

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 100 OF THE BOROUGH CODE, "ALCOHOLIC BEVERAGES", SECTION 100-16 HOURS AND DAYS OF THE CODE OF THE BOROUGH OF SPRING LAKE

WHEREAS, Chapter 100, "Alcoholic Beverages" sets forth the regulations within the Borough of Spring Lake regarding the sale and consumption of alcoholic beverages; and

WHEREAS, Section 100-16 specifies the hours and days for sales; and

WHEREAS, sales on Sundays is currently prohibited before 12:00 Noon and a request has been made to amend said time to 9:00 a.m. to allow for the service

NOW, THEREFORE, BE IT HEREBY ORDAINED, by the Mayor and Borough Council of the Borough of Spring Lake, in the County of Monmouth and State of New Jersey, that Chapter 100, "Alcoholic Beverages", "§ 100-16, "License Fees; maximum number" is amended and supplemented with deletions reflected in ~~strikethrough~~ and additions reflected in bold underline as follows:

Section 1.

§ 100-16. Hours and days.

B. Sundays. No **plenary distribution** licensee shall sell, ~~serve,~~ deliver or allow, or permit the sale, service and delivery ~~or consumption~~ of any alcoholic beverage on a Sunday between the hours of 2:00 a.m. and 12:00 noon. **No plenary consumption licensee shall serve or permit consumption of any alcoholic beverage on a Sunday between the hours of 2:00 a.m. and 9:00 a.m. No alcoholic beverages shall be served or consumed in the pool area between the hours of 2:00 a.m. and 11:00 a.m.**

C. New Year's Day. No **plenary distribution** licensee shall sell, ~~serve,~~ deliver or allow, or permit the sale, service or delivery of any alcoholic beverage ~~or allow the consumption of any alcoholic beverage upon the licensed premises~~ on New Year's Day of each year when it is a weekday between the hours of 2:00 a.m. and 6:00 a.m. and when it is a Sunday between the hours of 2:00 a.m. and 12:00 noon. **No plenary consumption licensee shall serve or permit consumption of any alcoholic beverage on a Sunday between the hours of 2:00 a.m. and 9:00 a.m. No alcoholic beverages shall be served or consumed in the pool area between the hours of 2:00 a.m. and 11:00 a.m.**

Section 2.

If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

Section 3.

Any ordinances or parts thereof in conflict with the provisions of the Ordinance are repealed to the extent of such conflict; and

Section 4.

This ordinance shall take effect upon passage and publication in accordance with applicable law.

INTRODUCED: June 28, 2011

ADOPTED: July 12, 2011

APPROVED: 
JENNIFER NAUGHTON, Mayor

Attest:


JANE L. GILLESPIE, Borough Clerk