

ORDINANCE NO. 2221-14

AN ORDINANCE OF THE CITY OF WOODBURY AMENDING THE CODE OF THE CITY OF WOODBURY AMENDING CHAPTER 55 “ALCOHOLIC BEVERAGES” CREATING SECTION 55-10 “SOCIAL AFFAIRS PERMITS”

NOW, THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Woodbury, Gloucester County and State of New Jersey, that the Chapter 55 “Alcoholic Beverages” of the Code of the City of Woodbury is hereby amended to create a Section 55-10 “Social Affairs Permits” which shall read in its entirety as set forth below:

Chapter 55 Alcoholic Beverages

Subsection 55-10: Social Affairs Permits

- A. Social Affairs Permits may be issued upon application to the Director of the Division of Alcoholic Beverage Control by organizations operating solely for civic, religious, educational, charitable, fraternal, social or recreational purposes and not for private gain subject to the restrictions set forth in *N.J.S.A. 33:1-74* and *N.J.A.C. 13:2-5.1* and as set forth herein with the written approval of the City of Woodbury.
- B. Any organization making application to the Director of the Division of Alcohol Beverage Control for a Social Affairs Permit must file with the City Clerk the entire ABC Social Affairs Permit Application at least 30 days prior to the scheduled event.
- C. Alcohol may not be sold or consumed on City owned property without first obtaining Special Events Permit and complying with the provisions in this Ordinance.
- D. Alcohol may not be sold or consumed on City owned streets, rights-of-way or sidewalks.
- E. In the event an applicant for a Special Events Permit proposes the sale or consumption of alcoholic beverages on City owned property including but not limited to City owned parks, open spaces, recreational facilities, easements, buildings, yards, parking areas, and all other City owned facilities or property the provision set forth in subsections 1 through 7 below, shall apply.
1. Such applicant shall file with the Clerk of the City of Woodbury a Social Affairs Application, which may be obtained from the City Clerk together with a fee of \$50 to cover the cost of the Chief of Police and Administrator’s review of the application. Such fee is in addition to any fees charged by the Director of the Division of Alcoholic Beverage Control and is non-refundable and shall not guarantee the City will consent to any Social Affairs Permit Application.

2. All necessary applications shall be completed in full and filed with the City Clerk at least 30 days prior to the scheduled event.

3. Applicants proposing events involving the sale or consumption of alcoholic beverages on City owned property shall be limited to no more than five (5) events each calendar year, and the events shall in general be supportive of the City's goal of furthering its economic well-being and development.

4. The City reserves the right, at its sole discretion, to deny or rescind permission to conduct events on City property that do not appear to be compliant with the intent of this Ordinance, to at any time add or amend conditions to the use of City owned property deemed reasonably necessary, and to immediately close-down events on City owned property deemed to be willfully non-compliant. Previous non-compliance may be considered adequate reason to deny future events on public property.

5. In addition to a general liability insurance certificate that names the City of Woodbury as an "Additional Insured" and an executed "Hold Harmless" agreement with the City, the organization must purchase "Liquor Liability Insurance" (minimum liability limit \$1,000,000) to cover the event.

6. The organization must provide the name of at least one person who will be TIPS/TAMS certified and will supervise and take responsibility for all pourers/servers at the event and enforce the Dram Shop Act, assuring that no liquor will be sold to minors or to visibly intoxicated persons.

7. Alcohol may be served only in a secured area and an experienced security person must be present at any and all ingress and egress points to assure no minors enter and no alcoholic beverages are permitted to leave the secured area.

F. Social Affairs Permit Applications will be reviewed by the City of Woodbury Chief of Police and City Administrator who shall make recommendation to the City Council as to whether City Council should approve, disapprove, or approve with conditions the Social Affairs Permit Application subject to final approval by the Director of the Division of Alcoholic Beverage Control.

G. The sale of alcohol pursuant to any approved Social Affairs Permit may not commence before 9 a.m. and must cease by 11 p.m.

H. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

I. This Ordinance shall be in full force and effective from and after its adoption and any publication as may be required by law.

THE FOREGOING was introduced by the City Council of the City of Woodbury at a regular meeting held on November 10, 2014. This Ordinance will be considered for adoption at final reading and public hearing to be held on December 2, 2014 at 7:30 p.m. or at such time as may be determined and announced, in City Hall, Council Chambers, 33 Delaware Street, Woodbury, New Jersey, at which time and place all persons interested will be given the opportunity to be heard concerning said Ordinance. During the time prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the City Clerk's Office to the members of the general public who may request same.

CITY OF WOODBURY

By: WILLIAM FLEMING, JR.,
Council President

ATTEST:

ROY A. DUFFIELD, Clerk

Approved:

WILLIAM J. VOLK, Mayor