

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

Application is made on behalf of: 7

1 = An individual

3 = A Partnership

5 = Incorporated Club

2 = Business Corporation

4 = Unincorporated Club

6 = Limited Partnership

7=LIMITED LIABILITY COMPANY

- 2.1 NAME(S) AS IT DOES OR WILL APPEAR ON THE LICENSE CERTIFICATE (NOTE "TRADE" NAME):  
License may be held by Individual (last name, first, middle initial), Partnership or Corporation.

Seaside Beach Bar, LLC

(Last Name, First, Middle Initial or Corporate Name)

- 2.2 ACTUAL ADDRESS WHERE THE LICENSE IS TO BE USED (SITED PREMISES):

Street Address 2 Boardwalk  
Number Street Name

P.O. Box # \_\_\_\_\_ Municipality Seaside Heights State NJ  
Zip 08751 \_\_\_\_\_ Telephone (\_\_\_\_) \_\_\_\_\_

- 2.3 If no licensed premises exists or if mailing address is different than the "actual address" given above, provide the mail address: (Insert N/A if not applicable).

Street Address 769 Route 9, Suite 1  
Number Street Name

P.O. Box # \_\_\_\_\_ Municipality Bayville State NJ  
Zip 08721 \_\_\_\_\_ Telephone (732) 606-9100

- 2.4 New Jersey Sales Tax Certificate of Authority No. 834137482

- 2.5 TRADE NAME(S) UNDER WHICH BUSINESS IS TO BE CONDUCTED. ALL TRADE NAMES MUST BE LISTED AND REGISTERED WITH THE N.J. SECRETARY OF STATE [if a corporation] OR COUNTY CLERK [if a partnership or sole proprietor]: Seaside Beach Bar

- 2.6 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY ALL APPLICANTS OTHER THAN APPLICANTS FOR A NEW LICENSE:

A. IS THE LICENSE ACTIVELY USED AT AN OPERATING PLACE OF BUSINESS?  
Yes X No

B. IF NO, GIVE THE DATE THE BUSINESS STOPPED OPERATING (OR THE DATE THE LICENSE WAS ORIGINALLY ISSUED IF NEVER SITED AT AN OPERATING BUSINESS):  
09/15/07

C. IF THE LICENSE IS INACTIVE AND THE APPLICATION IS FOR A TRANSFER, WILL THE LICENSE BE USED AT AN OPERATING PLACE OF BUSINESS AFTER APPROVAL?  
Yes X No

- 2.7 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY AN APPLICANT FOR A NEW LICENSE:

A. WILL THE LICENSE BE USED AT AN OPERATING PLACE OF BUSINESS IMMEDIATELY UPON ISSUANCE?  
Yes    No

B. IF NO, PROVIDE ANTICIPATED DATE OF LICENSE ACTIVATION:  
  /  /

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

The following questions identify information about the licensed premises. This describes the area or place which is to be licensed for the sale, service, consumption, delivery, receipt, or storage of alcoholic beverages. If the license is inactive and NOT SITED AT A PLACE OF BUSINESS, answer question 3.1 only, entering N/A for "not applicable." [If you use N/A as a response to questions 3.1, question 2.2 on Page 2 should also be answered N/A].

3.1 HOW MANY SEPARATE BUILDINGS ARE TO BE INCLUDED UNDER THIS LICENSE? 1

If more than one building is to be included under this license, a separate page number three is to be submitted covering each building.

An up-to-date sketch of the entire licensed premises should be submitted for inclusion in the State ABC license file.

3.2 BUILDING NO. 1 OF 1 TO BE LICENSED. Sketch and Rendering Attached3.3 IS THE ENTIRE BUILDING TO BE LICENSED? ☒ Yes ☐ No

If the answer to question 3.3 is "No," specify which floors are to be under license and which ones are not by answering the following questions;

3.4 Basement ☐ Yes ☐ No All of it ☐ Yes ☐ No  
 1st floor ☐ Yes ☐ No All of it ☐ Yes ☐ No  
 2nd floor ☐ Yes ☐ No All of it ☐ Yes ☐ No  
 3rd floor ☐ Yes ☐ No All of it ☐ Yes ☐ No

Specify each additional floor number to be included under this license:

If only part of any floor is to be licensed, attach a more detailed explanation with sketches to clearly delineate licensed from unlicensed areas.

3.5 ARE ANY GROUNDS ADJACENT TO THE BUILDING UNDER LICENSE TO BE INCLUDED AS PART OF THE LICENSED PREMISES?

☒ Yes ☐ No → Outdoor Deck & Back area as noted on attached plans.

3.6 IS THERE ANY UNLICENSED AREA LOCATED BETWEEN BUILDINGS UNDER THIS LICENSE OR BETWEEN LICENSED ADJACENT GROUNDS?

☐ Yes ☒ No

3.7 DOES THE APPLICANT OWN THE BUILDING? ☐ Yes ☒ No

IF "YES", IS THERE A MORTGAGE ON THE BUILDING? ☐ Yes ☐ No

DOES THE APPLICANT LEASE THE BUILDING? ☒ Yes ☐ No

3.8 MORTGAGEE (HOLDER OF MORTGAGE): N/A

(Last Name, First, Middle Initial or Corporate Name)

Street Address

Number

Street Name

P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_

State \_\_\_\_\_

Zip \_\_\_\_\_

3.9 LANDLORD (HOLDER OF LEASE):

Ocean Terrace, LLC

(Last Name, First, Middle Initial or Corporate Name)

Street Address \_\_\_\_\_

769 Route 9, Suite 1

Number

Street Name

P.O. Box # \_\_\_\_\_ Municipality Bayville

State NJ

Zip 08721

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

- 4.1 IS THE NEAREST ENTRANCE OF THE PLACE TO BE LICENSED WITHIN 200 FEET OF THE NEAREST ENTRANCE OF ANY CHURCH OR SCHOOL? ☐ Yes ☒ No

IF ANSWER IS "YES", IS A WAIVER SIGNED BY THE APPROPRIATE OFFICIAL ATTACHED TO THIS APPLICATION? ☐ Yes ☐ No

- 4.2 DOES THE APPLICANT INTEND TO USE ANY VEHICLES FOR TRANSPORT OR DELIVERY OF ALCOHOLIC BEVERAGES? ☐ Yes ☒ No (TRANSIT INSIGNIA IS NECESSARY BEFORE BEVERAGES MAY BE TRANSPORTED.)

- 4.3 HAS THE APPLICANT FILED AN ANNUAL SPECIAL TAX REGISTRATION AND RETURN FORM (TTB F 5630.5) WITH THE BUREAU OF ALCOHOL, TOBACCO AND FIREARMS?

☐ Yes ☒ No Repealed

IF "YES", DATE FILED \_\_\_\_\_

- 4.4 WILL ANY BUSINESS OTHER THAN THE SALE OF ALCOHOLIC BEVERAGES BE CONDUCTED ON THE PREMISES TO BE LICENSED? ☒ Yes ☐ No

IF THE ANSWER IS "YES", INDICATE THE NATURE OF THE BUSINESS AND WHO WILL CONDUCT IT BY RESPONDING TO THE FOLLOWING QUESTIONS:

|                                                     |                                               |                                |
|-----------------------------------------------------|-----------------------------------------------|--------------------------------|
| <input checked="" type="checkbox"/> Restaurant      | <input checked="" type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input checked="" type="checkbox"/> Catering        | <input checked="" type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input type="checkbox"/> Hotel/Motel                | <input type="checkbox"/> Applicant            | <input type="checkbox"/> Other |
| <input type="checkbox"/> Amusements                 | <input type="checkbox"/> Applicant            | <input type="checkbox"/> Other |
| <input type="checkbox"/> N.J. Lottery               | <input type="checkbox"/> Applicant            | <input type="checkbox"/> Other |
| <input type="checkbox"/> Grocery or Delicatessen    | <input type="checkbox"/> Applicant            | <input type="checkbox"/> Other |
| <input checked="" type="checkbox"/> Other (specify) | <input checked="" type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| Entertainment; Pool and Beach Club                  |                                               |                                |

- 4.5 IF SOMEONE OTHER THAN THE APPLICANT WILL OPERATE THE OTHER BUSINESS ON THE LICENSED PREMISES, ANSWER THIS QUESTION. IF THERE IS MORE THAN ONE INDIVIDUAL OR COMPANY, ATTACH A SEPARATE PAGE LISTING THE REQUESTED INFORMATION FOR EACH OPERATOR.

Business to be operated

Name of company/individual

(Last Name, First, Middle Initial or Corporate Name)

Street Address

Number

Street Name

Municipality \_\_\_\_\_ State \_\_\_\_\_

Zip \_\_\_\_\_ - \_\_\_\_\_ NJ State Tax Certificate of Authority No.

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

## ALL APPLICANTS ANSWER THE FOLLOWING

- 5.1 IS THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS APPLICATION A POLICE OFFICER OR HOLD ANY POSITION ENTRUSTED WITH THE ENFORCEMENT OF ANY LAWS CONCERNING ALCOHOLIC BEVERAGES IN ANY MANNER WHATSOEVER?

☐ Yes ☒ No

If the answer is "Yes," complete the following:

Name of individual

Last name

First

Middle Initial

Title of position held

Name of Employing Agency

- 5.2 DOES THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS APPLICATION, OR ANY PERSON HAVING A BENEFICIAL INTEREST IN THE LICENSED BUSINESS HOLD OFFICE IN THE UNIT OF GOVERNMENT ISSUING THE LICENSE? ☐ Yes ☒ No

IF THE ANSWER IS "YES," COMPLETE THE FOLLOWING:

Name of individual

Last name

First

Middle Initial

Title of Office

Municipality

- 5.3 DOES THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS LICENSE APPLICATION, OR ANYONE WITH A BENEFICIAL INTEREST IN THE LICENSED BUSINESS, DIRECTLY OR INDIRECTLY, HAVE ANY INTEREST IN ANY BREWERY, WINERY, DISTILLERY, RECTIFYING AND BLENDING PLANT, IMPORTER OR WHOLESALE ALCOHOLIC BEVERAGE BUSINESS, AS OWNER, PART OWNER, LANDLORD, TENANT, MORTGAGE HOLDER, OR AS A STOCKHOLDER, OFFICER, DIRECTOR, AGENT, EMPLOYEE OR OTHERWISE?

☐ Yes ☒ No

IF THE ANSWER IS "YES," ATTACH AN AFFIDAVIT EXPLAINING THE RELATIONSHIP AND NATURE OF THE INTEREST AND COMPLETE THE FOLLOWING:

A. New Jersey license number, if applicable: \_\_\_\_ - \_\_\_\_ - \_\_\_\_ -

- B. IF THE BUSINESS DOES NOT HOLD A NEW JERSEY LIQUOR LICENSE, ANSWER THE FOLLOWING QUESTIONS:

Name of entity conducting business (Corporation, Partnership or Individual)

(Last Name, First, Middle Initial or Corporate Name)

Street Address

Number

Street Name

P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State \_\_\_\_\_

Zip \_\_\_\_\_

Type of Business

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

## ALL APPLICANTS ANSWER THE FOLLOWING

## 6.1 HAS THE APPLICANT EVER BEEN DENIED A LIQUOR LICENSE IN NEW JERSEY?

☐ Yes ☒ No

IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:

Type of License or Permit Denied: ☐ Retail ☐ Wholesale ☐ Transportation  
☐ Warehouse ☐ Manufacturer

Unit of Government which denied License or Permit:

Date of Denial (approximate if not known) \_\_\_/\_\_\_/\_\_\_

Reason for Denial

## 6.2 HAS ANY CORPORATION, PARTNERSHIP OR INDIVIDUAL MENTIONED IN THIS APPLICATION, OTHER THAN THE APPLICANT BEEN DENIED A LIQUOR LICENSE OR PERMIT?

☐ Yes ☒ No

IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:

Name of Entity

(Last Name, First, Middle Initial or Corporate Name)

Type of License or Permit Denied: ☐ Retail ☐ Wholesale ☐ Transportation  
☐ Warehouse ☐ Manufacturer

Unit of Government which denied License or Permit:

Date of Denial (approximate if not known) \_\_\_/\_\_\_/\_\_\_

Reason for Denial

## 6.3 HAS THE APPLICANT OR ANY OTHER PERSON, CORPORATION OR ENTITY MENTIONED IN THIS LICENSE APPLICATION, OR ANYONE WITH A BENEFICIAL INTEREST IN IT, HAD AN INTEREST IN A NEW JERSEY ALCOHOLIC BEVERAGE LICENSE WHICH WAS SURRENDERED, SUSPENDED OR HAD A PENALTY IMPOSED IN LIEU OF SUSPENSION, NOT RENEWED, REVOKED OR CANCELLED WITHIN THE 10 YEARS PRIOR TO THE DATE OF THIS APPLICATION?

☐ Yes ☒ No

IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:

Name of Individual

Last Name

First

Middle Initial

DATE OF ACTION \_\_\_/\_\_\_/\_\_\_

DOCKET NO.

PENALTY CONSISTED OF:

☐ FINED \$ \_\_\_\_\_ ☐ NOT RENEWED  
(amount)☐ SUSPENDED \_\_\_\_\_ ☐ REVOKED ☐ CANCELLED  
(no. of days)☐ OTHER (explain)

## 6.4 HAS THE APPLICANT OR ANY OTHER PERSON OR CORPORATION MENTIONED IN THIS LICENSE APPLICATION, OR ANYONE WITH A BENEFICIAL INTEREST IN THE BUSINESS UNDER LICENSE OR TO BE LICENSED EVER BEEN CONVICTED OF A CRIMINAL OFFENSE?

☐ Yes ☒ No

## A. IF THE ANSWER IS "YES," ANSWER THE FOLLOWING:

Name of Individual

Last Name

First

Middle Initial

Date of birth \_\_\_/\_\_\_/\_\_\_ Conviction date

State \_\_\_\_\_ Court of Jurisdiction

Description of offense (specific charge)

Disposition (fine, penalty, etc.)

Nature of interest in entity to be licensed

## B. If applicable, provide the date the Director of N.J. Division of Alcoholic Beverage Control issued an order approving or disapproving disqualification removal: \_\_\_/\_\_\_/\_\_\_ (No license may be issued without an order from the Director, Division of Alcoholic Beverage Control, determining no disqualification. (See R.S. 33:1-31.2 and N.J.A.C. 13:2-15)).

Provide Agency Docket No.: [NN]-

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

## ALL APPLICANTS OTHER THAN CLUB LICENSE ANSWER THE FOLLOWING

- 7.1 DOES THE APPLICANT, A MEMBER OF THE APPLICANT'S IMMEDIATE FAMILY (SPOUSE, CHILDREN, PARENTS, IN-LAWS OR SIBLINGS), OR ANY PERSON WITH A BENEFICIAL INTEREST IN THE SUBJECT LICENSE OF THIS APPLICATION, HAVE ANY INTEREST IN ANY OTHER NEW JERSEY ALCOHOLIC BEVERAGE LICENSE?

☒ Yes ☐ No

IF THE ANSWER IS "YES," COMPLETE THE FOLLOWING BY LISTING THE NEW JERSEY LIQUOR LICENSE TWELVE DIGIT NUMBER(S), AND THE NAME(S) OF THE PERSON(S) OR CORPORATION(S) WHO HOLD(S) SUCH INTEREST. USE ADDITIONAL PAGE(S) 7 AS NEEDED.

