

**ORDINANCE OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY**

No. MC 3873

Effective Date SEPT. 3, 2024

Dated AUG. 12, 2024

APPROVED AS TO FORM AND LEGALITY ON THE BASIS OF FACTS SET FORTH BY \_\_\_\_\_

*[Signature]*  
Legislative Research Officer

COUNCIL MEMBER VICK presents the following Ordinance SECONDED BEASLEY

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 158 (ALCOHOLIC BEVERAGE CONTROL) OF THE CODE OF THE TOWNSHIP OF IRVINGTON**

WHEREAS, the Irvington Municipal Council serves as the local issuing authority for all ABC Licenses; and

WHEREAS, the Municipal Council, in its capacity as the Alcoholic Control Board for the Township of Irvington, find it prudent and in the public interest to clarify and amend Chapter 158-3, Hours of Sale; and

WHEREAS, no retail licensee for CONSUMPTION (31, 32, or 33) shall sell or serve any alcoholic beverages before 9:00 a.m. and after 2:00 a.m. on Monday, Tuesday, Wednesday, Thursday, Friday or Saturday, nor before 12:00 noon and after 2:00 a.m. on Sunday; and

BE IT RESOLVED, that on New Year's Eve, the licensee may remain open an additional three (3) hours from 2:00 a.m. to 5:00 a.m. Also, please note that the hours mentioned refer to Eastern Standard Time or daylight-saving time, whichever time shall be in effect and shall apply hereto; and

BE IT FURTHER RESOLVED, by A.B.C. Regulation (N.J.A.C. 13:2-38), no retail licensee may sell spirituous liquors in original containers (DISTRIBUTION (44) – PACKAGE GOODS) before 9:00 a.m. and after 10:00 p.m. on any day of the week.

BE IT ORDAINED that all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

BE IT FURTHER ORDAINED that the effective date of this ordinance shall be twenty (20) days after its final passage by the Municipal Council and approved by the Mayor at the time and in the manner provided by law.

**RECORD OF COUNCIL VOTE**

X = Indicates Vote    N.V. = No Vote    A.B. = Absent    X.O.R. = Indicates Vote to Override Veto

COUNCIL MEMBER	YES	NO	N.V.	A.B.	COUNCIL MEMBER	YES	NO	N.V.	A.B.
BROWN				X	DR. HUDLEY, 1 <sup>ST</sup> VICE PRES.	X			
COX	X				VICK	X			
EVANS	X				BEASLEY, PRESIDENT	X			
DR. FREDERIC, 2 <sup>ND</sup> VICE PRES.	X								

Ordinance on First Reading Date JUL 08 2024 Council Adopted on Second Reading Date AUG 12 2024  
 MAYOR \_\_\_\_\_ Date 8/14/2024 Approved  Rejected \_\_\_\_\_  
 Reconsidered by Council - Override Yes \_\_\_\_\_ No \_\_\_\_\_ Date of Override \_\_\_\_\_

COUNCIL PRESIDENT *[Signature]*

I hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Municipal Council. In witness whereof I have hereunto set my hand and the Corporate Seal of the Township of Irvington.

MUNICIPAL CLERK *[Signature]* DATE 8/14/2024



*Township of Irvington, NJ  
Thursday, August 8, 2024*

## Chapter 158. Alcoholic Beverages

### Article I. In General

#### § 158-3. Hours of sale.

[Amended 12-14-1971 by Ord. No. MC 2309; 4-9-1991 by Ord. No. MC 2923; 12-10-1991 by Ord. No. MC 2933; 8-11-1998 by Ord. No. MC 3094; 3-13-2018 by Ord. No. MC 3635; 1-23-2023 by Ord. No. MC 3813]

- A. No retail licensee for Consumption (31, 32 or 33) shall sell or serve any alcoholic beverages before 9:00 a.m. and 2:00 a.m. on Monday, Tuesday, Wednesday, Thursday, Friday or Saturday, nor before 12:00 noon and 2:00 a.m. on Sunday. Further, on New Year' s Eve, the licensee may remain open an additional three hours from 2:00 a.m. to 5:00 a.m. Also, please note that the hours mentioned refer to Eastern Standard Time or daylight saving time, whichever time shall be then in effect and shall apply hereto.
- B. By A.B.C. regulation (N.J.A.C. 13:2-38), no retail licensee may sell spirituous liquors in original containers [Distribution (44) - package goods] before 9:00 a.m. and after 10:00 p.m. on any day of the week.

[1] *Editor's Note: See also § 158-31, Hours of sale.*