

**TOWNSHIP OF JEFFERSON
COUNTY OF MORRIS, NJ**

CONSENT AGENDA RESOLUTION #17-180

**“RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF
PLENARY RETAIL CONSUMPTION LICENSE #1414-33-021-010 AND AUTHORIZING THE
PLACE-TO-PLACE/EXPANSION OF PREMISES TRANSFER OF
400 ROUTE 15 SOUTH, WHARTON (TOWNSHIP OF JEFFERSON), NEW JERSEY”**

WHEREAS, an application has been filed for a **person-to-person transfer of Plenary Retail Consumption License #1414-33-021-010**, heretofore issued to **Espanong Investment Corp.**, no current licensed premises; and

WHEREAS, an application has also been filed for **place-to-place/expansion of premises Plenary Retail Consumption License #1414-33-021-010** for the purpose of the sale, service and storage of alcoholic beverages; and

WHEREAS, the submitted application forms are complete in all respects and the transfer fees have been paid; and

WHEREAS, the applicant, **Texas Smoke Barbeque, LLC** is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Jefferson does hereby approve, **effective June 28, 2017**, the transfer of the aforesaid **Plenary Retail Consumption License #1414-33-021-010**, to **Texas Smoke Barbeque, LLC**, and does hereby direct the Township Clerk to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to **Texas Smoke Barbeque, LLC**, **effective June 28, 2017**”.

BE IT FURTHER RESOLVED that the Township Council of the Township of Jefferson does hereby approve, **effective June 28, 2017**, licensing the premises **located at 400 Route 15 South, Wharton (Township of Jefferson), New Jersey for Plenary Retail Consumption** and to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

BE IT FURTHER RESOLVED that the liquor license shall remain in the possession of the Municipal Clerk until such time as the Township’s Construction Official confirms that the certificate of occupancy has been issued and that the applicant has satisfied all permit requirements for the opening of the establishment and the Township’s Health Officer confirms that the applicants have met all the requirements for the retail food establishment and for the septic system.

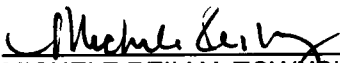
BE IT FURTHER RESOLVED that the following conditions apply:

1. **Outdoor music** is prohibited in any form, whether live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in **after 10:00 pm**.
2. All doors and windows will be **closed at 10:00 pm** when there is indoor music of any kind, live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in.
3. **Port-a-johns** are prohibited on the property.
4. **Seating capacity** including the outside seasonal seating shall be limited as determined by the capacity of the septic system - total of one hundred fifty (**150**) seats.

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- 5. **Consumption or service of food and beverages**, including alcoholic beverages, is limited to the 1st floor and 2nd floor footprint of the building, which includes the outside seasonal seating.
- 6. **Exterior seating** is prohibited beyond the footprint of the building and outside seasonal seating as delineated in the sketch of the licensed premises.
- 7. **Exterior chairs, tents, umbrellas and the like** are prohibited beyond the 1st floor footprint of the building, except such chairs, tables, umbrellas and the like as may be safely and reasonably placed within the outside seasonal seating.
- 8. All **vehicles** owned or operated by patrons must be removed from the premises within **forty-five (45)** minutes of closing.

ATTEST:


 MICHELE REILLY, TOWNSHIP CLERK
 Dated: June 28, 2017

COUNCIL OF THE TOWNSHIP OF JEFFERSON:


 DEBI MERZ, COUNCIL PRESIDENT

CERTIFICATION: I, Michele Reilly, Clerk of the Township of Jefferson, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Jefferson Township Council at a meeting held on June 28, 2017.


 Michele Reilly, RMC, Township Clerk

NAME	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN
Birmingham			X			
Finnegan					X	
Smith	X		X			
Dunham		X	X			
Merz			X			

AFFIDAVIT OF PUBLICATION

Publisher's Fee \$34.32 Affidavit \$35.00

State of New Jersey } **SS.**

Morris County

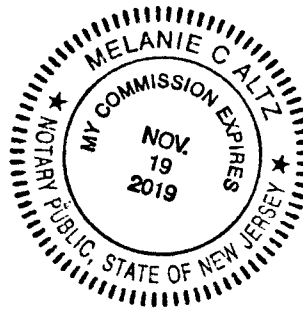
Personally appeared Anna Pugliese

Of the **Daily Record**, a newspaper printed in Freehold, New Jersey and published in Parsippany, in said County and State, and of general circulation in said county, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper 2 times, once in each issue as follows:

06/03/17, 06/10/17 A.D 2017

Melanie C Altz
Notary Public of New Jersey

Ad Number: 0002180314



TOWNSHIP OF JEFFERSON

NOTICE
ALCOHOLIC BEVERAGE
CONTROL

TAKE NOTICE that application has been made to the Township Council of the Township of Jefferson for a place-to-place and/or person-to-person transfer to Texas Smoke Barbecue trading as Texas Smoke Barbecue for premises located at 400 Rt. 15 South, Jefferson, NJ of the plenary retail consumption license 1414-33-021-010 heretofore issued to Valerie J. Johnson-Korn, trading as Espanong Investment Corp. for the premises located at 56 Sandy Point Drive, Lake Hopatcong, NJ 07849. The person(s) who will hold an interest in this license is/are:

Scott Reid

Objections, if any, should be made immediately in writing to Michele Reilly, Township Clerk of the Township of Jefferson, 1033 Weldon Road, Lake Hopatcong, NJ 07849

Texas Smoke Barbecue
(Name of Applicant)
400 Rt. 15 South, Jefferson, NJ
(Address of Applicant)
(\$17.16)