- A. License number 1507-44-048-004 & 1507-44-056-001

Name Retail, LLC  
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant Son of Applicant is Member

\*\*\*\*\*  
\*

- B. License number 1518-33-002-004

Name Manchester Route 70, LLC  
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant Member of Applicant

\*\*\*\*\*

- C. License number

Name  
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant

\*\*\*\*\*

- 7.2 WOULD ANY PERSON OR CORPORATION NAMED IN THIS APPLICATION FAIL TO QUALIFY FOR OWNERSHIP OF THE LICENSE IF APPLYING AS AN INDIVIDUAL, BECAUSE OF AGE, CRIMINAL CONVICTION, OR PROHIBITED INTERESTS IN OTHER LICENSES?

☐ Yes ☒ No

IF THE ANSWER IF "YES," ANSWER THE FOLLOWING BY INSERTING THE NAME OF THE INDIVIDUAL OR CORPORATION, THE SOCIAL SECURITY NUMBER AND DATE OF BIRTH IF AN INDIVIDUAL. USE ADDITIONAL PAGE(S) 7 AS NEEDED.

Name  
(Last Name, First, Middle Initial or Corporate Name)

Social Security number - - - or

NJ Sales Tax Certificate of Authority No.

Date of birth / /

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

ALL APPLICANTS ANSWER THE FOLLOWING

- 8.1 DOES THE APPLICANT OR ANYONE MENTIONED IN THIS APPLICATION OWE THE STATE OF NEW JERSEY OR THE UNITED STATES ANY LICENSE FEE, PENALTY, INTEREST OR ALCOHOLIC BEVERAGE TAX, WHICH HAS ACCRUED PURSUANT TO THE ALCOHOLIC BEVERAGE TAX LAW, THE ALCOHOLIC BEVERAGE LAW, OR ANY OTHER NEW JERSEY OR FEDERAL LAW?

☐ Yes ☒ No

- 8.2 HAS THE LICENSE BEEN ISSUED, OR IS IT BEING REQUESTED TO BE ISSUED FOR A HOTEL/MOTEL, AS AN EXCEPTION TO THE POPULATION RESTRICTION UNDER THE PROVISIONS OF R.S. 33:1-12.20? ☐ Yes ☒ No

IF THE ANSWER IS "YES," IS IT FOR A HOTEL/MOTEL FACILITY OF 50 OR 100 ROOMS?

CHECK ONE: ☐ 50 ROOMS ☐ 100 ROOMS

- 8.3 HAS THE LICENSE BEEN ISSUED, OR IS IT BEING REQUESTED TO BE ISSUED AS AN EXCEPTION TO THE TWO LICENSE LIMITATION LAW (R.S.33:1-12.32) FOR A HOTEL/MOTEL, RESTAURANT, BOWLING ALLEY OR INTERNATIONAL AIRPORT? ☐ Yes ☒ No

IF THE ANSWER IS "YES," CHECK ONE OF THE FOLLOWING: ☐ HOTEL/MOTEL

☐ RESTAURANT ☐ BOWLING ALLEY ☐ INTERNATIONAL AIRPORT

THE FOLLOWING ARE TO BE ANSWERED WHEN APPLICATION IS FOR A LICENSE TRANSFER.

- 8.4 LICENSE NUMBER SOUGHT TO BE TRANSFERRED 1526-33-018-008

- 8.5 IF THIS IS A REQUEST FOR A PERSON TO PERSON TRANSFER, INSERT NAME(S) OR PERSON (Last Name First), PARTNERSHIP OR CORPORATION CURRENTLY HOLDING THE LICENSE: N/A

Name

(Last Name, First, Middle Initial or Corporate Name)

- 8.6 IF THIS IS A REQUEST FOR A PLACE TO PLACE TRANSFER OF A POCKET LICENSE (NO SITED PREMISES), MARK AN X HERE: ☒

IF THIS IS A REQUEST FOR A PLACE TO PLACE TRANSFER OF A SITED LICENSE, INSERT THE ADDRESS OF THE CURRENT SITE FROM WHICH THE LICENSE IS TO BE TRANSFERRED. N/A

Street Address

Number

Street Name

Municipality \_\_\_\_\_ New Jersey

Zip \_\_\_\_\_

THE FOLLOWING ARE TO BE ANSWERED BY APPLICANTS FOR A NEW LICENSE OR A LICENSE TRANSFER.

- 8.7 INSERT THE ANTICIPATED DATES WHEN PUBLIC NOTICE OF APPLICATION WILL BE PUBLISHED. PUBLICATION MAY NOT BE SOONER THAN THE DATE OF FILING OF THIS APPLICATION.

Date of first notice 12/26/202919

Date of second notice 01/02/2020

- 8.8 NAME OF NEWSPAPER TO PUBLISH NOTICE Asbury Park Press

- 8.9 THE FOLLOWING ARE TO BE ANSWERED BY CORPORATIONS REPORTING A CHANGE OF CORPORATE STRUCTURE WHEREIN A NEW STOCKHOLDER ACQUIRES MORE THAN 1 PERCENT OF THE STOCK OF THE LICENSED COMPANY (ONE PUBLICATION OF NOTICE REQUIRED).

Date of notice \_\_\_\_/\_\_\_\_/\_\_\_\_

Name of newspaper publishing notice

THE FOLLOWING QUESTIONS ARE FOR CLUB LICENSE APPLICANTS ONLY:

- 8.10 HAS THE CLUB BEEN IN ACTIVE OPERATION IN THE STATE OF NEW JERSEY FOR AT LEAST THREE YEARS CONTINUOUSLY IMMEDIATELY PRIOR TO THE SUBMISSION OF ITS APPLICATION FOR A LICENSE?

☐ Yes ☐ No

- 8.11 IS THE APPLICANT A CONSTITUENT UNIT, CHARTERED OR OTHERWISE DULY ENFRANCHISED CHAPTER OR MEMBER CLUB OF A NATIONAL OR STATE ORDER?

☐ Yes ☐ No

- 8.12 HAS THE CLUB HAD EXCLUSIVE POSSESSION AND USE OF CLUB QUARTERS FOR THREE CONTINUOUS YEARS?

☐ Yes ☐ No

- 8.13 DOES THE CLUB HAVE AT LEAST 60 VOTING MEMBERS?

☐ Yes

No

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

## ALL APPLICANTS ANSWER THE FOLLOWING

- 9.1 DOES ANY INDIVIDUAL, PARTNERSHIP, CORPORATION, OR ASSOCIATION OTHER THAN THE APPLICANT HAVE AN INTEREST DIRECTLY OR INDIRECTLY IN THE LICENSE APPLIED FOR OR IS THE STOCK OF ANY STOCKHOLDER HELD IN ESCROW OR PLEDGED IN ANY WAY?

☐ Yes ☒ No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION OR INTEREST. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Name of Individual (Last Name First) or Corporation

\_\_\_\_\_  
(Last Name, First, Middle Initial or Corporate Name)

Social Security number \_\_\_\_ - \_\_\_\_ - \_\_\_\_ or

NJ Sales Tax Certificate of Authority No.

Street Address \_\_\_\_\_

Number \_\_\_\_\_ Street Name \_\_\_\_\_  
P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State NJ  
Zip \_\_\_\_\_

Describe Nature of Interest \_\_\_\_\_

- 9.2 DOES ANY INDIVIDUAL, PARTNERSHIP, CORPORATION, OR ASSOCIATION HOLD ANY CHATTEL MORTGAGE OR CONDITIONAL BILL OF SALE OR OTHER SECURITY INTEREST ON ANY FURNITURE, FIXTURES, GOODS OR EQUIPMENT TO BE USED IN CONNECTION WITH THE BUSINESS TO BE OPERATED UNDER THE LICENSE APPLIED FOR?

☐ Yes ☒ No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION TO BE REPORTED. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Name of Individual (Last Name First) or Corporation

\_\_\_\_\_  
(Last Name, First, Middle Initial or Corporate Name)

Social Security number \_\_\_\_ - \_\_\_\_ - \_\_\_\_ or

NJ Sales Tax Certificate of Authority No.

Street Address \_\_\_\_\_

Number \_\_\_\_\_ Street Name \_\_\_\_\_  
P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State NJ  
Zip \_\_\_\_\_

Describe Nature of Interest \_\_\_\_\_

- 9.3 HAS THE APPLICANT AGREED TO PERMIT ANYONE NOT HAVING AN OWNERSHIP INTEREST IN THE LICENSE TO RECEIVE OR AGREED TO PAY ANYONE (BY WAY OF RENT, SALARY, OR OTHERWISE) ALL OR ANY PERCENTAGE OF THE GROSS RECEIPTS OR NET PROFIT OR INCOME DERIVED FROM THE BUSINESS TO BE CONDUCTED UNDER THE LICENSE APPLIED FOR?

☐ Yes ☒ No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION TO BE REPORTED. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Name of Individual (Last Name First) or Corporation

\_\_\_\_\_  
(Last Name, First, Middle Initial or Corporate Name)

Social Security number \_\_\_\_ - \_\_\_\_ - \_\_\_\_ or

NJ Sales Tax Certificate of Authority No.

Street Address \_\_\_\_\_

Number \_\_\_\_\_ Street Name \_\_\_\_\_  
P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State \_\_\_\_\_  
Zip \_\_\_\_\_  
Describe Nature of Interest \_\_\_\_\_

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

QUESTIONS TO BE ANSWERED BY CORPORATIONS ONLY. ANY CORPORATION THAT IS REPORTED TO HAVE AN INTEREST IN THE BUSINESS TO BE LICENSED, WHETHER THE LICENSEE COMPANY, THE PARENT CORPORATION OF THE LICENSED COMPANY, HOLDING COMPANY, OR OTHERWISE AFFILIATED IN THE CORPORATE CHAIN MUST ANSWER THE FOLLOWING USING SEPARATE PAGE 10 AND 10A FOR EACH CORPORATION. ANSWER QUESTIONS ON BOTH PAGE 10 AND 10A FOR EACH CORPORATION.

10.1 Name of corporation Seaside Beach Bar, LLC  
10.2 Street address of home office 769 Route 9, Suite 1  
Number Street Name  
Municipality Bayville, New Jersey  
Zip 08721

10.3 NJ Sales Tax Certificate of Authority Number 834137482

10.4 IF CORPORATION ADDRESS IN NUMBER 10.2 ABOVE IS OUT OF STATE, REPORT BELOW THE ADDRESS OF ANY OFFICE LOCATION IN NEW JERSEY. INSERT N/A IF NONE. N/A

Street address of home office  
Number Street Name  
Municipality \_\_\_\_\_ New Jersey  
Zip \_\_\_\_\_

10.5 IS THE CORPORATION NOW AN EXISTING, VALID CORPORATION? X Yes \_\_\_ No

10.6 DATE CHARTERED OR INCORPORATED March 26, 2019 STATE NJ

10.7 CERTIFICATE OF INCORPORATION NUMBER 0450364040

10.8 IF NOT INCORPORATED UNDER THE LAWS OF NEW JERSEY, HAS THE CORPORATION RECEIVED AN AUTHORIZATION TO CONDUCT BUSINESS IN NEW JERSEY FROM THE NEW JERSEY OFFICE OF THE SECRETARY OF STATE?

\_\_\_ Yes \_\_\_ No

10.9 HAS THE CORPORATION CHARTER EVER BEEN REVOKED BY THE OFFICE OF THE SECRETARY OF STATE IN NEW JERSEY?

\_\_\_ Yes X No

IF THE ANSWER IS "YES," INSERT THE DATE OF REVOCATION, OR IF SUSPENDED, THE BEGINNING AND ENDING DATE OF THE SUSPENSION:

Date of revocation \_\_\_\_/\_\_\_\_/\_\_\_\_  
Beginning date \_\_\_\_/\_\_\_\_/\_\_\_\_  
Ending date \_\_\_\_/\_\_\_\_/\_\_\_\_

10.10 INSERT THE NAME AND ADDRESS OF REGISTERED OR AUTHORIZED AGENT IN NEW JERSEY UPON WHOM SERVICE OF PROCESS IN ANY PROCEEDINGS AGAINST THE APPLICANT, PURSUANT TO THE NEW JERSEY ALCOHOLIC BEVERAGE LAW, THE ALCOHOLIC BEVERAGE TAX LAW, OR PROCEEDINGS IN A STATE OR U.S. DISTRICT COURT, MAY BE MADE:

Name Mabie III, Benjamin H.  
(Last Name, First, Middle Initial or Corporate Name)

Street Address 769 Route 9  
Number Street Name  
Municipality Bayville State NJ

Zip 08721 Telephone Number (\_\_\_\_\_) \_\_\_\_\_  
Area Exchange Number

10.11 IF THE LICENSED COMPANY IS OWNED BY OTHER CORPORATION(S) OR IN A CORPORATE CHAIN, ATTACH A DIAGRAM DEPICTING THE CORPORATE RELATIONSHIPS AND THE PERCENTAGE OF STOCK INTEREST, IN THE COMPANY TO BE LICENSED, OWNED BY OTHER CORPORATIONS OR OTHER NON-CORPORATE ENTITIES (INDIVIDUALS, PARTNERSHIPS, ASSOCIATIONS).

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008

## ALL APPLICANTS ANSWER THE FOLLOWING [ADD PAGES AS NECESSARY]

SOLE OWNERS AND PARTNERSHIPS: Complete the page in full.

LIMITED PARTNERSHIP: All information about a general partner or partners of a limited partnership must be reported, whether the general partner is an individual or a corporation. A list of the names and addresses of all limited partners must be submitted as an attachment to this application with an identification of the percentage of each limited partner as it relates to total ownership of the business entity to be licensed.

CORPORATIONS: All corporation applicants or licensees and any corporation that has an ownership interest in the corporation under license or to be licensed must have been reported on page 10. Information on this page 10A, will identify all officers, directors, and stockholders holding one percent or more of the shares of the respective company. Club licenses must list names of officers and directors and attach a current membership list.

NAME OF CORPORATION OR CLUB COVERED BY THIS PAGE (COMPLETE ONLY IF APPLICANT OR STOCKHOLDER IS A CORPORATION OR PARTNERSHIP). Seaside Beach Bar, LLC

Name of Individual (last name first), stockholder, partner, officer or director:

|                    |                |                         |
|--------------------|----------------|-------------------------|
| Mable              | Dean           | W                       |
| _____<br>Last Name | _____<br>First | _____<br>Middle Initial |

Home Street Address 782 Route 9  
Number Street Name

P.O. Box # \_\_\_\_\_ Municipality Bayville State NJ

Zip 08721- \_\_\_\_\_

Social Security number \_\_\_\_\_

Date of Birth [REDACTED]

Email dean@themablegroup.com

Office telephone number 732-269-3333  
Area Exchange Number

% of business owned or controlled 100 Number of shares N/A

Check position that applies: ☐ Sole owner ☐ Partner ☐ Stockholder  
☐ President ☐ Vice-President ☐ Secretary ☐ Treasurer ☐ Director  
☐ Trustee ☐ Manager ☐ Agent ☐ Executor/Administrator ☐ Receiver  
☐ Beneficiary ☒ Other (specify) Member

Name of Individual (last name first), stockholder, partner, officer or director:

|                    |                |                         |
|--------------------|----------------|-------------------------|
| _____<br>Last Name | _____<br>First | _____<br>Middle Initial |
|--------------------|----------------|-------------------------|

Home Street Address  
Number Street Name

P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State \_\_\_\_\_

Zip - \_\_\_\_\_

Social Security number \_\_\_\_\_ Date of birth \_\_\_\_\_

Email \_\_\_\_\_

Office telephone number  
Area Exchange Number

% of business owned or controlled \_\_\_\_\_ Number of shares \_\_\_\_\_

Check position that applies: ☐ Sole owner ☐ Partner ☐ Stockholder  
☐ President ☐ Vice-President ☐ Secretary ☐ Treasurer ☐ Director  
☐ Trustee ☐ Manager ☐ Agent ☐ Executor/Administrator ☐ Receiver  
☐ Beneficiary ☐ Other (specify) \_\_\_\_\_

STATE ASSIGNED LICENSE NUMBER 1526-33-018-008 AFFIDAVIT

LICENSE PERIOD  
APPLIED FOR FROM \_\_\_\_\_ TO \_\_\_\_\_ DATE:State of NEW JERSEY )  
 ) SS:  
County of Ocean )

As provided by law (R.S. 33:1-35),

(Check One)

1. The Individual Applicant
2. Member of the Partnership Applicant

3. Dean W. Mable of Seaside Beach Bar, LLC  
(Member) (Company)

consent(s) that the licensed premises and all portions of the building constituting the licensed premises, including all rooms, cellars, closets, out-buildings, passageways, vaults, yards, attics, and every part of the structure of which the licensed premises are a part and all buildings used in connection therewith which are in his/her/their possession or under his/her/their control, may be inspected and searched without warrant at all hours by the Director of the Division of Alcoholic Beverage Control, his or her duly authorized deputies, inspectors, or investigators and all other sworn law enforcement officers, and being duly sworn according to law, upon his/her/their oath(s), depose(s) and say(s) that he/she is (they are) the person(s) duly authorized to sign the application, that in instance of corporate ownership, the signator is authorized by corporate resolution to sign on behalf of the corporations; and that the contents of this application represent complete disclosure of fact, and that the contents of this application are true.

