

AN ORDINANCE AMENDING CHAPTER 52 (ALCOHOLIC BEVERAGES), ARTICLE I (GENERAL PROVISIONS), SECTIONS 52-1 AND 52-6 OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BRIDGEWATER ENTITLED “PURPOSE” AND “CERTAIN SALES PROHIBITED” SO AS TO REMOVE CERTAIN OBSOLETE PROVISIONS

WHEREAS, the Township of Bridgewater had heretofore adopted general provisions for the regulation of the sale of alcoholic beverages consistent with the Alcoholic Beverage Control Act (N.J.S.A. 33:1-1 et seq) and its predecessor statutes, with said provisions codified in Chapter 52 of the Municipal Code of the Township of Bridgewater; and

WHEREAS, certain language contained in in the aforementioned Chapter 52 date from the original New Jersey statute permitting the consumption of alcoholic beverages after the repeal of the 18th Amendment to the United States Constitution in 1933, and certain elements of this language is no longer applicable; and

WHEREAS, it is the desire of the Mayor and Council of the Township of Bridgewater to revise this language to remove any obsolete references; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Bridgewater, in the County of Somerset, State of New Jersey, that Chapter 52, Article I of the Municipal Code of the Township of Bridgewater, County of Somerset, State of New Jersey, is hereby modified through this amendment to Section 52-1 and 52-6 entitled “Purposes” and “Certain Sales Prohibited” so as to remove certain obsolete references.

SECTION I.

Section 52-1 is hereby amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added):

This ~~Part~~ **Section** ~~is for the purpose of regulating~~ **shall regulate** the sale and transportation of alcoholic beverages in the Township of Bridgewater, in the County of Somerset, in accordance with the provisions of the ~~Act of the Legislature entitled "An Act Concerning Alcoholic Beverages," being Chapter 436 of the Laws of 1933, its supplements and amendments,~~ **New Jersey Alcoholic Beverage Control Act (N.J.S.A. 33:1-1 et seq)** and in accordance with the rules and regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control applicable thereto.

SECTION II.

Section 52-6 is hereby amended as follows (struck through portions are to be removed; bolded and underlined portions are to be added):

~~No sales of alcoholic beverages for consumption on the licensed premises shall be made on credit, nor shall sales of any alcoholic beverage be made to any minor, mental defective or habitual drunkard.~~

SECTION III. If any part of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance.

SECTION IV. Should any section, paragraph, sentence, or clause of this ordinance be declared unconstitutional or invalid for any reasons, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect and, to this end, the provisions of this ordinance are hereby declared severable.

SECTION V. This ordinance shall take effect in the time and manner provided by law.

Adopted: January 16, 2020

Effective: February 7, 2020