

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

CONSENT AGENDA RESOLUTION #17-191

**“RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSES –
BERKSHIRE VALLEY VENTURES LLC. /VALLEY TAVERN – 1414-33-007-011”**

WHEREAS, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

WHEREAS, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year 2017-2018; and

WHEREAS, a Special Ruling pursuant to the provisions of N.J.S.A. 33:1-12.39 has been received from the Director of the Division of Alcoholic Beverage Control authorizing the municipal issuing authority to consider the application for renewal of the subject license for the 2017-2018 license term.

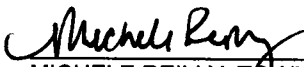
NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2017 to June 30, 2018**:

- Berkshire Valley Ventures LLC (Valley Tavern) Liquor License #1414-33-007-011

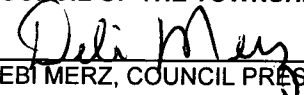
BE IT FURTHER RESOLVED that the following conditions apply:

- 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 thirty-four (34) seats.
- 5. **Consumption or service of food and beverages**, including alcoholic beverages, is limited to the 1st floor footprint of the building, which includes the outside seasonal seating.
- 6. **Exterior seating** is prohibited beyond the 1st floor 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: July 19, 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 July 19, 2017.


Michele Reilly, RMC, Township Clerk

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



STATE OF NEW JERSEY
 DEPARTMENT OF LAW AND PUBLIC SAFETY
 DIVISION OF ALCOHOLIC BEVERAGE CONTROL
 P.O. BOX 087, 140 EAST FRONT STREET
 TRENTON, NJ 08625-0087

**MUNICIPAL ISSUED LICENSE
 RENEWAL APPLICATION**

RETAIL LICENSE RENEWAL APPLICATION FOR 2017-2018 LICENSE TERM

LICENSE NUMBER: 1414-33-007-011
 ISSUING AUTHORITY: Jefferson Township, Morris County N.J.
 LICENSE TYPE: Plenary Retail Consumption
 LICENSE NAME: Berkshire Valley Ventures LLC.
 TRADE NAME(S): Valley Tavern
 LICENSED PREMISES ADDRESS: 5604 Berkshire Valley Road
Oakridge, N.J. 07438
 MAILING ADDRESS (if applicable): 20 Edgewood Road
Lake Hopatcong N.J. 07849

IS THIS LICENSE BEING ACTIVELY USED AT AN ACTUAL PREMISE? YES NO

IF NO, ON WHAT DATE WAS THE LICENSE LAST USED? July 31, 2012

DOES THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS APPLICATION, OR ANY PERSON HAVING A BENEFICIAL INTEREST IN THE LICENSED BUSINESS, HOLD OFFICE IN THE UNIT OF GOVERNMENT ISSUING THE LICENSE? YES NO

IF YES, PLEASE SPECIFY THE FOLLOWING: NAME, TITLE OF OFFICE, AND THE MUNICIPALITY IN WHICH THEY HOLD OFFICE. _____

STATE OF _____)
) SS:
 COUNTY OF _____)

Kevin M. Weyer

PRINT FULL NAME

(INDIVIDUAL LICENSEE, PARTNER, PRESIDENT, VICE PRESIDENT OF CORP. OR MANAGING MEMBER OF LLC) BEING DULY SWORN ACCORDING TO LAW, UPON HIS/HER OATH DEPOSES AND SAYS: (1) INFORMATION CONTAINED ON THIS LICENSE RENEWAL APPLICATION IS CONSISTENT WITH THE MOST COMPLETE FULL APPLICATION ON FILE AS UPDATED OR AMENDED AND, IS TRUE AND COMPLETE. (2) IF THE LICENSEE IS A CORPORATION, LLC OR A PARTNERSHIP, I AM DULY AUTHORIZED TO FILE

Kevin M. Weyer
SIGNATURE

(SIGNATURE OF INDIVIDUAL LICENSEE, PARTNER, PRESIDENT, VICE PRESIDENT OF CORP. OR MANAGING MEMBER OF LLC)

SWORN TO AND SUBSCRIBED BEFORE ME THIS 23 DAY OF June, 2017

Katie A. Skelley
 (SIGNATURE OF NOTARY OR ATTORNEY TAKING OATH)

**KATIE A. SKELLEY
 NOTARY PUBLIC**

AFFIX CORPORATE SEAL

Katie A. Skelley
 (PRINTED NAME AND TITLE OF NOTARY OR ATTORNEY)
 (NOTARY SEAL IF APPLICABLE)

