

**TOWNSHIP OF WARREN
RESOLUTION NO. 2018-186
ISSUING A NEW PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE
AND
APPROVING THE "SITING" OF THE AFORESAID LICENSE**

WHEREAS, the Township of Warren, County of Somerset, determined that it was authorized to issue a new Plenary Retail Distribution License, pursuant to the provisions of *N.J.S.A. 33:1-1, et seq.*; and

WHEREAS, the Township Committee of the Township of Warren, pursuant to the provisions of *N.J.S.A. 33:1-1, et seq.*, to issue a request for bids for plenary retail distribution liquor license, with a minimum bid of \$380,000 was approved by the Township Committee by Resolution 2018- 50 and was advertised on February 8, 2018 and February 22, 2018, in the Echoes Sentinel and the Star Ledge; and

WHEREAS, Qualification applications and bids were received on March 9, 2018; and

WHEREAS, the Qualified Bidders, as specified in Section 5 of Resolution 2018-50, were announced on March 29, 2018 at 10:00 AM; and

WHEREAS, the bid opening was conducted on April 3, 2018 at 10:00 AM; and

WHEREAS, the highest qualified bid, in the amount of \$701,000.00, was submitted by Sharon Fusco; and

WHEREAS, the Township Committee of the Township of Warren, County of Somerset, State of New Jersey, on April 12, 2018, pursuant to Resolution 2018-91, did accept the highest bid of \$701,000.00 from Sharon Fusco in connection with the issuance of a new Plenary Retail Distribution Liquor License, subject to the successful bidder's compliance with the requirements of Sections 9a. through 9g., as detailed in Resolution No. 2018-50; and

WHEREAS, Sharon Fusco submitted a Person-to-Person Transfer Application seeking the issuance of the Plenary Retail Distribution License, for which License a number has not yet been issued; and

WHEREAS, Sharon Fusco submitted a simultaneous Place-To-Place Transfer Application seeking to site the Plenary Retail Distribution License at a premises identified as Suite 101, located at 61C Mountain Boulevard, in the Township of Warren, consistent with the requirements of Resolution 2018-50 and Resolution 2018-91; and

WHEREAS, the submitted Person-To-Person and Place-To-Place Application forms are complete in all respects and the transfer fees have been paid; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by *Title 33, Intoxicating Liquors*, the 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 license business; and

WHEREAS, proper public notice was published by Sharon Fusco and no objections to the issuance of the aforesaid License or the siting of the aforesaid License have been received by the Township Clerk;

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Warren, County of Somerset, State of New Jersey, hereby approves the issuance of a Plenary Retail Distribution License, the license number for which has not yet been assigned, to Sharon Fusco; and

IT IS FURTHER RESOLVED that the Township Clerk, is hereby authorized, in consultation with the New Jersey Division of Alcoholic Beverage Control to issue a License Certificate to Sharon Fusco and to endorse the aforesaid Certificate with the following notation: "This License, subject to all of its terms and conditions, is hereby issued to Sharon Fusco, effective 12:01 A.M., on August 10, 2018;"

IT IS STILL FURTHER RESOLVED that effective 12:01 A.M., on August 10, 2018, the Place-To-Place Transfer of the aforesaid Plenary Retail Distribution License is approved, such that the aforesaid License will be sited at Suite 101, 61C Mountain Boulevard, in the Township of Warren, and the Township Clerk is hereby authorized to endorse the aforesaid License Certificate with the following notation: "This license, subject to all of its terms and conditions, is hereby transferred to premises located Suite 101, 61C Mountain Boulevard, Warren Township, New Jersey;" and

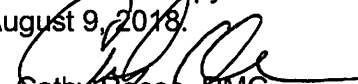
IT IS STILL FURTHER RESOLVED that the Township Committee of the Township of Warren has determined, in the exercise of its sound discretion, as the Issuing Authority to attach the following Special Condition to the License:

The License must be in active use not later than January 1, 2019, consistent with the terms of the qualifying bid submitted by the Licensee. Failure to place the License in active use by January 1, 2019, will constitute a basis for, and will justify, the Issuing Authority not renewing the License beyond the 2018-2019 License Term and to seek revocation of the License.

INTRODUCED	SECONDED	COMMITTEE	AYE	NAY	ABSTAIN	ABSENT
		LAZO	x			
		MARION	x			
	x	GARAFOLA	x			
x		DINARDO	x			
		SORDILLO	x			

CERTIFICATION

I, Cathy Reese, Township Clerk of the Township of Warren, in the County of Somerset, New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted at a meeting of the Township Committee held on August 9, 2018.


 Cathy Reese, RMC
 Township Clerk