

TOWNSHIP OF WALL

ORDINANCE NO. 19-2011

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING CHAPTER 62 “ALCOHOLIC BEVERAGES”, OF THE CODE OF THE TOWNSHIP OF WALL PERTAINING TO THE CONSUMPTION OF ALCOHOLIC BEVERAGES IN UNLICENSED PUBLIC PREMISES.

BE IT ORDAINED by the Township Committee of the Township of Wall, in the County of Monmouth and State of New Jersey, as follows:

WHEREAS, Administrator Verruni has recommended an amendment to Section 62-16G(4) of Chapter 62 “Alcoholic Beverages” to allow the outdoor consumption of alcoholic beverages at BYOB establishments in the Township of Wall; and

WHEREAS, the Township Committee concurs with the recommendations of Administrator Verruni and is desirous of amending Chapter 62 to allow the outdoor consumption of alcoholic beverages at BYOB establishments in the Township of Wall.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Wall as follows:

SECTION ONE

Chapter 62-16, Section G(4) of the Code of the Township of Wall is hereby deleted in its entirety and the substitution therefore of the following:

The consumption of alcoholic beverages by patrons may be permitted in fully enclosed indoor dining areas of the premises. Outdoor consumption of alcoholic beverages by patrons may be permitted provided:

- a) The outdoor area is fully enclosed by a permanent structure or fence.
- b) Ingress and egress shall be through the main facility.
- c) If ingress and egress cannot be accommodated through the main facility, then an employee, at least 21 years of age, must be stationed at the outdoor entrance.
- d) The outdoor seating area must have an emergency alarmed exit.

SECTION TWO

If any part of this Ordinance shall be deemed invalid by an administrative agency or court of competent jurisdiction, such decision shall not affect the legality and enforceability of any other provision hereof.

SECTION THREE

All ordinances, policies and or procedures or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency.

SECTION FOUR

This Ordinance shall take effect upon final passage and publication as provided by law.

Motion made by Committee person _____, seconded by Committee person _____ and adopted on roll call by the following vote:

MEMBER	YES	NO	ABSTAIN	ABSENT
Mayor Ann Marie Conte				
Deputy Mayor Jeffrey W. Foster				
Committeeman Clinton C. Hoffman				
Committeeman Todd W. Luttman				
Committeeman George K. Newberry				

NOTICE AND SUMMARY OF ORDINANCE 19-2011

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This Ordinance amends Chapter 62, Section 4 regarding allowing outdoor consumption of alcoholic beverages at BYOB establishments.

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on July 13, 2011, and will further be considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on August 10, 2011, at 7:30 p.m., or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office in the Township of Wall, Town Hall, to the members of the general public who shall request the same or on our website at www.wallnj.com under Legal Notices.

**LORRAINE KUBACZ, R.M.C.
Township Clerk**