(Signature of Individual Applicant/sole proprietor)

(Corporations Only)  
Attestation by Corporate Secretary

Seaside Beach Bar, LLC

  
 Dean W. Mable- Member

Attest:

Corporate Name \_\_\_\_\_

(Signature of Partner)

Secretary \_\_\_\_\_  
SignatureBy \_\_\_\_\_  
(Signature of Corporate President or Vice President)  
Affix Corporate Seal

(Signature of Partner)

(Signature of Partner)

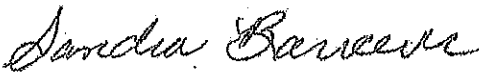
Sworn to and subscribed before me

this 10 day of 12 2019

AFFIDAVIT MUST BE SIGNED HERE \_\_\_\_\_

BY DULY AUTHORIZED NOTARY PUBLIC

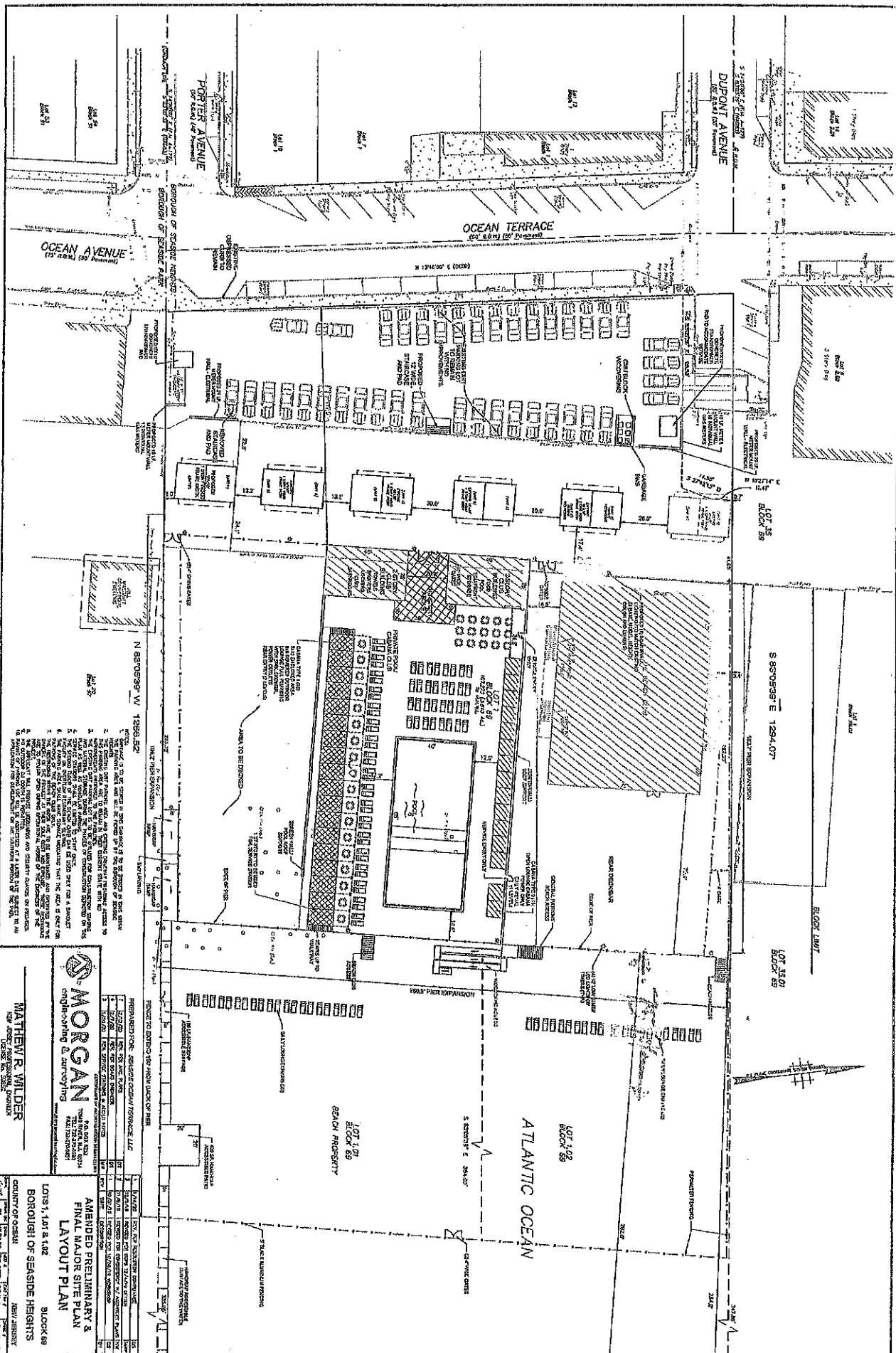
OR AN ATTORNEY AT LAW OF NEW JERSEY \_\_\_\_\_

  
 (Signature of Officer Administering Oath)

(Printed Name of Officer Administering Oath)

(Title of Officer Administering Oath)

Sandra Baricevic  
A Notary Public Of New Jersey  
My commission Expi: 9/10/23  
(Date of Expiration of  
Commission, if applicable)



**MORGAN**  
Engineering & Surveying

**MATTHEW R. WILDER**  
Professional Engineer  
No. 12345

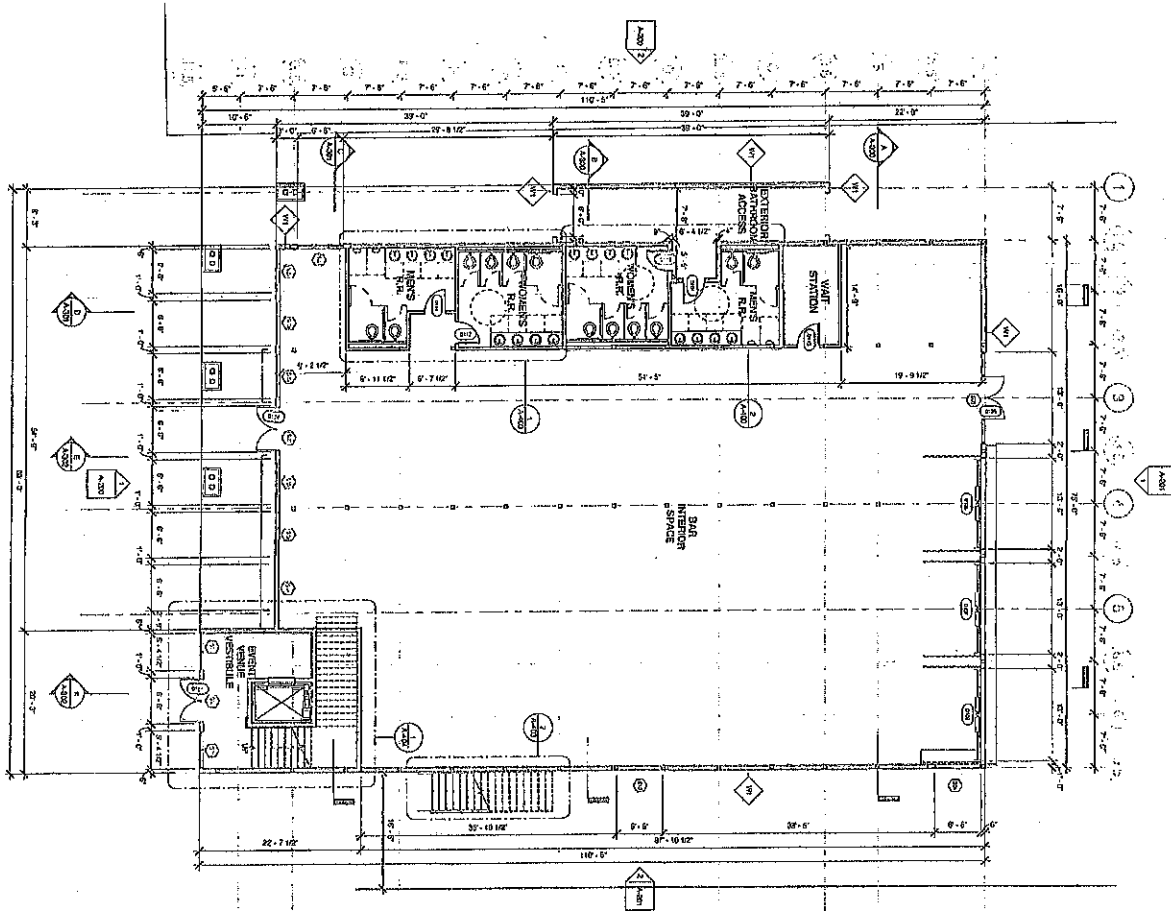
PREPARED FOR: SEASIDE OCEAN TOWNSHIP, LLC  
PROJECT: LOT 1, LOT 2, LOT 3, LOT 4, LOT 5, LOT 6, LOT 7, LOT 8, LOT 9, LOT 10, LOT 11, LOT 12, LOT 13, LOT 14, LOT 15, LOT 16, LOT 17, LOT 18, LOT 19, LOT 20, LOT 21, LOT 22, LOT 23, LOT 24, LOT 25, LOT 26, LOT 27, LOT 28, LOT 29, LOT 30, LOT 31, LOT 32, LOT 33, LOT 34, LOT 35, LOT 36, LOT 37, LOT 38, LOT 39, LOT 40, LOT 41, LOT 42, LOT 43, LOT 44, LOT 45, LOT 46, LOT 47, LOT 48, LOT 49, LOT 50, LOT 51, LOT 52, LOT 53, LOT 54, LOT 55, LOT 56, LOT 57, LOT 58, LOT 59, LOT 60, LOT 61, LOT 62, LOT 63, LOT 64, LOT 65, LOT 66, LOT 67, LOT 68, LOT 69, LOT 70, LOT 71, LOT 72, LOT 73, LOT 74, LOT 75, LOT 76, LOT 77, LOT 78, LOT 79, LOT 80, LOT 81, LOT 82, LOT 83, LOT 84, LOT 85, LOT 86, LOT 87, LOT 88, LOT 89, LOT 90, LOT 91, LOT 92, LOT 93, LOT 94, LOT 95, LOT 96, LOT 97, LOT 98, LOT 99, LOT 100, LOT 101, LOT 102

AMENDED PRELIMINARY & FINAL MAJOR SITE PLAN  
LAYOUT PLAN

LOT 1, LOT 2, LOT 3, LOT 4, LOT 5, LOT 6, LOT 7, LOT 8, LOT 9, LOT 10, LOT 11, LOT 12, LOT 13, LOT 14, LOT 15, LOT 16, LOT 17, LOT 18, LOT 19, LOT 20, LOT 21, LOT 22, LOT 23, LOT 24, LOT 25, LOT 26, LOT 27, LOT 28, LOT 29, LOT 30, LOT 31, LOT 32, LOT 33, LOT 34, LOT 35, LOT 36, LOT 37, LOT 38, LOT 39, LOT 40, LOT 41, LOT 42, LOT 43, LOT 44, LOT 45, LOT 46, LOT 47, LOT 48, LOT 49, LOT 50, LOT 51, LOT 52, LOT 53, LOT 54, LOT 55, LOT 56, LOT 57, LOT 58, LOT 59, LOT 60, LOT 61, LOT 62, LOT 63, LOT 64, LOT 65, LOT 66, LOT 67, LOT 68, LOT 69, LOT 70, LOT 71, LOT 72, LOT 73, LOT 74, LOT 75, LOT 76, LOT 77, LOT 78, LOT 79, LOT 80, LOT 81, LOT 82, LOT 83, LOT 84, LOT 85, LOT 86, LOT 87, LOT 88, LOT 89, LOT 90, LOT 91, LOT 92, LOT 93, LOT 94, LOT 95, LOT 96, LOT 97, LOT 98, LOT 99, LOT 100, LOT 101, LOT 102

BOOROUGH OF SEASIDE HEIGHTS  
COUNTY OF OCEAN  
NEW JERSEY

1 BEACH ST FLOOR PLAN  
1/8" = 1'-0"



**184 FPM**  
A-111

SEASIDE OCEAN TERRACE, LLC  
~ BEACH REVELOPMENT ~

OCEAN TERRACE AND DUPONT AVE.  
SEASIDE HEIGHTS, NJ 08751  
BLOCK 69 LOTS 1, 1.01, 1.02

**modi**  
Marinella Ocean Design Group  
ARCHITECTS  
1000 PARKWAY  
SUITE 100  
SEASIDE HEIGHTS, NJ 08751  
TEL: 732-920-1888  
WWW.MODIARCHITECTS.COM

| NO. | REVISION /        | DATE     | OWNER                      |
|-----|-------------------|----------|----------------------------|
| 1   | ISSUED FOR PERMIT | 07/15/19 | SEASIDE OCEAN TERRACE, LLC |
| 2   | REVISION 1        | 08/01/19 |                            |

PROJECT LOCATION

DATE: 08/01/19

PROJECT: BEACH REVELOPMENT



A-112

## BOROUGH OF SEASIDE HEIGHTS

### NOTICE

#### ALCOHOLIC BEVERAGE CONTROL

PLEASE TAKE NOTICE that application has been made to the Borough of Seaside Heights for a Place-to-Place Transfer of Seaside Beach Bar, LLC, holder of the inactive Plenary Retail Consumption License Number 1526-33-018-008, for the premises located at 2 Boardwalk, Seaside Heights, New Jersey. Plans of the Buildings to be constructed may be examined at the Municipal Offices of the Borough of Seaside Heights, 901 Boulevard, Seaside Heights, NJ 08751 or at the Office of the Director, Division of Alcoholic Beverage Control, 140 East Front Street, Trenton, New Jersey 08625.

The name and address of the individual holding more than 1% of the membership interest of are as follows:

Dean W. Mabie - 782 Route 9, Bayville, New Jersey 08721

Objections, if any, should be made immediately, in writing, to: Diane Stabley, Clerk, Borough of Seaside Heights, 901 Boulevard, Seaside Heights, NJ 08751.

