

ORDINANCE NO. -2020

AN ORDINANCE OF THE CITY OF MILLVILLE AMENDING CHAPTER 43 (“PARKS AND PUBLIC PROPERTY”) ARTICLE VII (“SPECIAL EVENTS ON PUBLIC LANDS”) SUBSECTION 43-36 (“DEFINITIONS”)

WHEREAS, the Commissioners of the City of Millville, being duly elected by the people as their governing body are tasked with preparing local laws and ordinances; and

WHEREAS, from time to time the governing body shall undertake revisions so that these policies remain up to date (*N.J.S.A. 40:49-4*); and

WHEREAS, procedures for the Parks and Public Property Department are codified in Chapter 43 of the Millville City Code; and

WHEREAS, Millville Commission determines it in the best interest of the City and its citizens to revise Chapter 43. (“Parks and Public Property”) under Article VII (“Special Events on Public Lands”), Subsection 43-36 (“Definitions”) to revise permit requirements; and

NOW THEREFORE, THE BOARD OF COMMISSIONERS OF THE CITY OF MILLVILLE DO ORDAIN:

SECTION 1 – REVISION TO § 43-36:

In regard to § 43-36, under the definition of “Alcoholic Beverage Vendor’s Permit” the words *“A permit issued by the City Clerk to an applicant authorizing the sale of alcoholic beverages at a special event pursuant to these regulations. The applicant must possess a NJABC retail consumption license and either a NJABC catering permit or extension of premises permit for the subject premises and comply with all applicable regulations. A social affair permit for a nonprofit organization is not acceptable.”*, **shall be stricken from the code and replaced with:**

“A permit issued by the City Clerk to an applicant authorizing the sale of alcoholic beverages at a special event pursuant to these regulations. The applicant must possess a permit obtained with the New Jersey Division of Alcoholic Beverage Control for Social Affairs, Catering or Extended Premises and approved by the Chief of Police and City Clerk.”

In regard to § 43-36, under the definition of “Distribution Area” the words *“An area clearly designated for the distribution or sale of alcoholic beverages.”*, **shall be stricken from the code and replaced with:**

“An area clearly designated for the distribution or sale of alcoholic beverages in accordance with New Jersey Division of Alcoholic Beverage Control regulations.”

SECTION 2 - PARTIAL INVALIDITY:

Should any provision of this ordinance be deemed invalid for any reason that invalidity shall not affect the remaining provisions of the ordinance, and the provisions and sections of the ordinance are hereby declared to be severable with respect to their validity.

SECTION 3 – INCONSISTENT ORDINANCE:

All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4 – EFFECTIVE DATE:

This ordinance shall take effect twenty (20) days after publication following final passage, according to law.

FIRST READING: February 4, 2020

Moved By: Cooper
 Seconded By: Udalovas

<u>VOTING</u>	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago				X
W. James Parent	X			
Ashleigh Udalovas	X			
Joseph Pepitone	X			
Bruce Cooper	X			

SECOND READING: February 18, 2020

Moved By:
 Seconded By:

<u>VOTING</u>	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Michael Santiago				
W. James Parent				
Ashleigh Udalovas				
Joseph Pepitone				
Bruce Cooper				

CERTIFICATION

I certify that the foregoing is a true copy of an Ordinance adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on February 18, 2020.

 Jeanne M. Hitchner, City Clerk

<i>PROCEDURE</i>	
Approved on First Reading:	February 4, 2020
Published:	February 8, 2020
Approved on Second Reading:	
Published:	
Effective Date:	