

**TOWNSHIP OF MOORESTOWN**

**RESOLUTION NO. 101-2013**

**A RESOLUTION OF THE TOWNSHIP OF MOORESTOWN AUTHORIZING  
THE ISSUANCE OF ONE (1) PLENARY RETAIL CONSUMPTION LICENSE  
FOR THE SALE OF ALCOHOLIC BEVERAGES TO  
EAST GATE ACQUISITION TIC V, LLC**

**Whereas**, by referendum, the citizens of the Township of Moorestown approved the issuance of plenary retail consumption liquor licenses; and

**Whereas**, Title 33 of the New Jersey Statutes, authorizes a municipality to issue a plenary retail consumption liquor license where a municipal Ordinance has created plenary retail consumption liquor licenses; and

**Whereas**, in accordance with the Code of the Township of Moorestown, Chapter 46 (hereinafter the "Code"), the Township has established certain plenary retail consumption licenses and the requirements for such application; and

**Whereas**, an application has been filed for one (1) plenary retail consumption license to initially be issued in pocket to East Gate Acquisition TIC V, LLC (hereinafter "the Applicant") and ultimately sited at premises located at 1598 Nixon Drive, Moorestown Township, New Jersey; and

**Whereas**, the application form has been reviewed by the Township Council; and

**Whereas**, Township Council has determined that the submitted application form is complete in all respects and the license and filing fees have been paid; and

**Whereas**, the Township Council has determined that the Applicant is qualified to be licensed according to all standards and conditions established by Title 33 of the New Jersey Statutes, the regulations promulgated thereunder, as well as the Code; and

**Whereas**, the Applicant has disclosed and the Township reviewed the source of all funds used in the purchase of the licenses and the licensed business and all additional financing obtained in connection with the licensed business; and

**Whereas**, notice of the intent to issue a new license was published by the Applicant twice at least one week apart; and

**Whereas**, there was no written objection received in connection with the application; and

**Whereas**, the Township Council has determined that it is in the best interest of the community that such license be issued, subject to the terms, conditions and restrictions of the Code; and

**Now, Therefore Be It Resolved** by the Council of the Township of Moorestown, in the County of Burlington that:

1. On this 6<sup>th</sup> day of May, 2013, the Moorestown Township Council does hereby approve, effective this date, the issuance of one (1) Plenary Retail Consumption License to East Gate Acquisition TIC V, LLC subject to the terms, conditions and restrictions of the Code.

2. The Clerk of the Township is hereby authorized and directed, in conjunction with a designated representative of the State of New Jersey, Division of Alcoholic Beverage Control, to endorse and issue the license certificate to East Gate Acquisition TIC V, LLC as follows: "This license, subject to all its terms and conditions, is hereby issued to East Gate Acquisition TIC V, LLC effective May 6, 2013."

3. The Township Clerk and Township Chief Financial Officer are hereby authorized to take any and all actions to complete the closing of the issuance of the license with the Applicant.

<u>VOTE:</u>	
JORDAN	YES
CHIACCHIO	YES
GARWOOD	YES
NEWCOMER	YES
NAPOLITANO	YES

Certified to be a true and correct copy of a Resolution adopted by the Moorestown Township Council at a meeting held on May 6, 2013.

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Patricia L. Hunt, RMC  
Township Clerk