Seaside Beach Bar, LLC  
By: FRANK J. MANDIA, JR., ESQ.  
STONE MANDIA, LLC  
685 Neptune Boulevard  
Neptune, NJ 07754-0846  
(732) 774-0800  
Attorney for Applicant

**ALCOHOLIC BEVERAGE ESTABLISHMENT INVOICE**  
**2019-2020**

732 793  
9100

Trade Name: Seaside Beach Bar, LLC - Pocket

License Number: 1526-33-018-008

Licensed Premises Address: Pocket

Name and Mailing Address of Licensee: Seaside Beach Bar, LLC  
792 Route 9  
Bayville, NJ 08721

Telephone Number(s): [REDACTED] (Dean Mabie)

|                         |               |
|-------------------------|---------------|
| Consumption License Fee | \$2,500.00    |
| Tourist Development Fee | <u>200.00</u> |

Total Due to the Borough of Seaside Heights \$2,700.00

**\*\*Please make your payment of \$200.00 directly to the Division of A.B.C.\*\***

RECEIVED MAY 23 2019  
*cliff*



**State of New Jersey**  
DEPARTMENT OF THE TREASURY  
DIVISION OF TAXATION  
PO BOX 245  
TRENTON, NJ 08695-0245

**ALCOHOLIC BEVERAGE RETAIL LICENSEE**  
**CLEARANCE CERTIFICATE**  
**(RENEWAL)**

5/14/2019

LIQUOR LICENSE NUMBER: 1526-33-018-007

SALES TAX REGISTRATION NUMBER: XXX-XX-5479/000

EXCESS INC

The Director of the Division of Taxation, in accordance with chapter 161 Laws of N.J. 1995, has reviewed the records of the above holder of a retail alcoholic beverage license. This review shows that the licensee is in compliance with this act.

This certificate indicates the above license holder is in compliance with the above act and the Division of Taxation has no objections to renewal of said license. This certificate does not constitute a waiver of authority to demand resolution of any other deficiencies and delinquencies and shall not prevent further audit or the assessment of additional taxes, penalties, interest or fees as may be provided by law.

**NOT TO BE USED FOR TRANSFERS**

A handwritten signature in black ink, appearing to read "John J. Ficara", written over a horizontal line.

John J. Ficara

Acting Director, Division of Taxation

**RESOLUTION NO. 19-162**

**RESOLUTION OF THE BOROUGH OF SEASIDE HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY  
AUTHORIZING THE RENEWAL OF PLENARY RETAIL  
CONSUMPTION LICENSE NO. 1526-33-018-007  
SEASIDE BEACH BAR, LLC IN AN INACTIVE STATE**

**WHEREAS**, Seaside Beach Bar, LLC has made application to renew its liquor license for the fiscal year July 1, 2019 to June 30, 2020 in an inactive state; and

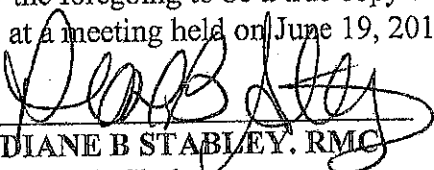
**WHEREAS**, it is determined that the license application for the 2019-2020 renewal period is in proper form and that the license fees have been paid all in accordance with the rules and regulations of the Division of Alcoholic Beverage Control and the Borough of Seaside Heights.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Seaside Heights, County of Ocean, State of New Jersey as follows:

1. That Plenary Retail Consumption License No. 1526-33-018-007 issued to Seaside Beach Bar, LLC is hereby renewed for the license year of July 1, 2019 to June 30, 2020, in an inactive state.

**CERTIFICATION**

I, **DIANE B STABLEY**, Borough Clerk of the Borough of Seaside Heights, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true copy of a resolution adopted by the Mayor and Council at a meeting held on June 19, 2019.

  
**DIANE B STABLEY, RMC**  
Borough Clerk



Division of Alcoholic Beverage Control

ABC Home | Contact ABC |

[Main Menu](#) | [My Profile](#) | [Help Videos](#) | [Sign Out](#)

## Renewal Application - Plenary Retail Consumption License

File Number: 302996 Renewal Term: 07/01/2019 to 06/30/2020  
License Number: 1526-33-018-008  
License Type: Plenary Retail Consumption License  
Licensee: SEASIDE BEACH BAR LLC  
Legal Entity (Licensee)  
769 ROUTE 9 SUITE 1 BAYVILLE, NJ 08721 USA  
Establishment: ABC POCKET LICENSE

### WARNINGS:

| Warning Type | Start Date  | End Date     |
|--------------|-------------|--------------|
| 12.39REQD    | Jul 1, 2020 | mmm dd, yyyy |

### QUESTIONS

| Question                                                                                                                                                                                                                                                                                                                                                                                                                                         | Response                                                      |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------|
| 1: Is the license being actively used at an actual premise?<br>If no, on what date was the license last used?<br>Sep 15, 2007                                                                                                                                                                                                                                                                                                                    | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| 2: Does the licensee, applicant or any other person mentioned in this application, or any person having a beneficial interest in the licensed business, hold office in the unit of government issuing the license? This includes Mayors, Council Members or ABC Boards that have authority to issue, transfer, or renew this license by resolution.                                                                                              | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| 3: Is the license directly or indirectly subject to any pledge, lien, levy, attachment, right of execution, seizure for debts, reversion, encumbrance, right of first refusal, buy-back, security interest, non-governmental, restraint regarding its location, or any other device (regardless of name) that limits the licensee's control over the license in any way or is the stock of any stockholder held in escrow or pledged in any way? | <input type="radio"/> Yes <input checked="" type="radio"/> No |
| 4: During the last license term, was the licensee a defendant in a dram shop lawsuit or a lawsuit alleging that the licensee served alcohol to a visibly intoxicated person?                                                                                                                                                                                                                                                                     | <input type="radio"/> Yes <input checked="" type="radio"/> No |

### CHECKLIST

| Completed?                          | Description                                                                                             | Mandatory? |
|-------------------------------------|---------------------------------------------------------------------------------------------------------|------------|
| <input checked="" type="checkbox"/> | If applicable, verify the licensee has paid municipal fees.                                             | Yes        |
| <input checked="" type="checkbox"/> | If applicable, verify the licensee has received tax clearance from the New Jersey Division of Taxation. | Yes        |
| <input checked="" type="checkbox"/> | Please upload the approved municipal resolution, renewing this license for the new license term.        | Yes        |

### COMMENTS:

### UPLOADED DOCUMENTS

#### Upload File

| Description | File Name                        | Uploaded Date |
|-------------|----------------------------------|---------------|
| renewal     | Res 19-162 Seaside Beach Bar.pdf | Jun 20, 2019  |



Does the resolution include Special Conditions?

☐ Yes

☒ No

This License Expires: 06/30/2020



# State of New Jersey

Department of Law and Public Safety  
Division of Alcoholic Beverage Control

2019 - 2020

26 - SEASIDE HEIGHTS BOROUGH  
15 - OCEAN COUNTY

Pursuant to Title 33 of the New Jersey Statutes, A PLENARY RETAIL CONSUMPTION LICENSE

Is Hereby Granted To SEASIDE BEACH BAR LLC

License Number: 1526-33-018-008

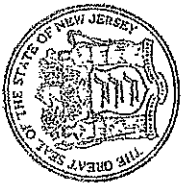
This license confers all rights and privileges pertaining thereto, as set forth in Title 33 of the New Jersey Statutes, and any amendments thereof and supplements thereto, and is expressly subject to the terms, provisions, limitations, requirements and conditions set forth therein and any rules and regulations promulgated heretofore and hereafter by the Director of the Division of Alcoholic Beverage Control pursuant to Title 33 of the New Jersey Statutes. The license is further subject to the provisions of all municipal ordinances and/or resolutions pertaining thereto which have been or shall have been duly enacted under law.

Effective Date: 07/01/2019

Fee Paid \$200.00

Attest: 26 - SEASIDE HEIGHTS BOROUGH

This License Expires: 06/30/2020



# State of New Jersey

Department of Law and Public Safety  
Division of Alcoholic Beverage Control

2019 - 2020

26 - SEASIDE HEIGHTS BOROUGH  
15 - OCEAN COUNTY

Pursuant to Title 33 of the New Jersey Statutes, A PLEINARY RETAIL CONSUMPTION LICENSE

Is Hereby Granted To SEASIDE BEACH BAR LLC

License Number: 1526-33-018-008

This license confers all rights and privileges pertaining thereto, as set further in Title 33 of the New Jersey Statutes, and any amendments thereof and supplements thereto, and is expressly subject to the terms, provisions, limitations, requirements and conditions set forth therein and any rules and regulations promulgated heretofore and hereafter by the Director of the Division of Alcoholic Beverage Control pursuant to Title 33 of the New Jersey Statutes. The license is further subject to the provisions of all municipal ordinances and/or resolutions pertaining thereto which have been or shall have been duly enacted under law.

Effective Date: 07/01/2019

Fee Paid \$200.00

Attest: 26 - SEASIDE HEIGHTS BOROUGH

*[Signature]*

The License, subject to all of its terms and conditions is hereby transferred, effective 6/17/2020, from pocket to 2 Boardwalk, 7/2/2020

Division of

# ALCOHOLIC BEVERAGE CONTROL

140 East Front Street, P.O. Box 087

Trenton, New Jersey 08625-0087

## APPLICATION FOR RETAIL ALCOHOLIC BEVERAGE LICENSE

Applicants should complete the application in full. Where a question is not applicable, please enter the letters "N/A". Where additional pages are necessary, you may photocopy any part of this application. A complete application is required whenever any of the following is requested:

New License

Person-to-Person Transfer

Place-to-Place Transfer (incl. expansion of premises)

Partnership changes (except Limited Partnerships)

Change of Corporate Structure (of more than 33 1/3% interest)

Extension to Administrator, Executor, Receiver, Trustee in Bankruptcy

License Renewal (unless an alternate application is provided by the Division of ABC)

When required by the Division of the Local Issuing Authority

If you are reporting a change in facts about your license, which does not involve one of the above transactions, complete Page 1 and any page[s] of the application on which information to be changed appears. You must also complete a Certification Page.

The original and two copies of the completed application, or pages reporting changes, should be submitted to the MUNICIPAL CLERK OR BOARD OF ALCOHOLIC BEVERAGE CONTROL SECRETARY of the Municipality which will act on the request. It is the responsibility of the applicant to provide the required copies of the license application. One copy of the application should be returned to the applicant by the Municipality. It should be maintained with other records and available for inspection on the licensed premises.

All fees are to accompany the application at the time of filing with the local issuing authority. A \$100.00 filing fee, in the form of CERTIFIED CHECK or MONEY ORDER -- payable to the Division of Alcoholic Beverage Control -- should accompany all applications for New Licenses, License Transfers or License Renewals. Local licensing fees are established by the Local Issuing Authority; consult the Municipal Clerk or ABC Board Secretary for information in this regard.

TR#:

FEE:

DATE:

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Action ID Code

[[[ ]]]  
A W D U

RETAIL LIQUOR LICENSE APPLICATION

STATE ASSIGNED LICENSE NUMBER

1526-33-018-008

(For DIVISION use only)

DATE APPLICATION FILED:

\_\_\_/\_\_\_/\_\_\_

CODE TYPE OF LICENSE (CHECK ONE)  
CLASS C LICENSES [R.S. 33:1-12]

THIS APPLICATION IS FOR:

- 31 \_\_\_ Club  
32 \_\_\_ Plenary Retail Consumption  
w/Broad Package Privilege  
33 X Plenary Retail Consumption  
36 \_\_\_ Plenary Retail Consumption  
(Hotel/Motel Exception)  
37 \_\_\_ Plenary Retail Consumption  
(Theatre Exception)  
35 \_\_\_ Seasonal Retail Consumption  
(November 15 through April 30)  
34 \_\_\_ Seasonal Retail Consumption  
(May 1 through Nov. 14)  
44 \_\_\_ Plenary Retail Distribution  
43 \_\_\_ Limited Retail Distribution

- \_\_\_ A New License  
\_\_\_ Person to Person Transfer  
(Incl. Partnership change, except Ltd. Partnership)  
\_\_\_ Place to Place Transfer  
(including expansion of premises)  
\_\_\_ Change of Corporate Structure  
\_\_\_ Extension of License (To Executor,  
Receiver, Administrator, etc.)  
\_\_\_ Renewal of License  
\_\_\_ Amendment of Application on File  
X Other ACTIVATION

Seaside Beach Bar, LLC  
2 Boardwalk  
Seaside Heights, NJ 0951

OTHER

- 14 \_\_\_ Annual State Permit  
(R.S. 33:1-42, NJAC 13:2-52)

This Area is Reserved for Municipal Use

Municipal Fee \$ \_\_\_\_\_

Effective Date \_\_\_/\_\_\_/\_\_\_  
(As Stated in Resolution. Date of resolution unless otherwise established.)

State Fee \$ \_\_\_\_\_

Date Denied \_\_\_/\_\_\_/\_\_\_  
(As Stated in Resolution)

Refund Amount \$ \_\_\_\_\_

Special Conditions Attached: \_\_\_ Yes \_\_\_ No

Type of Print Name (Last name, first, middle initial) of Municipal Clerk or ABC Secretary

Signature of Municipal Clerk or ABC Secretary

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER **1526-33-018-008**

Application is made on behalf of: 7

1 = An individual

3 = A Partnership

5 = Incorporated Club

2 = Business Corporation

4 = Unincorporated Club

6 = Limited Partnership

7=LIMITED LIABILITY COMPANY

- 2.1 NAME(S) AS IT DOES OR WILL APPEAR ON THE LICENSE CERTIFICATE (NOTE "TRADE" NAME):  
License may be held by individual (last name, first, middle initial), Partnership or Corporation.

**Seaside Beach Bar, LLC**

(Last Name, First, Middle Initial or Corporate Name)

- 2.2 ACTUAL ADDRESS WHERE THE LICENSE IS TO BE USED (SITED PREMISES):  
Street Address 2 Boardwalk

Number Street Name

P.O. Box # \_\_\_\_\_

Municipality Seaside HeightsState NJZip 08751

Telephone ( ) - -

- 2.3 If no licensed premises exists or if mailing address is different than the "actual address" given above, provide the mail address: (Insert N/A if not applicable).

Street Address 769 Route 9, Suite 1

Number Street Name

P.O. Box # \_\_\_\_\_

Municipality BayvilleState NJZip 08721Telephone                     

- 2.4 New Jersey Sales Tax Certificate of Authority No. **834137482**

- 2.5 TRADE NAME(S) UNDER WHICH BUSINESS IS TO BE CONDUCTED. ALL TRADE NAMES MUST BE LISTED AND REGISTERED WITH THE N.J. SECRETARY OF STATE [if a corporation] OR COUNTY CLERK [if a partnership or sole proprietor]: **Seaside Beach Bar**

- 2.6 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY ALL APPLICANTS OTHER THAN APPLICANTS FOR A NEW LICENSE:

A. IS THE LICENSE ACTIVELY USED AT AN OPERATING PLACE OF BUSINESS?  
X Yes      No

B. IF NO, GIVE THE DATE THE BUSINESS STOPPED OPERATING (OR THE DATE THE LICENSE WAS ORIGINALLY ISSUED IF NEVER SITED AT AN OPERATING BUSINESS):

C. IF THE LICENSE IS INACTIVE AND THE APPLICATION IS FOR A TRANSFER, WILL THE LICENSE BE USED AT AN OPERATING PLACE OF BUSINESS AFTER APPROVAL?  
     Yes      No

- 2.7 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY AN APPLICANT FOR A NEW LICENSE:

A. WILL THE LICENSE BE USED AT AN OPERATING PLACE OF BUSINESS IMMEDIATELY UPON ISSUANCE?  
     Yes      No

B. IF NO, PROVIDE ANTICIPATED DATE OF LICENSE ACTIVATION:  
    /    /

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER **1526-33-018-008** AFFIDAVITLICENSE PERIOD  
APPLIED FOR FROM 2019 TO 2020 DATE:State of NEW JERSEY )  
 ) SS:  
County of Ocean )  
 )

As provided by law (R.S. 33:1-35),

(Check One)

1. The Individual Applicant
2. Member of the Partnership Applicant

3. **Dean W. Mabie** of **Seaside Beach Bar, LLC**  
(Member) (Company)

consent(s) that the licensed premises and all portions of the building constituting the licensed premises, including all rooms, cellars, closets, out-buildings, passageways, vaults, yards, attics, and every part of the structure of which the licensed premises are a part and all buildings used in connection therewith which are in his/her/their possession or under his/her/their control, may be inspected and searched without warrant at all hours by the Director of the Division of Alcoholic Beverage Control, his or her duly authorized deputies, inspectors, or investigators and all other sworn law enforcement officers, and being duly sworn according to law, upon his/her/their oath(s), depose(s) and say(s) that he/she is (they are) the person(s) duly authorized to sign the application, that in instance of corporate ownership, the signator is authorized by corporate resolution to sign on behalf of the corporations; and that the contents of this application represent complete disclosure of fact, and that the contents of this application are true.

