

**AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING BOROUGH CODE CHAPTER 40 ALCOHOLIC BEVERAGES, ARTICLE I ALCOHOLIC BEVERAGE CONTROL, SECTION §40-3 LICENSES, SUBSECTION D LICENSE FEES; MAXIMUM NUMBER, ITEMS (1) (a) (b) (c) TO ESTABLISH THE ANNUAL FEES TO BE CHARGED FOR LIQUOR LICENSES**

**WHEREAS**, N.J.S.A. 33:1-12 of the New Jersey Statutes sets forth that municipalities may charge a license fee for liquor licenses within its jurisdiction; and

**WHEREAS**, Borough Code Chapter 40 Alcoholic Beverages, Article I Alcoholic Beverage Control, Section §40-3 Licenses, Subsection D License Fees; Maximum Number, Items (1) (a) (b) (c) establish the classes of alcoholic beverage licenses and the annual fees to be charged therefor; and

**WHEREAS**, the Mayor and Council for the Borough of Mount Arlington reviewed and determined that the Borough Code fee schedule is outdated and needs to be revised in accordance with N.J.S.A. 33:1-12; and

**THEREFORE, BE IT ORDAINED**, by the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, and the State of New Jersey, that the Borough Code Chapter 40 Alcoholic Beverages, Article I Alcoholic Beverage Control, Section §40-3 Licenses, Subsection D License Fees; Maximum Number, Items (1) (a) (b) (c) is hereby amended and supplemented to read in its entirety as follows:

D. License fees; maximum number.

(1) The classes of licenses to be issued by the Borough and the annual fees for the sale or distribution of alcoholic beverages in the Borough are fixed and classified as follows:

(a) The annual license fee for a Plenary Retail Consumption License (#33 and #36) shall be \$2,500 per annum.

(b) The annual license fee for a Plenary Retail Distribution License (#44) shall be \$2,500 per annum.

(c) The annual license fee for a Club License shall be \$188 per annum.

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies.

**SECTION 3.** If any article, section, subsection, paragraph, phrase, or sentence is for any reason held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed separable.

**SECTION 4.** This Ordinance shall take effect upon final publication as provided by law.

**I HEREBY CERTIFY** this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on April 12, 2016 and will be further considered after a Public Hearing held on May 10, 2016 at the Municipal Building at 10:00 A.M.

INTRODUCED:

PUBLISHED:

ATTEST:



Linda DeSantis, Borough Clerk

BOROUGH OF MOUNT ALRINGTON  
COUNTY OF MORRIS  
STATE OF NEW JERSEY



Michael Stanzilis, Interim Mayor