

RESOLUTION NO. 2008-662

RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING PERSON TO PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE FROM VITO CARDINALE TO BARNEGAT BREW AND SPIRITS, INC.

WHEREAS, the Township of Barnegat (hereinafter “the Township”), previously issued a new plenary retail consumption license to Vito Cardinale; and

WHEREAS, Mr. Cardinale has paid to the Township \$250,000.00 for the license, pursuant to a prior agreement entered into with the municipality, subsequent to submitting a successful bid in accordance with N.J.S.A. 33:1-19.3 et seq.; and

WHEREAS, Mr. Cardinale has made application with the State of New Jersey Division of Alcoholic Beverage Control (ABC), to have the said license transferred into a separate corporation, i.e., Barnegat Brew and Spirits, Inc., by way of a person-to-person transfer; and

WHEREAS, Mr. Cardinale has fulfilled all of the state and local requirements of the application process for the issuance of the said license; and

WHEREAS, the required criminal background investigation of the entity, Barnegat Brew and Spirits, Inc. has been successfully completed by the Township’s Police Department; and

NOW THEREFORE BE IT RESOLVED, by the governing body of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1. The Township of Barnegat hereby approves the person-to-person transfer of the plenary retail consumption license from Vito Cardinale to “Barnegat Brew and Spirits, Inc.,” respectively, in accordance with the procedures set forth in N.J.S.A. 33:1-19.3 et seq.

2. That a certified copy of this Resolution be provided to the Chief Financial Officer and the State of New Jersey, Division of Alcoholic Beverage Control.

3. That the Township authorizes and directs the Mayor, Township Clerk, and Township Administrator to execute any and all necessary documents in order to implement the intent of this Resolution.

4. That a certified copy of this Resolution shall be forwarded by the Township Clerk to the following:

- (a) Honorable Jeff Melchiondo, Mayor;
- (b) David Breeden, Township Administrator;
- (c) Jerry J. Dasti, Esquire, Township Attorney; and
- (d) Frank J. Mandia, Esquire

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on December 15, 2008, a quorum being present and voting in the majority.

KATHLEEN T. WEST,
Municipal Clerk, Township of Barnegat

Prepared by:

**DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS**
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(ONM/taz[Barnegat Resolutions 2008 –GL#17,165])