(Signature of Individual Applicant/sole proprietor)

(Corporations Only)  
Attestation by Corporate Secretary

Seaside Beach Bar, LLC

  
 \_\_\_\_\_  
 Dean W. Mabie- Member

(Signature of Partner)

Attest:

\_\_\_\_\_  
Corporate NameSecretary \_\_\_\_\_  
SignatureBy \_\_\_\_\_  
(Signature of Corporate President or Vice President)  
Affix Corporate Seal

(Signature of Partner)

(Signature of Partner)

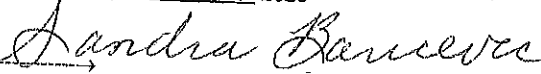
Sworn to and subscribed before me

this 25 day of June 2020

AFFIDAVIT MUST BE SIGNED HERE \_\_\_\_\_

BY DULY AUTHORIZED NOTARY PUBLIC

OR AN ATTORNEY AT LAW OF NEW JERSEY \_\_\_\_\_

  
 \_\_\_\_\_  
 (Signature of Officer Administering Oath)

(Printed Name of Officer Administering Oath)

(Title of Officer Administering Oath)

**Sandra Baricevic**  
**A Notary Public Of New Jersey**  
 My commission Expi 9/10/23

(Date of Expiration of  
Commission, if applicable)

**ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI, P.A.**

150 Airport Road, Suite 600

Lakewood, NJ 08701

(732) 363-0777

Attorneys for Plaintiff, Borough of Seaside Heights

**ROBIN LA BUE, ESQ. ATTY ID# 021872009**

**BOROUGH OF SEASIDE HEIGHTS**

Plaintiff,

**V.**

**SEASIDE OCEAN TERRACE, LLC,  
BELLE FREEMAN PROPERTIES, LLC  
and LAND USE BOARD OF THE  
BOROUGH OF SEASIDE HEIGHTS.**

Defendants.

**SUPERIOR COURT OF NEW  
JERSEY  
OCEAN COUNTY  
LAW DIVISION**

**DOCKET NO.: OCN-L- -20**

**VERIFIED COMPLAINT  
IN LIEU OF  
PREROGATIVE WRITS**

The Borough of Seaside Heights (the "Borough"), a municipal corporation of the State of New Jersey, with its principal place of business located at 901 Boulevard, Seaside Heights, by way of Verified Complaint against the defendants says:

1. The Plaintiff, Borough of Seaside Heights, is a municipal corporation of the State of New Jersey, and an interested party pertaining to the grant of approval by the Defendant Land Use Board to the Defendant applicant as set forth in this complaint.

2. Defendant Seaside Ocean Terrace, LLC (hereinafter, "Applicant"), with an address of 789 Route 9, Bayville, New Jersey is the contract purchaser of the Subject Property, known as Block 69 Lots 1, 1.01 and 1.02 in the Borough of Seaside Heights, and is the applicant for Site Plan Approval with variance relief from the Defendant Land Use Board.

**nmshic**

Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.C.  
ATTORNEYS AT LAW

150 Airport Road  
Suite 600  
Lakewood, NJ 08701

o: 732.363.0777  
f: 732.905.6555

3. Defendant Belle Freeman Properties, LLC, with an address of PO Box 220, Seaside Heights, New Jersey is the owner of the Subject Property, known as Block 69 Lots 1, 1.01 and 1.02 in the Borough of Seaside Heights.

4. Defendant Borough of Seaside Heights Land Use Board (hereinafter "Land Use Board") is a municipal agency exercising quasi-judicial powers and established pursuant to N.J.S.A. 40:55D-1 et seq., (the Municipal Land Use Law), having offices at 901 Boulevard, Seaside Heights. The Land Use Board is a joint board, exercising all of the powers of the Planning and Zoning Boards for the Borough, as authorized under N.J.S.A. 40:55D-25c.

5. The applicant received site plan approval on March 28, 2018 for boardwalk kiosks, a restaurant, an inground pool, a 7,500 square foot beach bar, cabanas, club buildings and a banquet facility. The applicant did not seek variance relief, nor was the applicant notified by representatives of the Land Use Board that variance relief was required by the application. See Resolution 2018-08, attached hereto as Exhibit A.

6. In 2019, the applicant submitted an application for an amendment of that Site Plan Approval, seeking an elimination of the temporary restaurant approved in the first Phase of development and designating one of the kiosks as a bathroom, relocating the cabanas to surround the pool, relocate and shrink the pool, and add a second story to several of the cabanas and the club support buildings. The applicant also sought a parking variance to permit 40 spaces where 198 are required and a setback variance for 0 feet where 10 are required for a kiosk. The relief was granted via Resolution 2020-05, attached hereto as Exhibit B, on January 29, 2020.

7. The applicant describes the plan as three separate and distinct uses: a restaurant, a "pool club" and the beach, which includes private beach badges and lifeguards.

8. The restaurant building is approximately 8,250 square feet.

**rmishic**

Rothstein, Mandell, Suchm,  
Halm & Cipriani, P.C.  
ATTORNEYS AT LAW

150 Airport Road  
Suite 600  
Lakewood, NJ 08701

o: 732.363.0777  
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9. The beach areas is comprised of 42,150 square feet, which the applicant proposes to include under their alcoholic beverage license.

10. The entire facility was represented of having a capacity of 750 customers, 175 of which would be for the restaurant. The remaining 575 capacity for the outdoor decks, the pool club and the banquet facility, with calculated capacity of 200 persons.

11. The applicant testified that they would sell memberships to the pool club, and a seasonal cabana rental.

12. The subject property is located within the Resort Recreational Zone in the Borough of Seaside Heights.

13. The Resort Recreational Zone, Seaside Heights Borough Code §246-40 (A)(6) permits restaurants, and taverns and bars which have restaurant facilities on-premises and whose primary purpose is to regularly and principally provide restaurant meals to the public as an integral part of their operation, and nightclubs with dancing and entertainment, but only as an incidental part of the restaurant operation.

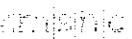
COUNT 1

14. Plaintiff repeats the allegations as set forth in paragraphs 1-13 as if the same were set forth at length herein.

15. The applicant proposes three separate and distinct principal uses on the subject property.

16. Swimming pool/nightclubs are not a permitted principal or accessory use in the Resort Recreational Zone.

17. No use variance was applied for or granted for the proposed swimming pool/nightclub use on the subject property.

  
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Hahn & Cipriani, P.C.  
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18. The proposed square footage of the "pool club" is 18,300 square feet, while the proposed square footage of the restaurant use is only 8,250 square feet.

19. The pool/nightclub use is a separate principal use of the property, in violation of the provisions set forth in the Borough Code regarding permitted uses in the Resort Recreational Zone.

20. The conduct of the Land Use Board in granting site plan approval for a swimming pool/nightclub use that is not permitted in the Resort Recreational Zone, without notice for or consideration of the appropriate standards for use variance relief as set forth in N.J.S.A. 40:55D-70(d) is arbitrary, capricious and unreasonable.

**WHEREFORE**, Plaintiff, Borough of Seaside Heights, demands judgment against the defendants:

- a. Reversing the grant of site plan approval by the Seaside Heights Land Use Board and directing the applicant to properly notice and application for variance relief for all proposed principal or accessory uses that are not expressly permitted in the Resort Recreational Zone in which the property is located.
- b. Enjoining the Defendants from any further development of the subject property as contemplated in Resolutions 2018-08 and 2020-05.
- c. An Order requiring the defendants to operate the subject property in compliance with pertinent Borough ordinances.
- d. Attorneys fees and costs of suit.
- e. Other and further relief as the Court may deem just and equitable.

**nmish/c**

Rothstein, Mandell, Strohm,  
Helm & Cipriani, P.C.  
ATTORNEYS AT LAW

150 Airport Road  
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o: 732.363.0777  
f: 732.905.6555

**COUNT 2**

21. Plaintiff repeats the allegations as set forth in paragraphs 1-20 as if the same were set forth at length herein.

22. Banquet facilities are not a permitted principal or accessory use in the Resort Recreational Zone.

23. No use variance was applied for or granted for the banquet facility use on the subject property.

24. The conduct of the Land Use Board in granting site plan approval for a 200 person capacity banquet facility use that is not permitted in the Resort Recreational Zone, without notice for or consideration of the appropriate standards for use variance relief as set forth in N.J.S.A. 40:55D-70(d) is arbitrary, capricious and unreasonable.

**WHEREFORE**, Plaintiff, Borough of Seaside Heights, demands judgment against the defendants:

- a. Reversing the grant of site plan approval by the Seaside Heights Land Use Board and directing the applicant to properly notice and application for variance relief for all proposed principal or accessory uses that are not expressly permitted in the Resort Recreational Zone in which the property is located.
- b. Enjoining the Defendants from any further development of the subject property as contemplated in Resolutions 2018-08 and 2020-05.
- c. An Order requiring the defendants to operate the subject property in compliance with pertinent Borough ordinances.
- d. Attorneys fees and costs of suit.
- e. Other and further relief as the Court may deem just and equitable.

*cmshjc*

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COUNT 3

25. Plaintiff repeats the allegations as set forth in paragraphs 1-24 as if the same were set forth at length herein.

26. Nightclubs/Bars are only permitted as incidental to the principal restaurant use of a property in the Resort Recreational Zone.

27. The proposed pool/nightclub use is the principal use of the property, in violation of the provisions set forth in the Borough Code regarding permitted uses in the Resort Recreational Zone.

28. The conduct of the Land Use Board in granting site plan approval for a nightclub use that is not permitted in the Resort Recreational Zone, without notice for or consideration of the appropriate standards for use variance relief as set forth in N.J.S.A. 40:55D-70(d) is arbitrary, capricious and unreasonable.

**WHEREFORE**, Plaintiff, Borough of Seaside Heights, demands judgment against the defendants:

- a. Reversing the grant of site plan approval by the Seaside Heights Land Use Board and directing the applicant to properly notice and application for variance relief for all proposed principal or accessory uses that are not expressly permitted in the Resort Recreational Zone in which the property is located.
- b. Enjoining the Defendants from any further development of the subject property as contemplated in Resolutions 2018-08 and 2020-05.
- c. An Order requiring the defendants to operate the subject property in compliance with pertinent Borough ordinances.

**RMISINC**

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Halm & Cipriani, P.C.  
ATTORNEYS AT LAW

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d. Attorneys fees and costs of suit.

e. Other and further relief as the Court may deem just and equitable.

**COUNT 4**

29. Plaintiff repeats the allegations as set forth in paragraphs 1-28 as if the same were set forth at length herein.

30. The applicant did not include the beach patrons for the 42,150 square foot of private beach area in their parking calculations.

31. The beach operation as set forth in the application is separately fenced and guarded, and contains at least 44 daily lounge chairs and separate fencing.

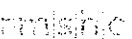
32. The parking requirement for all uses requiring site plan approval other than those that are specifically listed in Chapter 246-51(6) is one space per 500 feet of gross floor area.

33. The conduct of the Land Use Board in granting parking variance approval for 40 spaces where 198 are required is arbitrary, capricious and unreasonable, and without support in the record.

34. The omission by the applicant of 42,150 square feet of calculable square footage from the parking calculation renders the variance granted by the Defendant Land Use Board void.

**WHEREFORE**, Plaintiff, Borough of Seaside Heights, demands judgment against the defendants:

- a. Reversing the grant of the parking variance by the Seaside Heights Land Use Board and directing the applicant to properly notice and application for variance relief for all proposed principal or accessory uses that are not expressly permitted in the Resort Recreational Zone in which the property is located.

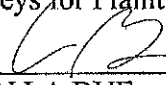
  
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- b. Enjoining the Defendants from any further development of the subject property as contemplated in Resolutions 2018-08 and 2020-05.
- c. An Order requiring the defendants to operate the subject property in compliance with pertinent Borough ordinances.
- d. Attorneys fees and costs of suit.
- e. Other and further relief as the Court may deem just and equitable.

**ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI**

Attorneys for Plaintiff, Borough of Seaside Heights

  
\_\_\_\_\_  
ROBIN LA BUE  
For the Firm

**DESIGNATION OF TRIAL COUNSEL**

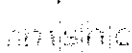
Pursuant to Rule 4:25-4, Robin La Bue, Esq., has been designated as trial counsel in connection with this matter.

**CERTIFICATION**

Pursuant to Rule 4:5-1 upon belief and based on information known to the undersigned at the time of the filing of this pleading, it appears that there are no other actions or arbitrations related to this suit which are pending or presently contemplated and it appears that there are no other persons who should be joined as parties.

**ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI**

Attorneys for Plaintiff,  
**BOROUGH OF SEASIDE HEIGHTS,**

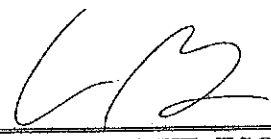
  
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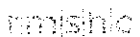
o: 732.363.0777  
f: 732.905.6555

A Municipal Corporation of the State of  
New Jersey

Dated: March 13, 2019

By 

ROBIN LA BUE, ESQ.  
For the Firm.

  
Rothstein, Mandell, Sirohm,  
Halm & Cipriani, P.C.  
ATTORNEYS AT LAW

150 Airport Road  
Suite 600  
Lakewood, NJ 08701

o: 732.363.0777  
f: 732.905.6555

This License Expires: 06/30/2019



# State of New Jersey

Department of Law and Public Safety  
Division of Alcoholic Beverage Control

2018 - 2019

26 - SEASIDE HEIGHTS BOROUGH  
15 - OCEAN COUNTY

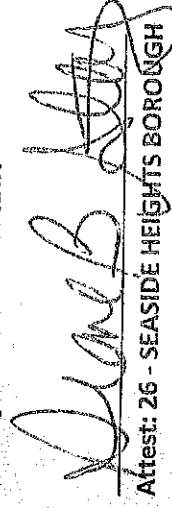
Pursuant to Title 33 of the New Jersey Statutes, A PLENARY RETAIL CONSUMPTION LICENSE  
Is Hereby Granted To SEASIDE BEACH BAR LLC

License Number: 1526-33-018-008

This license confers all rights and privileges pertaining thereto, as set forth in Title 33 of the New Jersey Statutes, and any amendments thereof and supplements thereto, and is expressly subject to the terms, provisions, limitations, requirements and conditions set forth therein and any rules and regulations promulgated heretofore and hereafter by the Director of the Division of Alcoholic Beverage Control pursuant to Title 33 of the New Jersey Statutes. The license is further subject to the provisions of all municipal ordinances and/or resolutions pertaining thereto which have been or shall have been duly enacted under law.

