## BOROUGH OF WRIGHTSTOWN COUNTY OF BURLINGTON, NEW JERSEY ORDINANCE # 2023-06

# AN ORDINANCE AMENDING THE BOROUGH OF WRIGHTSTOWN CODE, CHAPTER 29, ARTICLE I, SUBCHAPTER 29-3 "LICENSES" TO UPDATE THE FEE SCHEDULE FOR THE ISSUANCE AND ANNUAL RENEWAL FOR CLASS C PLENARY RETAIL CONSUMPTION AND DISTRIBUTION LICENSES

WHEREAS, N.J.S.A. 33:1-12 defines Class C Plenary Retail Consumption and Distribution liquor licenses and provides that the annual fee for a Class C Plenary Retail Consumption liquor license shall be established by ordinance, not less than \$250 and not more than \$2,500; and the annual fee for a Class C Plenary Retail Distribution liquor license shall be established by ordinance, not less than \$125 and not more than \$2,500. The statute further stipulates that no ordinance shall be enacted which shall raise or lower the fee to be charged for this license by more than 20% from that charged in the preceding year, or \$500 whichever is less; and

WHEREAS, Wrightstown Code, Chapter 29. Article I, Subchapter 29-3 "Licenses" provides that the annual fee for a plenary retail consumption license in the Borough shall be \$750; and

WHEREAS, Wrightstown Code, Chapter 29. Article I, Subchapter 29-3 "Licenses" provides that the annual fee for a plenary retail distribution license in the Borough shall be \$750; and

**WHEREAS,** the Borough desires to amend the provision of its code to update the fees for a Class C Plenary Retail Consumption and Distribution liquor licenses based on the provisions of N.J.S.A. 33:1-12.

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Wrightstown, County of Burlington, State of New Jersey that the Code of the Borough of Wrightstown is hereby amended as follows:

**SECTION ONE:** Chapter 29, Article I, Subchapter 29-3 "Licenses," Subsection D, is hereby deleted, amended and replaced as Follows:

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"License fees. The annual fees for the sale or distribution of alcoholic beverages in the borough shall be as follows:

Plenary Retail Consumption License:	
Prior to October 11, 2023	\$720.00
After October 11, 2023	\$864.00
After October 11, 2024	\$1,036.00
After October 11, 2025	\$1,243.00
After October 11, 2026	\$1,491.00
After October 11, 2027	\$1,789.00
After October 11, 2028	\$2,146.00
After October 11, 2029	\$2,500.00

### **Plenary Retail Distribution License:**

Prior to October 11, 2023	\$720.00
After October 11, 2023	\$864.00
After October 11, 2024	\$1,036.00
After October 11, 2025	\$1,243.00
After October 11, 2026	\$1,491.00
After October 11, 2027	\$1,789.00
After October 11, 2028	\$2,146.00
After October 11, 2029	\$2,500.00

**SECTION TWO:** In the event of any amendment to N.J.S.A. 33:1-12 permitting or requiring any revision to the annual fee for a Class C Plenary Retail Consumption and/or Distribution liquor license, this Ordinance shall or may be amended to incorporate the statutory amendment.

**SECTION THREE:** All other Sections of Chapter 29 and Subsection Section 29-3 unaffected by this Ordinance shall remain in full force and effect.

#### **SECTION FOUR:** REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. <u>Repealer</u>. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. <u>Severability</u>. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Borough Council hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Borough to meet the goals of the Ordinance.
- C. <u>Effective Date.</u> This Ordinance shall become effective immediately upon final passage and publication in accordance with law.

#### **NOTICE OF PENDING ORDINANCE**

**PLEASE TAKE NOTICE** that the foregoing Ordinance was introduced by the Borough Council of the Borough of Wrightstown at a meeting on September 13, 2023, and the same was then ordered to be published according to law with a public hearing and a vote scheduled for the meeting of October 11, 2023, beginning at 6:30 p.m. at the Borough Hall, 21 Saylors Pond Road, Wrightstown, New Jersey at which time all interested persons will be heard.

Freda H. Gorman, RMC Municipal Clerk

Introduction/First Reading September 13, 2023 Motion: Mrs. Carroll Second: Mr. Bushnell

#### **Roll Call Vote:**

Ayes: Mr. Bird, Mr. Bushnell, Mrs. Carroll, Mr. Craig, Mrs. Knapp, Mr. Lownds Nays: None Absent: None Abstain: None

#### Second Reading/Public Hearing October 11, 2023

Motion: Mrs. Carroll Second: Mr. Bird

### **Roll Call Vote:**

Ayes: Mr. Bird, Mr. Bushnell, Mrs. Carroll, Mrs. Knapp, Mr. Lownds Nays: None Absent: Mr. Craig Abstain: None

> Donald Cottrell Mayor

## **CERTIFICATION**

The aforementioned Ordinance Number 2023-06 was finally adopted by the Borough Council of the Borough of Wrightstown, County of Burlington, State of New Jersey, after Second Reading and Public Hearing at their Regular Meeting held on October 11, 2023.

Freda H. Gorman, RMC Municipal Clerk

Dated: October 11, 2023

Ord2023-06 Liquor License Fees