

Ordinance

Ordinance No. 28

OF THE
CITY OF ATLANTIC CITY, N.J.

Date...5-15-2024..
Date to Mayor..6-13-2024....

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Legislative Counsel/ Robert Tarver, Esq.

/ Robert Tarver, Esq.

Prepared by the Legislative Counsel

Council Member ALL COUNCIL Presents the following Ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 22 OF 2023 LIMITING THE HOURS OF OPERATION OF CERTAIN RESTAURANTS, RETAIL FOOD ESTABLISHMENTS, RETAIL SALES AND SERVICE BUSINESSES IN THE CITY OF ATLANTIC CITY

WHEREAS, There is a need to regulate the business hours of certain restaurants, retail food establishments, retail sales and service businesses in the City of Atlantic City to improve the quality of life for residents in the City; and

WHEREAS, Previously, the City, by way of Ordinance limited the hours of certain businesses identified as those in areas where there exists a concern for public safety, requiring closing from 10:00 p.m. to 8:00 a.m.,

NOW, THEREFORE, BE IT RESOLVED that the City Council of Atlantic City hereby extends the required times of closing in those areas designated as areas of public safety concern from 12:00 a.m. to 6:00 a.m.

***2/3 vote required**

June 18, 2024 5-G

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CROUCH	X						SHABAZZ	X				X	
DUNSTON	X						TIBBITT	X					X
KURTZ	X						WEEKES		X				
MARSHALL		X					ZIA	X					
RANDOLPH, PRESIDENT									X				
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second													

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on ...MAY 15, 2024.....

Adopted on second and final reading after hearing on...JUNE 12, 2024.....

Reconsidered Over Veto

Vetoed By.../s/...MARTY SMALL SR.....Date...6/18/2024.....By Council...7/17/2024.....Ride 6 3

Mayor

Aye

Nay

This is a Certified True copy of the Original Ordinance on file in the City Clerk's Office.

/s/.....PAULA GELETEI, City Clerk

May 15, 2024 5-G

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CROUCH	X					X	SHABAZZ	X				X	
DUNSTON				X			TIBBITT				X		
KURTZ	X						WEEKES		X				
MARSHALL		X					ZIA	X					
							RANDOLPH, PRESIDENT						
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second													

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on ...MAY 15, 2024.....

Adopted on second and final reading after hearing on...JUNE 12, 2024.....

Vetoed By.../s/...MARTY SMALL, SR. Date...6/18/2024....By Council.....Ride _____
 Mayor Reconsidered Over
 Aye Nay

This is a Certified True copy of the Original Ordinance on file in the City Clerk's Office.

/s/.....PAULA GELETEI, City Clerk

July 18, 2024 9:51 AM 5-G

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FIRST PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
CROUCH	X						SHABAZZ	X				X	
DUNSTON	X					X	TIBBITT	X					
KURTZ	X						WEEKES		X				
MARSHALL		X					ZIA	X					
							RANDOLPH, PRESIDENT						
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second													

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on ...MAY 15, 2024.....

- Leadership
- Expectations
- Transparency
- Stability


CITY OF ATLANTIC CITY
OFFICE OF THE MAYOR

- Accountability
- Credibility
- Excellence in Execution

L.E.T.S. A.C.E. IT!



City Hall
1301 Bacharach Boulevard • Suite 706
Atlantic City, New Jersey 08401
Telephone 609-347-5400

DATE: June 18, 2024
TO: Paula Geletei, City Clerk
FROM: Marty Small, Sr., Mayor 
RE: Veto of Ordinance No. 28 of 2024

RECEIVED
CITY OF ATLANTIC CITY
CITY CLERKS OFFICE
2024 JUN 18 P 2:26

“I, Mayor Marty Small, Sr., wish to exercise my veto powers under N.J.S.A. 40:69A-41 to veto the recent Ordinance No. 28, hours of operation of certain businesses, adopted by the City Council of the City of Atlantic City on June 12, 2024. The amendment to City Code Chapter 170.46. Section 1. Article X. limitation upon hours is not in the best interest of City residents. More research should be conducted prior to an amendment to current City hours of operation of certain businesses and the effect on public safety.”

MS/ew

CITY CLERK'S CERTIFICATE

ORDINANCE NO. 28 of 2024 was presented to the Mayor on JUNE 13, 2024. The Ordinance was vetoed by the Mayor on JUNE 18, 2024. Ordinance No. 28 of 2024 was then presented again to City Council on JULY 17, 2024 and the Mayor's veto was overridden in accordance with Section 4-19E of the City Code and N.J.S.A.40:69A-41 and therefore Ordinance No. 28 of 2024 becomes effective 20 days from date of override.

Paula Geletei, MMC, CPM
City Clerk

CITY CLERK'S CERTIFICATE

ORDINANCE NO. 28 of 2024 was presented to the Mayor on JUNE 13, 2024. The Ordinance was vetoed by the Mayor on JUNE 18, 2024. Ordinance No. 28 of 2024 was then presented again to City Council on JULY 17, 2024 and the Mayor's veto was overridden in accordance with Section 4-19E of the City Code and N.J.S.A.40:69A-41 and therefore Ordinance No. 28 of 2024 comes effective 20 days from date of override.

Paula Geletei, MMC, CPM
City Clerk

CITY OF ATLANTIC CITY

**ORDINANCE NO. 28 of 2024
INTRODUCED BY ALL COUNCIL**

**AN ORDINANCE AMENDING ORDINANCE NO. 22 OF 2023 LIMITING THE HOURS
OF OPERATION OF CERTAIN RESTAURANTS, RETAIL FOOD ESTABLISHMENTS,
RETAIL SALES AND SERVICE BUSINESSES IN THE CITY OF ATLANTIC CITY**

PASSED SECOND AND FINAL READING: JUNE 12, 2024

**GEORGE CROUCH
JESSE KURTZ
KALEEM SHABAZZ
MUHAMMAD 'ANJUM' ZIA**

**VETOED: JUNE 18, 2024
MARTY SMALL, SR., MAYOR**

RECONSIDERED OVER VETO: JULY 17, 2024

**GEORGE CROUCH
LATOYA DUNSTON
JESSE KURTZ
KALEEM SHABAZZ
GEORGE TIBBITT
MUHAMMAD 'ANJUM' ZIA**

**PAULA GELETEI, MMC, CPM
CITY CLERK**