**STATE OF NEW JERSEY
 MY COMMISSION EXPIRES DECEMBER 2, 2021**

*****RESERVED FOR MUNICIPAL USE*****

MUNICIPAL FEE \$ _____ STATE FEE \$ 200.00 DATE FILED: _____
 DATE RENEWAL GRANTED _____ OR DENIED _____

ARE SPECIAL CONDITIONS IMPOSED FOR THE 2017-2018 TERM? YES NO

MUNICIPAL CLERK OR A.B.C. BOARD SECRETARY:
 SIGNATURE _____ DATE _____

NAME OF ISSUING AUTHORITY _____

NOTE: RETAIN A COPY OF THIS APPLICATION FOR YOUR RECORDS AND A COPY FOR THE LICENSEE



If you have a licensee that has transferred their license after December 31, 2016 and you have BOTH a Renewal Clearance in the name of the prior licensee AND an Alcoholic Beverage Retail Licensee Clearance Certificate (Transfer) to the current licensee in your possession, they are in compliance and can be renewed.

Should an active licensee obtain a renewal clearance and the final meeting before July 1, 2017 has passed, they must obtain an ad-interim to get them to the next meeting in order to continue to sell alcohol.

To view the list of licensees in your municipality and those cleared by Taxation, login to your myNJ/GovConnect account at <http://Portal.NJ.Gov> and click the "Annual ABC License Clearance" link located in the GovConnect Links section. Here you will see all licensees that are clear or need to be cleared within your municipality.

NOTE: If you are a Municipal Clerk and Do Not have a User ID & Password for login to the myNJ/GovConnect website: Please email your request for a "GovConnect Authentication Code" to: EGG@dca.state.nj.us

NOTE: If you are a Municipal Clerk and HAVE a User ID & Password and CAN login to myNJ/GovConnect but DO NOT HAVE THE LINK "Annual ABC License Clearance": Please email your request for a "GovConnect Authentication Code" to EGG@dca.state.nj.us

NOTE: If you are an ABC SECRETARY, and do not have access to the listing for your Municipality: Please email ABCclearance.Public@treas.state.nj.us with information to set up your access.

Thank you,

License Verification Unit II
New Jersey Division of Taxation

WARNING: Email received by or sent to Township officials is subject to the Open Public Records Act [OPRA]. This means that absent some specific privilege, all such communications are considered a public record and are subject to publication and/or dissemination to the public upon request.



STATE OF NEW JERSEY
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
P.O. Box 087
TRENTON, NJ 08625-0087
PHONE: (609) 984-2830 FAX: (609) 633-6078
WWW.NJ.GOV/OAG/ABC

CHRIS CHRISTIE
GOVERNOR

KIM GUADAGNO
LT. GOVERNOR

CHRISTOPHER S. PORRINO
ATTORNEY GENERAL

JONATHAN A. ORSEN
ACTING DIRECTOR

June 30, 2017

**RE: SPECIAL RULING TO PERMIT RENEWAL OF INACTIVE
LICENSE PURSUANT TO N.J.S.A. 33:1-12.39
FOR THE 2017-2018 LICENSE TERM(S);
LIC. NO. 1414-33-007-010
LIC. NAME: KEVIN WEYER
Docket No. 6-17-904 Job No. 167986**

Dear Petitioner:

Enclosed please find a Special Ruling to permit consideration of a renewal application for the above-referenced inactive license pursuant to N.J.S.A. 33:1-12.39. As noted in the enclosed document, this Ruling merely determined that good cause exists for the issuing authority to consider your application. It is now within the purview of the local issuing authority to either grant or deny your renewal application in the reasonable exercise of its discretion.

Be advised that if your license is merely inactive and is sited at a premises, in order to activate this license during any of the license terms referenced above, you are required to file an amendment to your license application pursuant to N.J.A.C. 13:2-2.14. To properly file the amendment, pages 1, 2, and 11 of the 12 page license application must be filed with the local issuing authority not more than 10 days prior to, or 10 days after, opening the business. The local issuing authority will then present you with a current license certificate which must be prominently displayed where it can be readily seen by customers. N.J.A.C. 13:2-23.13(a)1.

