

**TOWNSHIP OF ANDOVER
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

ORDINANCE #2023-05

**AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX,
STATE OF NEW JERSEY AMENDING CHAPTER 12 OF THE CODE OF
THE TOWNSHIP OF ANDOVER, NEW JERSEY, ENTITLED "ALCOHOLIC BEVERAGES,"
INCREASING THE FEES FOR LIQUOR LICENSES**

WHEREAS, the Township of Andover issues plenary retail consumption and club liquor licenses on an annual basis to a limited number of establishments ('Liquor License'); and

WHEREAS, the Township charges annual fees for the renewal of these Liquor Licenses ('Annual Fees'), which fees offset, in part, the administrative and enforcement costs incurred by the Township in connection with its Liquor License system ('Administrative Costs'); and

WHEREAS, the Annual Fees were last increased in the year 2003; and

WHEREAS, it has come to the attention of the Andover Township Committee that the Annual Fees, at their current levels, are no longer sufficient to offset the Township's Administrative Costs; and

WHEREAS, pursuant to N.J.S.A. 33:1-12, the Township is permitted to increase its Annual Fees, so long as such increase does not exceed twenty percent ('20%') of the fees for the prior year; and

WHEREAS, the Township Committee finds it reasonable, necessary, and sufficient to increase the Annual Fees by 20%.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Township Committee of the Township of Andover, County of Sussex and State of New Jersey as follows:

[*New fees below are underlined and existing fees marked by strikethrough.]

SECTION 1. § 12 Alcoholic Beverages

(4) is amended to read as follows:

(4) License fees; type and number of licenses.

A. The types of license which shall be issued, annual license fees, and maximum number of licenses for the sale or distribution of alcoholic beverages in the Township shall be as follows:

Class of License Fee	Number of Licenses	*Annual License	
Plenary retail consumption	10	\$597	<u>\$716</u>
Club	2	\$150	<u>\$188</u>

B. The provisions of this section with respect to the limit on the number of licenses shall not apply to the renewal or transfer of licenses presently issued; nor shall this section prohibit the issuance of a new plenary retail consumption license to a person operating a hotel or motel containing at least 100 sleeping rooms. Such a license shall be renewed or transferred only from or to a hotel or motel likewise containing at least 100 sleeping rooms.

SECTION 2. Codification. This Ordinance may be renumbered for codification purposes.

SECTION 3. Inconsistency. All Ordinances of the Township of Andover which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. Partial Invalidity. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 5. Effect Date. This Ordinance shall take effect immediately following adoption and publication as required by law.

NOTICE OF PENDING ORDINANCE

PUBLIC NOTICE is hereby given that the foregoing Ordinance was introduced and passed at first reading at a Regular Meeting of the Township Committee of the Township of Andover held on March 16, 2023. A public hearing regarding same will be held at a hybrid meeting scheduled for April 4, 2023, beginning at 7:00PM, to be held both in person and virtually via Zoom, which details for accessing the meeting are as follows:

Webinar ID: 832 6104 1515

Passcode: 100240

Join Zoom Meeting with browser:

<https://us02web.zoom.us/j/83261041515?pwd=dkkJOGJRMWc5MjUxcE9UWWxadINRdz09>

or

Join Zoom Meeting by Phone:

+ 1 301 715 8592

All persons interested both for and against said ordinance shall be given an opportunity to be heard concerning same.

Patricia L. Bussow, RMC
Administrator/Municipal Clerk