Effective Date: 05/01/2019

Fee Paid \$0.00

  
Attest: 26 - SEASIDE HEIGHTS BOROUGH

**RESOLUTION NO. 19-126**

**RESOLUTION OF THE BOROUGH OF SEASIDE  
HEIGHTS, COUNTY OF OCEAN, STATE OF NEW  
JERSEY, AUTHORIZING AND APPROVING A PERSON  
TO PERSON LIQUOR LICENSE TRANSFER OF  
PLENARY RETAIL CONSUMPTION LICENSE NO. 1526-  
33-018-007 TO SEASIDE BEACH BAR, LLC IN POCKET  
STATUS**

WHEREAS, an application has been filed for a person to person transfer of pienary retail consumption license number liquor license # 1526-33-018-007, heretofore issued to transferor Excess, Inc. to be held in pocket status pending identification of a suitable site at which time a place to place transfer application will be submitted; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, and the regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license, as well as the licensed business and all additional financing obtained in connection with the licensed business; and

WHEREAS, the application for a person to person transfer has been submitted in accordance with requirements of the Division of Alcoholic Beverage Control, and the applicant has been reviewed and approved by the Municipal Police Department.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Seaside Heights, County of Ocean, State of New Jersey, that it does hereby approve:

1. The transfer of the aforesaid plenary retail consumption license to Transferee Seaside Beach Bar, LLC, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows:

A. The license subject to all its terms and conditions is hereby transferred to Transferee Seaside Beach Bar, LLC, effective May 1, 2019 in pocket status.

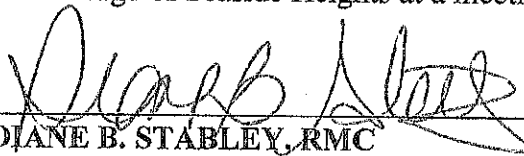
B. That all other terms and conditions that have been imposed upon the operation of this license by the governing body shall remain in full force and effect.

C. That operation of this license shall be subject to all applicable provisions of Chapter 17 of the Borough Code of the Borough of Seaside Heights, specifically including, but not limited to, any requirements for restaurant and/or other food service provision in conjunction with license use.

2. That a certified copy of this resolution shall be forwarded to the Division of Alcoholic Beverage Control and the applicant.

#### CERTIFICATION

I, Diane B. Stabley, do hereby certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Borough of Seaside Heights at a meeting held on the 1st day of May, 2019.

  
DIANE B. STABLEY, RMC  
Borough Clerk, Borough of Seaside Heights

# STONE MANDIA, L.L.C.

## Attorneys at Law

RICHARD B. STONE\*  
FRANK J. MANDIA, JR.

HELEN B. ROSNER  
JASON C. MANDIA\*

685 NEPTUNE BOULEVARD  
NEPTUNE, NEW JERSEY 07753

FJM@STONEMANDIA.COM

AREA CODE 732  
TEL. 531-4300 / 774-0360  
FAX 531-4305 / 775-7637

OF COUNSEL  
EDWARD R. MCGINNIS  
RICHARD A. NOCKS  
JASON MICHAEL RUSSO  
ELANA G. TAWIL\*  
SIDNEY J. MEISTERICH  
(1937-1995)

\*MEMBER OF NJ AND NY BARS  
^MEMBER OF NJ AND FL BARS

April 16, 2019

Via Fed Exp # 7749 7431 8681

Borough of Seaside Heights  
901 Boulevard  
Seaside Heights, New Jersey 08751  
Attention: Diane Stabley, Clerk

RE: Person to Person Transfer *1526-33-08-007*  
Plenary Retail Consumption License # 1526-32-006-005  
Transferor - Excess, Inc  
Transferee - Seaside Beach Bar, LLC  
Site - Pocket License  
Our File # 38,726 -M

Dear Ms. Stabley,

Please be advised that this office represents Seaside Beach Bar, LLC in connection with a Person-to-Person Transfer of the above license from Excess, Inc. The License is currently a pocket license and will remain a pocket license pending identification of a suitable site.

In that regard, enclosed herein please find the following:

1. Three (3) originally executed Liquor License Applications for a Person-to-Person Transfer;
2. Original Consent to Transfer;
3. Original Source of Funds Statement by Purchaser;
4. Copy of Public Notice to be published in the Record on two successive weeks which I have estimated in the Application as April 22, 2019 and April 29, 2019;
5. Bulk Sale Permit indicating that no alcoholic beverage stock is being acquired;
6. Copy of Form C-9600, which has been sent to the Division of Taxation;
7. Check in the amount of \$250.00 payable to the Borough of Seaside Heights representing the Borough's fee for the Transfer Fee;
8. Bank check in the amount of \$200.00 payable to the "Division of Alcoholic Beverage Control", representing the ABC's fee for the Transfer;
9. Copy of Agreement of Sale.

I have instructed Dean W. Mabie the sole member of Seaside Beach Bar, LLC to contact your Police Department to arrange for a background check and fingerprinting. I am also in the process of obtaining the original Tax Clearance Certificate from the Division of Taxation.

Should there be anything further you may require, please notify my office. Thank you for your assistance.

FJM: LD  
Enclosures

Very truly yours,  
**STONE MANDIA, L.L.C.**

cc: Client (with enclosures)

*FJM/ld*  
FRANK J. MANDIA, JR.

Division of

# ALCOHOLIC BEVERAGE CONTROL

140 East Front Street, P.O. Box 087

Trenton, New Jersey 08625-0087

## APPLICATION FOR RETAIL ALCOHOLIC BEVERAGE LICENSE

Applicants should complete the application in full. Where a question is not applicable, please enter the letters "N/A". Where additional pages are necessary, you may photocopy any part of this application. A complete application is required whenever any of the following is requested:

New License

Person-to-Person Transfer

Place-to-Place Transfer (incl. expansion of premises)

Partnership changes (except Limited Partnerships)

Change of Corporate Structure (of more than 33 1/3% interest)

Extension to Administrator, Executor, Receiver, Trustee in Bankruptcy

License Renewal (unless an alternate application is provided by the Division of ABC)

When required by the Division of the Local Issuing Authority

If you are reporting a change in facts about your license, which does not involve one of the above transactions, complete Page 1 and any page[s] of the application on which information to be changed appears. You must also complete a Certification Page.

The original and two copies of the completed application, or pages reporting changes, should be submitted to the MUNICIPAL CLERK OR BOARD OF ALCOHOLIC BEVERAGE CONTROL SECRETARY of the Municipality which will act on the request. It is the responsibility of the applicant to provide the required copies of the license application. One copy of the application should be returned to the applicant by the Municipality. It should be maintained with other records and available for inspection on the licensed premises.

All fees are to accompany the application at the time of filing with the local issuing authority. A \$100.00 filing fee, in the form of CERTIFIED CHECK or MONEY ORDER -- payable to the Division of Alcoholic Beverage Control -- should accompany all applications for New Licenses, License Transfers or License Renewals. Local licensing fees are established by the Local Issuing Authority; consult the Municipal Clerk or ABC Board Secretary for information in this regard.

TR#:

FEE:

DATE:

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Action ID Code

[[[ ]]]  
A W D U

RETAIL LIQUOR LICENSE APPLICATION

STATE ASSIGNED LICENSE NUMBER

DATE APPLICATION FILED:

(For DIVISION use only \_\_\_)

\_\_\_/\_\_\_/\_\_\_

CODE TYPE OF LICENSE (CHECK ONE)  
CLASS C LICENSES [R.S. 33:1-12]

THIS APPLICATION IS FOR:

- 31 \_\_\_ Club  
32 \_\_\_ Plenary Retail Consumption  
w/Broad Package Privilege  
33 X \_\_\_ Plenary Retail Consumption  
36 \_\_\_ Plenary Retail Consumption  
(Hotel/Motel Exception)  
37 \_\_\_ Plenary Retail Consumption  
(Theatre Exception)  
35 \_\_\_ Seasonal Retail Consumption  
(November 15 through April 30)  
34 \_\_\_ Seasonal Retail Consumption  
(May 1 through Nov. 14)  
44 \_\_\_ Plenary Retail Distribution  
43 \_\_\_ Limited Retail Distribution

- \_\_\_ A New License  
X \_\_\_ Person to Person Transfer  
(Incl. Partnership change, except Ltd. Partnership)  
\_\_\_ Place to Place Transfer  
(including expansion of premises)  
\_\_\_ Change of Corporate Structure  
\_\_\_ Extension of License (To Executor,  
Receiver, Administrator, etc.)  
\_\_\_ Renewal of License  
\_\_\_ Amendment of Application on File  
\_\_\_ Other

Seaside Beach Bar, LLC

OTHER

- 14 \_\_\_ Annual State Permit  
(R.S. 33:1-42, NJAC 13:2-52)

This Area is Reserved for Municipal Use

Municipal Fee \$ 250<sup>00</sup>

Effective Date 5.1.19  
(As Stated in Resolution. Date of resolution unless otherwise established.)

State Fee \$ 200<sup>00</sup>

Date Denied \_\_\_/\_\_\_/\_\_\_  
(As Stated in Resolution)

Refund Amount \$ \_\_\_\_\_

Special Conditions Attached: \_\_\_ Yes / No

Stabley, Diane B  
Type of Print Name (Last name, first, middle initial) of Municipal Clerk or ABC Secretary

Diane B Stabley  
Signature of Municipal Clerk or ABC Secretary

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

Application is made on behalf of: 7

1 = An individual  
 3 = A Partnership  
 5 = Incorporated Club

2 = Business Corporation  
 4 = Unincorporated Club  
 6 = Limited Partnership  
 7 = LIMITED LIABILITY COMPANY

- 2.1 NAME(S) AS IT DOES OR WILL APPEAR ON THE LICENSE CERTIFICATE (NOTE "TRADE" NAME):  
 License may be held by individual (last name, first, middle initial), Partnership or Corporation.

Seaside Beach Bar, LLC  
 (Last Name, First, Middle Initial or Corporate Name)

- 2.2 ACTUAL ADDRESS WHERE THE LICENSE IS TO BE USED (SITED PREMISES): N/A  
 Street Address

Number Street Name

P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State NJ  
 Zip - \_\_\_\_\_ Telephone ( ) - -

- 2.3 If no licensed premises exists or if mailing address is different than the "actual address" given above, provide the  
 mail address: (insert N/A if not applicable).

Street Address \_\_\_\_\_ 769 Route 9, Suite 1  
 Number Street Name

P.O. Box # \_\_\_\_\_ Municipality Bayville State NJ  
 Zip 08721 Telephone ( ) - -

- 2.4 New Jersey Sales Tax Certificate of Authority No. 834137482

- 2.5 TRADE NAME(S) UNDER WHICH BUSINESS IS TO BE CONDUCTED. ALL TRADE NAMES MUST BE LISTED  
 AND REGISTERED WITH THE N.J. SECRETARY OF STATE [if a corporation] OR COUNTY CLERK [if a  
 partnership or sole proprietor]: N/A

- 2.6 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY ALL APPLICANTS OTHER THAN APPLICANTS  
 FOR A NEW LICENSE:

A. IS THE LICENSE ACTIVELY USED AT AN OPERATING PLACE OF BUSINESS?  
 \_\_\_ Yes X No

B. IF NO, GIVE THE DATE THE BUSINESS STOPPED OPERATING (OR THE DATE THE LICENSE WAS  
 ORIGINALLY ISSUED IF NEVER SITED AT AN OPERATING BUSINESS):  
09/15/07

C. IF THE LICENSE IS INACTIVE AND THE APPLICATION IS FOR A TRANSFER, WILL THE LICENSE BE  
 USED AT AN OPERATING PLACE OF BUSINESS AFTER APPROVAL?  
 \_\_\_ Yes X No

- 2.7 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY AN APPLICANT FOR A NEW LICENSE:

A. WILL THE LICENSE BE USED AT AN OPERATING PLACE OF BUSINESS IMMEDIATELY UPON  
 ISSUANCE?  
 \_\_\_ Yes \_\_\_ No

B. IF NO, PROVIDE ANTICIPATED DATE OF LICENSE ACTIVATION:  
  /  /

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

The following questions identify information about the licensed premises. This describes the area or place which is to be licensed for the sale, service, consumption, delivery, receipt, or storage of alcoholic beverages. If the license is inactive and NOT SITED AT A PLACE OF BUSINESS, answer question 3.1 only, entering N/A for "not applicable." [If you use N/A as a response to questions 3.1, question 2.2 on Page 2 should also be answered N/A].

3.1 HOW MANY SEPARATE BUILDINGS ARE TO BE INCLUDED UNDER THIS LICENSE? N/A

If more than one building is to be included under this license, a separate page number three is to be submitted covering each building.

An up-to-date sketch of the entire licensed premises should be submitted for inclusion in the State ABC license file.

3.2 BUILDING NO. \_\_\_\_\_ OF \_\_\_\_\_ TO BE LICENSED.

3.3 IS THE ENTIRE BUILDING TO BE LICENSED? \_\_\_ Yes \_\_\_ No

If the answer to question 3.3 is "No," specify which floors are to be under license and which ones are not by answering the following questions;

3.4 Basement \_\_\_ Yes \_\_\_ No All of it \_\_\_ Yes \_\_\_ No  
 1st floor \_\_\_ Yes \_\_\_ No All of it \_\_\_ Yes \_\_\_ No  
 2nd floor \_\_\_ Yes \_\_\_ No All of it \_\_\_ Yes \_\_\_ No  
 3rd floor \_\_\_ Yes \_\_\_ No All of it \_\_\_ Yes \_\_\_ No

Specify each additional floor number to be included under this license:

If only part of any floor is to be licensed, attach a more detailed explanation with sketches to clearly delineate licensed from unlicensed areas.

3.5 ARE ANY GROUNDS ADJACENT TO THE BUILDING UNDER LICENSE TO BE INCLUDED AS PART OF THE LICENSED PREMISES?

\_\_\_ Yes \_\_\_ No

3.6 IS THERE ANY UNLICENSED AREA LOCATED BETWEEN BUILDINGS UNDER THIS LICENSE OR BETWEEN LICENSED ADJACENT GROUNDS?

\_\_\_ Yes \_\_\_ No

3.7 DOES THE APPLICANT OWN THE BUILDING: \_\_\_ Yes \_\_\_ No

IF "YES", IS THERE A MORTGAGE ON THE BUILDING? \_\_\_ Yes \_\_\_ No

DOES THE APPLICANT LEASE THE BUILDING? \_\_\_ Yes \_\_\_ No

3.8 MORTGAGEE (HOLDER OF MORTGAGE):

Street Address \_\_\_\_\_ (Last Name, First, Middle Initial or Corporate Name)

Number \_\_\_\_\_ Street Name \_\_\_\_\_

P.O. Box# \_\_\_\_\_ Municipality \_\_\_\_\_ State \_\_\_\_\_  
 Zip \_\_\_\_\_

3.9 LANDLORD (HOLDER OF LEASE):

Street Address \_\_\_\_\_ (Last Name, First, Middle Initial or Corporate Name)

Number \_\_\_\_\_ Street Name \_\_\_\_\_

P.O. Box# \_\_\_\_\_ Municipality \_\_\_\_\_ State NJ  
 Zip \_\_\_\_\_

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

- 4.1 IS THE NEAREST ENTRANCE OF THE PLACE TO BE LICENSED WITHIN 200 FEET OF THE NEAREST ENTRANCE OF ANY CHURCH OR SCHOOL? ☐ Yes ☐ No

IF ANSWER IS "YES", IS A WAIVER SIGNED BY THE APPROPRIATE OFFICIAL ATTACHED TO THIS APPLICATION? ☐ Yes ☐ No

- 4.2 DOES THE APPLICANT INTEND TO USE ANY VEHICLES FOR TRANSPORT OR DELIVERY OF ALCOHOLIC BEVERAGES? ☐ Yes ☐ No (TRANSIT INSIGNIA IS NECESSARY BEFORE BEVERAGES MAY BE TRANSPORTED.)

