

**12-07-2020: #3**

**BOROUGH OF DUNELLEN  
MIDDLESEX COUNTY, NEW JERSEY**

**RESOLUTION IN SUPPORT OF NEW JERSEY SENATE BILL NO. S-2964 AND NEW JERSEY ASSEMBLY BILL A-4925 WHICH ESTABLISHES A RESTRICTED ALCOHOLIC BEVERAGE LICENSE THAT ALLOWS THE SALE OF BEER, WINE, AND CIDER BY THE GLASS ON THE PREMISES OF A RESTAURANT WITH A FULL SERVICE KITCHEN.**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:**

**WHEREAS**, the State of New Jersey’s liquor license laws date back to the 1950s and 1960s; and

**WHEREAS**, under current law, a municipality may issue plenary retail consumption licenses until the combined total number in the municipality is fewer than one license for each 3,000 municipal residents and this restriction creates a shortage of these licenses in some municipalities; and

**WHEREAS**, the State of New Jersey’s liquor license laws has caused an extreme supply imbalance that the statewide average cost of an individual liquor license is \$300,000, an exorbitant amount causing an inequitable landscape among current and potential restaurateurs; and

**WHEREAS**, the restaurant liquor license standards of other states in the Northeast region enable restaurateurs to join the market at a significantly lower price point than the State of New Jersey, thus giving them a competitive advantage; and

**WHEREAS**, the COVID-19 pandemic has put additional burden on New Jersey’s small businesses, particularly the restaurant industry; and

**WHEREAS**, Senate Bill No. S-2964 and Assembly Bill No. A-4925, attached hereto, addresses this shortage by allowing a municipality to issue these limited beer, wine, and cider licenses; and

**WHEREAS**, Senate Bill No. S-2964 and Assembly Bill No. A-4925 also allows the licensee to charge a service or corkage fee to patrons who bring their own beer, wine, or cider for consumption on the licensed premises and removes the prohibition on advertising that a restaurant is “BYOB;” and

**WHEREAS**, in addition to other details related to taxation and application, Senate Bill No. S-2964 and Assembly Bill No. A-4925 also provides a tax credit against the corporation

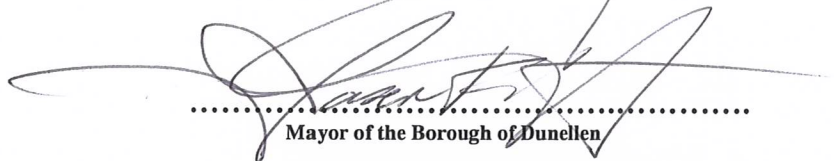
business tax and gross income tax to compensate license holders for the expected loss in value resulting from the creation of the new restricted licenses.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Dunellen, Middlesex County, that it supports S-2964 and A-4925 as a means to address the limited availability of plenary retail consumption licenses and the resulting escalating retail/transactional price associated with the acquisition of such licenses; and

**BE IT FURTHER RESOLVED** that the Clerk be and hereby is authorized to distribute copies of this Resolution to all appropriate officials and agencies including our Legislative Representatives, Senator Vin Gopal, Assemblyman Brian Bergen, the Governor, the Lieutenant Governor and the New Jersey State League of Municipalities.

  
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Clerk of the Borough of Dunellen

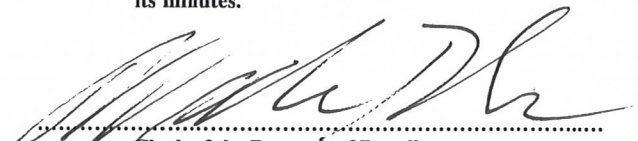
Approved ..... 12/7/2020 .....

  
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Mayor of the Borough of Dunellen

I certify the foregoing to be a true and correct abstract of a resolution regularly passed at a meeting of the Common Council of the Borough of Dunellen, held

..... 12/7/2020 .....

and in that respect a true and correct copy of its minutes.

  
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Clerk of the Borough of Dunellen