However, if your license is a "pocket license," (a license not sited at a premises) and you wish to activate your license at a premises during any of the license terms referenced above, you must file a full 12-page application transferring the license from "pocket" status to the intended premises. Please contact your local issuing authority to comply with all requirements regarding the transfer.

I suggest that you contact the local issuing authority immediately to determine what steps are necessary to complete your license application renewal process.

Very truly yours,

Donna Pereksta Luhn
Deputy Attorney General

c: ABC Licensing Bureau
Michele Reilly, Jefferson Township Municipal Clerk



**STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

LIC. NO. 1414-33-007-010

DOCKET NO. 6-17-904

JOB NO. 167986

IN THE MATTER OF THE APPLICATION)
TO PERMIT THE RENEWAL OF AN)
INACTIVE LICENSE PURSUANT TO)
N.J.S.A. 33:1-12.39 FOR THE 2017-2018)
LICENSE TERM(S))
)
)
)
KEVIN WEYER)
_____)

SPECIAL RULING

BY THE DIRECTOR:

The petitioner or licensee has filed a verified petition requesting authorization for the local issuing authority to consider a renewal application for License No. 1414-33-007-010 for the 2017-2018 license term(s) pursuant to the provisions of N.J.S.A. 33:1-12.39.

I have reviewed the petition filed in this matter and have considered all the facts and circumstances related to the inactive status of this license. I find that the petitioner or licensee has established good cause in accordance with the statutory requirements to warrant an application for renewal of the license for the 2017-2018 license term(s).

Accordingly, the municipal issuing authority is hereby authorized to consider the application for renewal of the subject license for the 2017-2018 license term(s) and to thereupon grant or deny said application in the reasonable exercise of its discretion. This authorization does not abrogate the licensee's obligation to timely submit the license renewal application and requisite fees prior to any consideration of renewal, including obtaining a tax clearance.

Please note that the approval granted herein is conditional, and is based upon the representations set forth in the petitioner's notarized letter(s). This approval is subject to review and/or modification should the factual circumstances warrant.



J. WESLEY GEISELMAN
ACTING DEPUTY DIRECTOR

DATED: June 30, 2017



State of New Jersey
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
PO BOX 245
TRENTON, NJ 08695-0245

ALCOHOLIC BEVERAGE RETAIL LICENSEE
CLEARANCE CERTIFICATE
(RENEWAL)

5/10/2017

LIQUOR LICENSE NUMBER: 1414-33-007-010

SALES TAX REGISTRATION NUMBER:

KEVIN WEYER

The Director of the Division of Taxation, in accordance with chapter 161 Laws of N.J. 1995, has reviewed the records of the above holder of a retail alcoholic beverage license. This review shows that the licensee is in compliance with this act.

This certificate indicates the above license holder is in compliance with the above act and the Division of Taxation has no objections to renewal of said license. This certificate does not constitute a waiver of authority to demand resolution of any other deficiencies and delinquencies and shall not prevent further audit or the assessment of additional taxes, penalties, interest or fees as may be provided by law.

NOT TO BE USED FOR TRANSFERS

A handwritten signature in black ink, appearing to read 'John J. Ficara', written over a horizontal line.

John J. Ficara

Acting Director, Division of Taxation



State of New Jersey
DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
April 19, 2017

BERKSHIRE VALLEY VENTURES LLC
20 EDGEWOOD ROAD
LAKE HOPATCONG NJ 07849

ALCOHOLIC BEVERAGE RETAIL LICENSEE
CLEARANCE CERTIFICATE
(TRANSFER)

LIQUOR LICENSE NUMBER : 1414-33-007-010
SALES TAX REGISTRATION NUMBER : I 136-72-3150/000

The Director of the Division of Taxation, in accordance with Chapter 161 Laws of N.J. 1995 and other laws regarding the transfer of liquor licenses as related to the tax statutes of the State of New Jersey, has reviewed the records of the above holder of a retail alcoholic beverage license. This review shows that the licensee is eligible to have the above listed license transferred, hence this certificate for the transfer of the liquor license from **KEVIN M WEYER** to **BERKSHIRE VALLEY VENTURES LLC** is issued.

This certificate does not constitute a waiver of authority to demand resolution of any deficiencies and delinquencies and shall not prevent further audit or the assessment of additional taxes, penalties, interest or fees as may be provided by law.

NOT TO BE USED FOR RENEWAL

Municipal Clerk: **BERKSHIRE VALLEY VENTURES LLC** must match line 2.1 of application.



John J Ficara
Acting Director

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