- 4.3 HAS THE APPLICANT FILED AN ANNUAL SPECIAL TAX REGISTRATION AND RETURN FORM (TTB F 5630.5) WITH THE BUREAU OF ALCOHOL, TOBACCO AND FIREARMS?

☐ Yes ☒ No Repealed

IF "YES", DATE FILED \_\_\_\_\_

- 4.4 WILL ANY BUSINESS OTHER THAN THE SALE OF ALCOHOLIC BEVERAGES BE CONDUCTED ON THE PREMISES TO BE LICENSED? ☐ Yes ☐ No

IF THE ANSWER IS "YES", INDICATE THE NATURE OF THE BUSINESS AND WHO WILL CONDUCT IT BY RESPONDING TO THE FOLLOWING QUESTIONS:

|                                                  |                                    |                                |
|--------------------------------------------------|------------------------------------|--------------------------------|
| <input type="checkbox"/> Restaurant              | <input type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input type="checkbox"/> Catering                | <input type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input type="checkbox"/> Hotel/Motel             | <input type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input type="checkbox"/> Amusements              | <input type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input type="checkbox"/> N.J. Lottery            | <input type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input type="checkbox"/> Grocery or Delicatessen | <input type="checkbox"/> Applicant | <input type="checkbox"/> Other |
| <input type="checkbox"/> Other (specify) _____   | <input type="checkbox"/> Applicant | <input type="checkbox"/> Other |

TOBACCO PRODUCTS

- 4.5 IF SOMEONE OTHER THAN THE APPLICANT WILL OPERATE THE OTHER BUSINESS ON THE LICENSED PREMISES, ANSWER THIS QUESTION. IF THERE IS MORE THAN ONE INDIVIDUAL OR COMPANY, ATTACH A SEPARATE PAGE LISTING THE REQUESTED INFORMATION FOR EACH OPERATOR.

Business to be operated

Name of company/individual

(Last Name, First, Middle Initial or Corporate Name)

Street Address

Number

Street Name

Municipality \_\_\_\_\_ State \_\_\_\_\_

Zip \_\_\_\_\_ - \_\_\_\_\_ NJ State Tax Certificate of Authority No.

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

## ALL APPLICANTS ANSWER THE FOLLOWING

- 5.1 IS THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS APPLICATION A POLICE OFFICER OR HOLD ANY POSITION ENTRUSTED WITH THE ENFORCEMENT OF ANY LAWS CONCERNING ALCOHOLIC BEVERAGES IN ANY MANNER WHATSOEVER?

\_\_\_ Yes X No

If the answer is "Yes," complete the following:

Name of individual

Lastname

First

Middle Initial

Title of position held

Name of Employing Agency

- 5.2 DOES THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS APPLICATION, OR ANY PERSON HAVING A BENEFICIAL INTEREST IN THE LICENSED BUSINESS HOLD OFFICE IN THE UNIT OF GOVERNMENT ISSUING THE LICENSE? \_\_\_ Yes X No

IF THE ANSWER IS "YES," COMPLETE THE FOLLOWING:

Name of individual

Lastname

First

Middle Initial

Title of Office

Municipality

- 5.3 DOES THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS LICENSE APPLICATION, OR ANYONE WITH A BENEFICIAL INTEREST IN THE LICENSED BUSINESS, DIRECTLY OR INDIRECTLY, HAVE ANY INTEREST IN ANY BREWERY, WINERY, DISTILLERY, RECTIFYING AND BLENDING PLANT, IMPORTER OR WHOLESALE ALCOHOLIC BEVERAGE BUSINESS, AS OWNER, PART OWNER, LANDLORD, TENANT, MORTGAGE HOLDER, OR AS A STOCKHOLDER, OFFICER, DIRECTOR, AGENT, EMPLOYEE OR OTHERWISE?

\_\_\_ Yes X No

IF THE ANSWER IS "YES," ATTACH AN AFFIDAVIT EXPLAINING THE RELATIONSHIP AND NATURE OF THE INTEREST AND COMPLETE THE FOLLOWING:

A. New Jersey license number, if applicable \_\_\_ - \_\_\_ - \_\_\_ -

B. IF THE BUSINESS DOES NOT HOLD A NEW JERSEY LIQUOR LICENSE, ANSWER THE FOLLOWING QUESTIONS:

Name of entity conducting business (Corporation, Partnership or Individual)

(Last Name, First, Middle Initial or Corporate Name)

Street Address

Number

Street Name

P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State \_\_\_\_\_

Zip \_\_\_\_\_

Type of Business

ALL APPLICANTS ANSWER THE FOLLOWING

- IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:

IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:

B. If applicable, provide the date the Director of N.J. Division of Alcoholic Beverage Control issued an order approving or disapproving disqualification removal:     /    /    . (No license may be issued without an order from the Director, Division of Alcoholic Beverage Control, determining no disqualification. (See R.S. 33:1-31.2 and N.J.A.C. 13:2-15)).  
Provide Agency Docket No.: [NN]-

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

ALL APPLICANTS OTHER THAN CLUB LICENSE ANSWER THE FOLLOWING

- X Yes        No

IF THE ANSWER IS "YES," COMPLETE THE FOLLOWING BY LISTING THE NEW JERSEY LIQUOR LICENSE TWELVE DIGIT NUMBER(S), AND THE NAME(S) OF THE PERSON(S) OR CORPORATION(S) WHO HOLD(S) SUCH INTEREST. USE ADDITIONAL PAGE(S) 7 AS NEEDED.

- A. License number 1507-44-048-004 & 1507-44-056-001

Name. Retail, LLC  
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant Son of Applicant is Member

\*\*\*\*\*

- B. License number 1518-33-002-004

Name Manchester Route 70, LLC  
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant Member of Applicant

1. 姓名: \_\_\_\_\_ 2. 性别: \_\_\_\_\_ 3. 年龄: \_\_\_\_\_ 4. 职业: \_\_\_\_\_ 5. 学历: \_\_\_\_\_ 6. 婚姻状况: \_\_\_\_\_ 7. 籍贯: \_\_\_\_\_ 8. 民族: \_\_\_\_\_ 9. 宗教信仰: \_\_\_\_\_ 10. 政治面貌: \_\_\_\_\_ 11. 健康状况: \_\_\_\_\_ 12. 兴趣爱好: \_\_\_\_\_ 13. 特长: \_\_\_\_\_ 14. 座右铭: \_\_\_\_\_ 15. 自我评价: \_\_\_\_\_ 16. 他人评价: \_\_\_\_\_ 17. 成长经历: \_\_\_\_\_ 18. 家庭背景: \_\_\_\_\_ 19. 社会经历: \_\_\_\_\_ 20. 未来规划: \_\_\_\_\_ 21. 人生感悟: \_\_\_\_\_ 22. 理想抱负: \_\_\_\_\_ 23. 责任担当: \_\_\_\_\_ 24. 团队合作: \_\_\_\_\_ 25. 沟通能力: \_\_\_\_\_ 26. 抗压能力: \_\_\_\_\_ 27. 学习能力: \_\_\_\_\_ 28. 创新能力: \_\_\_\_\_ 29. 领导能力: \_\_\_\_\_ 30. 执行力: \_\_\_\_\_ 31. 责任心: \_\_\_\_\_ 32. 诚信度: \_\_\_\_\_ 33. 包容心: \_\_\_\_\_ 34. 同理心: \_\_\_\_\_ 35. 感恩心: \_\_\_\_\_ 36. 进取心: \_\_\_\_\_ 37. 耐心: \_\_\_\_\_ 38. 细心: \_\_\_\_\_ 39. 恒心: \_\_\_\_\_ 40. 毅力: \_\_\_\_\_ 41. 勇气: \_\_\_\_\_ 42. 自信: \_\_\_\_\_ 43. 乐观: \_\_\_\_\_ 44. 开朗: \_\_\_\_\_ 45. 幽默: \_\_\_\_\_ 46. 大方: \_\_\_\_\_ 47. 得体: \_\_\_\_\_ 48. 礼貌: \_\_\_\_\_ 49. 尊重: \_\_\_\_\_ 50. 友善: \_\_\_\_\_ 51. 乐于助人: \_\_\_\_\_ 52. 诚实守信: \_\_\_\_\_ 53. 遵纪守法: \_\_\_\_\_ 54. 爱岗敬业: \_\_\_\_\_ 55. 勤奋努力: \_\_\_\_\_ 56. 勇于挑战: \_\_\_\_\_ 57. 不怕困难: \_\_\_\_\_ 58. 迎难而上: \_\_\_\_\_ 59. 永不言败: \_\_\_\_\_ 60. 追求卓越: \_\_\_\_\_ 61. 精益求精: \_\_\_\_\_ 62. 一丝不苟: \_\_\_\_\_ 63. 认真负责: \_\_\_\_\_ 64. 一丝不苟: \_\_\_\_\_ 65. 精益求精: \_\_\_\_\_ 66. 追求卓越: \_\_\_\_\_ 67. 永不言败: \_\_\_\_\_ 68. 迎难而上: \_\_\_\_\_ 69. 不怕困难: \_\_\_\_\_ 70. 勇于挑战: \_\_\_\_\_ 71. 勤奋努力: \_\_\_\_\_ 72. 爱岗敬业: \_\_\_\_\_ 73. 遵纪守法: \_\_\_\_\_ 74. 诚实守信: \_\_\_\_\_ 75. 乐于助人: \_\_\_\_\_ 76. 友善: \_\_\_\_\_ 77. 尊重: \_\_\_\_\_ 78. 礼貌: \_\_\_\_\_ 79. 得体: \_\_\_\_\_ 80. 大方: \_\_\_\_\_ 81. 幽默: \_\_\_\_\_ 82. 开朗: \_\_\_\_\_ 83. 乐观: \_\_\_\_\_ 84. 自信: \_\_\_\_\_ 85. 勇气: \_\_\_\_\_ 86. 毅力: \_\_\_\_\_ 87. 恒心: \_\_\_\_\_ 88. 细心: \_\_\_\_\_ 89. 耐心: \_\_\_\_\_ 90. 进取心: \_\_\_\_\_ 91. 感恩心: \_\_\_\_\_ 92. 同理心: \_\_\_\_\_ 93. 包容心: \_\_\_\_\_ 94. 诚信度: \_\_\_\_\_ 95. 责任心: \_\_\_\_\_ 96. 执行力: \_\_\_\_\_ 97. 领导能力: \_\_\_\_\_ 98. 创新能力: \_\_\_\_\_ 99. 学习能力: \_\_\_\_\_ 100. 抗压能力: \_\_\_\_\_ 101. 沟通能力: \_\_\_\_\_ 102. 团队合作: \_\_\_\_\_ 103. 责任担当: \_\_\_\_\_ 104. 理想抱负: \_\_\_\_\_ 105. 人生感悟: \_\_\_\_\_ 106. 未来规划: \_\_\_\_\_ 107. 社会经历: \_\_\_\_\_ 108. 家庭背景: \_\_\_\_\_ 109. 成长经历: \_\_\_\_\_ 110. 自我评价: \_\_\_\_\_ 111. 他人评价: \_\_\_\_\_ 112. 座右铭: \_\_\_\_\_ 113. 特长: \_\_\_\_\_ 114. 兴趣爱好: \_\_\_\_\_ 115. 健康状况: \_\_\_\_\_ 116. 政治面貌: \_\_\_\_\_ 117. 宗教信仰: \_\_\_\_\_ 118. 民族: \_\_\_\_\_ 119. 籍贯: \_\_\_\_\_ 120. 婚姻状况: \_\_\_\_\_ 121. 学历: \_\_\_\_\_ 122. 职业: \_\_\_\_\_ 123. 年龄: \_\_\_\_\_ 124. 性别: \_\_\_\_\_ 125. 姓名: \_\_\_\_\_

- C. License number

Name \_\_\_\_\_  
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant

\*\*\*\*\*

- 7.2 WOULD ANY PERSON OR CORPORATION NAMED IN THIS APPLICATION FAIL TO QUALIFY FOR OWNERSHIP OF THE LICENSE IF APPLYING AS AN INDIVIDUAL, BECAUSE OF AGE, CRIMINAL CONVICTION, OR PROHIBITED INTERESTS IN OTHER LICENSES?

     Yes      X No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING BY INSERTING THE NAME OF THE INDIVIDUAL OR CORPORATION, THE SOCIAL SECURITY NUMBER AND DATE OF BIRTH IF AN INDIVIDUAL. USE ADDITIONAL PAGE(S) 7 AS NEEDED.

Name \_\_\_\_\_  
(Last Name, First, Middle Initial or Corporate Name)

Social Security number \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ or \_\_\_\_\_

NJ Sales Tax Certificate of Authority No.

Date of birth      /      /

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

ALL APPLICANTS ANSWER THE FOLLOWING

- 8.1 DOES THE APPLICANT OR ANYONE MENTIONED IN THIS APPLICATION OWE THE STATE OF NEW JERSEY OR THE UNITED STATES ANY LICENSE FEE, PENALTY, INTEREST OR ALCOHOLIC BEVERAGE TAX, WHICH HAS ACCRUED PURSUANT TO THE ALCOHOLIC BEVERAGE TAX LAW, THE ALCOHOLIC BEVERAGE LAW, OR ANY OTHER NEW JERSEY OR FEDERAL LAW?

\_\_\_ Yes X No

- 8.2 HAS THE LICENSE BEEN ISSUED, OR IS IT BEING REQUESTED TO BE ISSUED FOR A HOTEL/MOTEL, AS AN EXCEPTION TO THE POPULATION RESTRICTION UNDER THE PROVISIONS OF R.S. 33:1-12.20? \_\_\_ Yes X No

IF THE ANSWER IS "YES," IS IT FOR A HOTEL/MOTEL FACILITY OF 50 OR 100 ROOMS?  
CHECK ONE: \_\_\_ 50 ROOMS \_\_\_ 100 ROOMS

- 8.3 HAS THE LICENSE BEEN ISSUED, OR IS IT BEING REQUESTED TO BE ISSUED AS AN EXCEPTION TO THE TWO LICENSE LIMITATION LAW (R.S.33:1-12.32) FOR A HOTEL/MOTEL, RESTAURANT, BOWLING ALLEY OR INTERNATIONAL AIRPORT? \_\_\_ Yes X No

IF THE ANSWER IS "YES," CHECK ONE OF THE FOLLOWING: \_\_\_ HOTEL/MOTEL  
\_\_\_ RESTAURANT \_\_\_ BOWLING ALLEY \_\_\_ INTERNATIONAL AIRPORT

THE FOLLOWING ARE TO BE ANSWERED WHEN APPLICATION IS FOR A LICENSE TRANSFER.

- 8.4 LICENSE NUMBER SOUGHT TO BE TRANSFERRED \_\_\_ 1526-33-018-007

- 8.5 IF THIS IS A REQUEST FOR A PERSON TO PERSON TRANSFER, INSERT NAME(S) OR PERSON (Last Name First), PARTNERSHIP OR CORPORATION CURRENTLY HOLDING THE LICENSE:

Name Excess, Inc  
(Last Name, First, Middle Initial or Corporate Name)

- 8.6 IF THIS IS A REQUEST FOR A PLACE TO PLACE TRANSFER OF A POCKET LICENSE (NO SITED PREMISES), MARK AN X HERE: N/A

IF THIS IS A REQUEST FOR A PLACE TO PLACE TRANSFER OF A SITED LICENSE, INSERT THE ADDRESS OF THE CURRENT SITE FROM WHICH THE LICENSE IS TO BE TRANSFERRED. N/A

Street Address

Number Street Name  
Municipality New Jersey  
Zip -

THE FOLLOWING ARE TO BE ANSWERED BY APPLICANTS FOR A NEW LICENSE OR A LICENSE TRANSFER.

