richard K. Phoenix, RMC
Borough Clerk
Borough of North Plainfield

Lawrence La Ronde, Council President

Date signed: _____, 2017

Date signed: _____, 2017

Michael Giordano, Mayor

Date signed: _____, 2017