RESOLUTION NO. 2016-

RESOLUTION AUTHORIZING ISSUANCE OF A PLENARY RETAIL CONSUMPTION LICENSE NO. 1306-33-001-010 FOR CHEFS INTERNATIOANL INC. FOR THE PERIOD ENDING JUNE 30, 2017

WHEREAS, application has been made for Plenary Retail Consumption License No. 1306-33-001-010 by Chefs International Inc. for the premises at 713-715 Main Street, 700 Eighth Ave. and 709-711 Main Street; and

WHEREAS, said application is accompanied by reports from Borough Inspection Officials, Chief of Police, Fire Official and Health Officer.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council that a Plenary Retail Consumption License for the period from to July 1, 2016 to June 30, 2017 both dates inclusive, be issued to Chefs International Inc. subject to the Special Condition that no alcoholic beverages shall be sold, served, delivered to, or consumed in, or allowed to be sold, served, delivered to or consumed in the licensed premises during such time as the number of persons listed after the names of the respective following license:

1306-33-001-010- The premises at 713-715 Main St. and 700 Eighth Ave. and for storage in the basement of 700 Eighth Ave. Occupancy limited to One Hundred Forty-Eight (148) persons inside, outside dining area Forty (44) persons. Tavern area at 709-711 Main St. occupancy limited to One Hundred Thirty-Six (136) persons.

WHEREAS, the following conditions are placed on this license:

1. Counting of all those people entering and leaving shall be conducted on Friday, Saturday, or any special promotional night. One mechanical counter will be used for those entering the premises and a separate one will be used for those exiting.

2. It is a requirement that all employees licensed to handle alcoholic beverages undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee.

3. It is a requirement that the appropriate software updates are provided for the scan system.

4. No person shall be allowed to sit, stand or dance on top of the bar.

5. The continued use of Shush Patrols by the licensee from Memorial Day to Labor Day should be continued and coordinated with the Police Dept.

6. The licensee shall maintain a no entry list, which is a list of persons who the licensee does not permit in the establishment.

7. Live Music in the outdoor enclosed bar/dining area will be permitted provided that it

shall be limited to 3 pieces (without heavy percussion) and DJ's (with amplification) and shall conclude by no later than 11:00 pm.

8. The outdoor dining area, including bar shall be enclosed at all times with controlled access points through the restaurant or on 8th Avenue only. The licensee will have posted a minimum of one (1) security personnel outside the entrance on 8th Avenue on Friday and Saturday from 6pm to closing as well as on high volume Holidays/Sundays as needed in coordination with the Belmar Police Department.

9. Unruly Patrons: All personnel responsible for the distribution of alcohol and providing security will be trained in the ServSafe program as well as have knowledge of the local ordinances. When a patron acts in a manner that is violent, abusive, indecent, profane, boisterous, or otherwise disorderly, they will be immediately asked to leave. If a patron refuses, management will notify the Borough of Belmar's Police Department.

10. Intoxicated Patrons**:** All personnel may not sell, dispense, or give away alcohol to any person who is deemed intoxicated. When a customer has been "cut-off", the server will notify the other employees. Management will support the server's decision to terminate service to any customer. The customer will be asked to leave and management will secure a sober driver or provide a taxi service to take the patron home. If the customer refuses, management will notify the Borough Belmar's Police Department with a description of the person and the license plate number of the vehicle, if possible.

11. False IDs: All identification cards used to prove age must be valid (i.e., may not be expired), and must be government issued. If the identification card is expired or appears at all questionable to the employee, the employee shall request a second form of identification. The employee shall make sure that the individual purchasing the liquor resembles the identification card. All employees are encouraged to ask purchasers questions relating to their identification in order to verify the information. If the employee checking an ID has a strong suspicion that an ID is false, altered, or belongs to someone other than the person presenting the ID, he/she shall confiscate the ID and turn it over to management, to be presented to the police.

12. Control/Supervision of Patron under 21 (restaurant applications) Licensee will request proof of age from any customer who appears to be 30 years of age or younger, and will refuse service to any customer who cannot produce adequate ID.

13. Circumstances under which the Police will be called: The police will be called, in a timely manner, any time management or staff has information to believe a crime has been or is about to be committed and/or whenever a threat of or act of violence occurs in the premises or off premises in areas that would be considered in view or earshot of the establishment.

14. Handling of Physical Disturbances, including Fights: Security or management will

ask anyone who is fighting to leave. If necessary, security or management will call the local law enforcement agency for assistance. Licensee will permanently refuse admittance to any chronic problem customer.

BE IT FURTHER RESOLVED that the Borough Clerk be and is authorized to sign and deliver license certificate to said applicant.

offered the above resolution and moved its adoption.

Seconded by and adopted by the following vote:

Councilmembers:	AYES	NAYS	ABSTAIN	ABSENT
Ms. Keown-Blackburn				
Mr. Magovern				
Mr. Brennan				
Mrs. Nicolay				
Mayor Doherty				

Adopted: