

TOWN OF WESTFIELD
RESOLUTION
2013-315

Code Review & Town Property Committee

November 26, 2013

WHEREAS, UT WESTFIELD LLC, 115 Elm Street, Westfield, 07090 has applied to the Town Council of the Town of Westfield for a person-to-person transfer of Plenary Retail Consumption License No.2020-33-028-004 an active license from the present holder of said license, **LAZIO, LLC**; and

WHEREAS, Plenary Retail Consumption License No.2020-33-028-004, was issued pursuant and subject to the provisions of Town Code Section 4-4 which restricts such license for use in the operation of a bona fide restaurant meeting the requirements set forth in Town Code Section 4-4; and

WHEREAS, UT WESTFIELD LLC has advertised such proposed transfer as required by law in *THE WESTFIELD LEADER*, these advertisements appearing on June 20, 2013 and June 27, 2013; and

WHEREAS, the application has been reviewed by the Town Attorney and the Town Council as well as the Department of Law and Public Safety, Division of Alcoholic Beverage Control and the Westfield Police Department prior to the adoption of this Resolution; and

WHEREAS, the Police Department of the Town of Westfield has made a thorough investigation on its own initiative concerning this transfer and the proposed transferees, including the required finger printing; and

WHEREAS, the Town of Westfield finds that for the reasons set forth on the record that the transfer of Plenary Retail Consumption License No. 2020-33-028-004 issued pursuant and subject to the provisions of Town Code Section 4-4, be approved,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The submitted application form is complete in all respects.
2. The applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances, and conditions consistent with Title 33.
3. The applicant has disclosed and the Town has reviewed the source of all funds used in the purchase of the license and the licensed business.
4. That the requested person-to-person transfer from **LAZIO, LLC** to **UT WESTFIELD, LLC** of Plenary Retail Consumption License No. 2020-33-028-004 issued pursuant and subject to the provisions of Town Code Section 4-4, is hereby approved, effective as of November 26, 2013, and does hereby direct the Town Clerk/A.B.C. Board Secretary to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to UT WESTFIELD, LLC effective November 26, 2013."

I, Claire J. Gray, Town Clerk of the Town of Westfield, hereby certify that the within Resolution is a true and exact copy of the Resolution adopted on November 26, 2013 by the Town Council of the Town of Westfield.