- 8.7 INSERT THE ANTICIPATED DATES WHEN PUBLIC NOTICE OF APPLICATION WILL BE PUBLISHED. PUBLICATION MAY NOT BE SOONER THAN THE DATE OF FILING OF THIS APPLICATION.

Date of first notice April 22, 2019

Date of second notice April 29, 2019

- 8.8 NAME OF NEWSPAPER TO PUBLISH NOTICE Asbury Park Press

- 8.9 THE FOLLOWING ARE TO BE ANSWERED BY CORPORATIONS REPORTING A CHANGE OF CORPORATE STRUCTURE WHEREIN A NEW STOCKHOLDER ACQUIRES MORE THAN 1 PERCENT OF THE STOCK OF THE LICENSED COMPANY (ONE PUBLICATION OF NOTICE REQUIRED).

Date of notice     /     /    

Name of newspaper publishing notice

THE FOLLOWING QUESTIONS ARE FOR CLUB LICENSE APPLICANTS ONLY:

- 8.10 HAS THE CLUB BEEN IN ACTIVE OPERATION IN THE STATE OF NEW JERSEY FOR AT LEAST THREE YEARS CONTINUOUSLY IMMEDIATELY PRIOR TO THE SUBMISSION OF ITS APPLICATION FOR A LICENSE?  
\_\_\_ Yes \_\_\_ No

- 8.11 IS THE APPLICANT A CONSTITUENT UNIT, CHARTERED OR OTHERWISE DULY ENFRANCHISED CHAPTER OR MEMBER CLUB OF A NATIONAL OR STATE ORDER?  
\_\_\_ Yes \_\_\_ No

- 8.12 HAS THE CLUB HAD EXCLUSIVE POSSESSION AND USE OF CLUB QUARTERS FOR THREE CONTINUOUS YEARS?  
\_\_\_ Yes \_\_\_ No

- 8.13 DOES THE CLUB HAVE AT LEAST 60 VOTING MEMBERS?  
\_\_\_ Yes

No

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

## ALL APPLICANTS ANSWER THE FOLLOWING

- 9.1 DOES ANY INDIVIDUAL, PARTNERSHIP, CORPORATION, OR ASSOCIATION OTHER THAN THE APPLICANT HAVE AN INTEREST DIRECTLY OR INDIRECTLY IN THE LICENSE APPLIED FOR OR IS THE STOCK OF ANY STOCKHOLDER HELD IN ESCROW OR PLEDGED IN ANY WAY?  
\_\_\_ Yes X No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION OR INTEREST. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Name of Individual (Last Name First) or Corporation

(Last Name, First, Middle Initial or Corporate Name)

Social Security number \_\_\_ - \_\_\_ - \_\_\_ or

NJ Sales Tax Certificate of Authority No.

Street Address \_\_\_\_\_

P.O. Box # \_\_\_\_\_ Number \_\_\_\_\_ Street Name \_\_\_\_\_  
Municipality \_\_\_\_\_ State NJ  
Zip \_\_\_\_\_

Describe Nature of Interest \_\_\_\_\_

- 9.2 DOES ANY INDIVIDUAL, PARTNERSHIP, CORPORATION, OR ASSOCIATION HOLD ANY CHATTEL MORTGAGE OR CONDITIONAL BILL OF SALE OR OTHER SECURITY INTEREST ON ANY FURNITURE, FIXTURES, GOODS OR EQUIPMENT TO BE USED IN CONNECTION WITH THE BUSINESS TO BE OPERATED UNDER THE LICENSE APPLIED FOR?  
\_\_\_ Yes X No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION TO BE REPORTED. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Name of Individual (Last Name First) or Corporation

(Last Name, First, Middle Initial or Corporate Name)

Social Security number \_\_\_ - \_\_\_ - \_\_\_ or

NJ Sales Tax Certificate of Authority No.

Street Address \_\_\_\_\_

P.O. Box # \_\_\_\_\_ Number \_\_\_\_\_ Street Name \_\_\_\_\_  
Municipality \_\_\_\_\_ State NJ  
Zip \_\_\_\_\_

Describe Nature of Interest \_\_\_\_\_

- 9.3 HAS THE APPLICANT AGREED TO PERMIT ANYONE NOT HAVING AN OWNERSHIP INTEREST IN THE LICENSE TO RECEIVE OR AGREED TO PAY ANYONE (BY WAY OF RENT, SALARY, OR OTHERWISE) ALL OR ANY PERCENTAGE OF THE GROSS RECEIPTS OR NET PROFIT OR INCOME DERIVED FROM THE BUSINESS TO BE CONDUCTED UNDER THE LICENSE APPLIED FOR?  
\_\_\_ Yes X No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION TO BE REPORTED. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Name of Individual (Last Name First) or Corporation

(Last Name, First, Middle Initial or Corporate Name)

Social Security number \_\_\_ - \_\_\_ - \_\_\_ or

NJ Sales Tax Certificate of Authority No.

Street Address \_\_\_\_\_

P.O. Box # \_\_\_\_\_ Number \_\_\_\_\_ Street Name \_\_\_\_\_  
Municipality \_\_\_\_\_ State \_\_\_\_\_  
Zip \_\_\_\_\_

Describe Nature of Interest \_\_\_\_\_

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

QUESTIONS TO BE ANSWERED BY CORPORATIONS ONLY. ANY CORPORATION THAT IS REPORTED TO HAVE AN INTEREST IN THE BUSINESS TO BE LICENSED, WHETHER THE LICENSEE COMPANY, THE PARENT CORPORATION OF THE LICENSED COMPANY, HOLDING COMPANY, OR OTHERWISE AFFILIATED IN THE CORPORATE CHAIN MUST ANSWER THE FOLLOWING USING SEPARATE PAGE 10 AND 10A FOR EACH CORPORATION. ANSWER QUESTIONS ON BOTH PAGE 10 AND 10A FOR EACH CORPORATION.

10.1 Name of corporation Seaside Beach Bar, LLC  
10.2 Street address of home office 769 Route 9, Suite 1  
Number Street Name

Municipality Bayville, New Jersey

Zip 08721

10.3 NJ Sales Tax Certificate of Authority Number 834137482

10.4 IF CORPORATION ADDRESS IN NUMBER 10.2 ABOVE IS OUT OF STATE, REPORT BELOW THE ADDRESS OF ANY OFFICE LOCATION IN NEW JERSEY. INSERT N/A IF NONE, N/A

Street address of home office  
Number Street Name

Municipality \_\_\_\_\_ New Jersey

Zip \_\_\_\_\_

10.5 IS THE CORPORATION NOW AN EXISTING, VALID CORPORATION? ☒ Yes ☐ No

10.6 DATE CHARTERED OR INCORPORATED March 26, 2019 STATE NJ

10.7 CERTIFICATE OF INCORPORATION NUMBER 0450364040

10.8 IF NOT INCORPORATED UNDER THE LAWS OF NEW JERSEY, HAS THE CORPORATION RECEIVED AN AUTHORIZATION TO CONDUCT BUSINESS IN NEW JERSEY FROM THE NEW JERSEY OFFICE OF THE SECRETARY OF STATE?

☐ Yes ☐ No

10.9 HAS THE CORPORATION CHARTER EVER BEEN REVOKED BY THE OFFICE OF THE SECRETARY OF STATE IN NEW JERSEY?

☐ Yes ☒ No

IF THE ANSWER IS "YES," INSERT THE DATE OF REVOCATION, OR IF SUSPENDED, THE BEGINNING AND ENDING DATE OF THE SUSPENSION:

Date of revocation \_\_\_\_/\_\_\_\_/\_\_\_\_

Beginning date \_\_\_\_/\_\_\_\_/\_\_\_\_

Ending date \_\_\_\_/\_\_\_\_/\_\_\_\_

10.10 INSERT THE NAME AND ADDRESS OF REGISTERED OR AUTHORIZED AGENT IN NEW JERSEY UPON WHOM SERVICE OF PROCESS IN ANY PROCEEDINGS AGAINST THE APPLICANT, PURSUANT TO THE NEW JERSEY ALCOHOLIC BEVERAGE LAW, THE ALCOHOLIC BEVERAGE TAX LAW, OR PROCEEDINGS IN A STATE OR U.S. DISTRICT COURT, MAY BE MADE:

Name Mable III, Benjamin H.  
(Last Name, First, Middle Initial or Corporate Name)Street Address 769 Route 9  
Number Street NameMunicipality Bayville State NJZip 08721-\_\_\_\_ Telephone Number                       
Area Exchange Number

10.11 IF THE LICENSED COMPANY IS OWNED BY OTHER CORPORATION(S) OR IN A CORPORATE CHAIN, ATTACH A DIAGRAM DEPICTING THE CORPORATE RELATIONSHIPS AND THE PERCENTAGE OF STOCK INTEREST, IN THE COMPANY TO BE LICENSED, OWNED BY OTHER CORPORATIONS OR OTHER NON-CORPORATE ENTITIES (INDIVIDUALS, PARTNERSHIPS, ASSOCIATIONS).

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007

ALL APPLICANTS ANSWER THE FOLLOWING [ADD PAGES AS NECESSARY]

SOLE OWNERS AND PARTNERSHIPS: Complete the page in full.

LIMITED PARTNERSHIP: All information about a general partner or partners of a limited partnership must be reported, whether the general partner is an individual or a corporation. A list of the names and addresses of all limited partners must be submitted as an attachment to this application with an identification of the percentage of each limited partner as it relates to total ownership of the business entity to be licensed.

CORPORATIONS: All corporation applicants or licensees and any corporation that has an ownership interest in the corporation under license or to be licensed must have been reported on page 10. Information on this page 10A will identify all officers, directors, and stockholders holding one percent or more of the shares of the respective company. Club licenses must list names of officers and directors and attach a current membership list.

\*\*\*\*\*  
NAME OF CORPORATION OR CLUB COVERED BY THIS PAGE (COMPLETE ONLY IF APPLICANT OR STOCKHOLDER IS A CORPORATION OR PARTNERSHIP). Seaside Beach Bar, LLC

Name of individual (last name first), stockholder, partner, officer or director:

Mable Dean W  
Last Name First Middle Initial

Home Street Address 792 Route 9  
Number Street Name

P.O. Box # \_\_\_\_\_ Municipality Bayville State NJ

Zip 08721 - \_\_\_\_\_

Social Security number \_\_\_\_\_

Date of Birth                     Email dean@themablegroup.com

Office telephone number 732-267-6700  
Area Exchange Number

% of business owned or controlled 100 Number of shares N/A

Check position that applies:    Sole owner    Partner    Stockholder  
   President    Vice-President    Secretary    Treasurer    Director  
   Trustee    Manager    Agent    Executor/Administrator    Receiver  
   Beneficiary X Other (specify) Member

Name of individual (last name first), stockholder, partner, officer or director:

                                                                
Last Name First Middle Initial

Home Street Address                                            
Number Street Name

P.O. Box # \_\_\_\_\_ Municipality \_\_\_\_\_ State \_\_\_\_\_

Zip - \_\_\_\_\_

Social Security number \_\_\_\_\_ Date of birth \_\_\_\_\_

Email wheel76@aol.com

Office telephone number                       
Area Exchange Number

% of business owned or controlled \_\_\_\_\_ Number of shares \_\_\_\_\_

Check position that applies:    Sole owner    Partner    Stockholder  
   President    Vice-President    Secretary    Treasurer    Director  
   Trustee    Manager    Agent    Executor/Administrator    Receiver  
   Beneficiary    Other (specify) \_\_\_\_\_

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1526-33-018-007 AFFIDAVIT

LICENSE PERIOD  
APPLIED FOR FROM \_\_\_\_\_ TO \_\_\_\_\_ DATEState of NEW JERSEY )  
 ) SS:  
County of Ocean )  
 )

As provided by law (R.S. 33:1-35),

(Check One)

1. The Individual Applicant
2. Member of the Partnership Applicant

3. Dean W. Mable of Seaside Beach Bar, LLC  
(Member) (Company Name)

consent(s) that the licensed premises and all portions of the building constituting the licensed premises, including all rooms, cellars, closets, out-buildings, passageways, vaults, yards, attics, and every part of the structure of which the licensed premises are a part and all buildings used in connection therewith which are in his/her/their possession or under his/her/their control, may be inspected and searched without warrant at all hours by the Director of the Division of Alcoholic Beverage Control, his or her duly authorized deputies, inspectors, or investigators and all other sworn law enforcement officers, and being duly sworn according to law, upon his/her/their oath(s), depose(s) and say(s) that he/she is (they are) the person(s) duly authorized to sign the application, that in instance of corporate ownership, the signator is authorized by corporate resolution to sign on behalf of the corporations; and that the contents of this application represent complete disclosure of fact, and that the contents of this application are true.

(Signature of Individual Applicant/sole proprietor)

(Corporations Only)  
Attestation by Corporate Secretary

Seaside Beach Bar, LLC

Dean W. Mable- Member

Attest:

Corporate Name \_\_\_\_\_

(Signature of Partner)

Secretary \_\_\_\_\_  
SignatureBy \_\_\_\_\_  
(Signature of Corporate President or Vice President)  
Affix Corporate Seal

(Signature of Partner)

(Signature of Partner)

Sworn to and subscribed before me

this \_\_\_\_\_ day of \_\_\_\_\_ 2019

AFFIDAVIT MUST BE SIGNED HERE -----&gt;

BY DULY AUTHORIZED NOTARY PUBLIC

OR AN ATTORNEY AT LAW OF NEW JERSEY

(Signature of Officer Administering Oath)

(Printed Name of Officer Administering Oath)

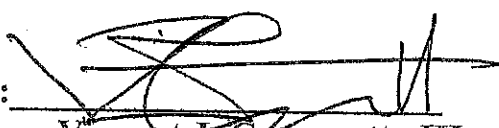
(Title of Officer Administering Oath)

Sandra Baricevic  
A Notary Public Of New Jersey  
My commission Expires 9/10/239/10/23  
(Date of Expiration of  
Commission, if applicable)

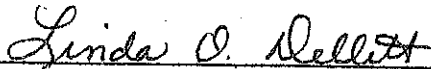
CONSENT TO TRANSFER

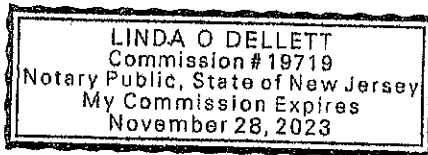
Vincent J. Craparotta III, sole shareholder of Excess, Inc., holder of inactive State of New Jersey Class C Plenary Retail Consumption License, bearing License No. 1526-33-018-007 issued by the Borough of Seaside Heights, County of Ocean, State of New Jersey, hereby consents to the transfer of said License to Seaside Beach Bar, LLC.

By: \_\_\_\_\_

  
Vincent J. Craparotta III  
Sole Shareholder

SWORN AND SUBSCRIBED TO BEFORE  
ME THIS 2<sup>d</sup> DAY OF April, 2019

  
\_\_\_\_\_



DISCLOSURE OF FUNDS STATEMENT  
FORM (A)  
SUBMITTED BY PURCHASER

STATE OF NEW JERSEY

COUNTY OF OCEAN

Dean Mabie, being of full age and being duly sworn, according to law, upon his/her oath, deposes and says:

1. I am sole member of Seaside Beach Bar, LLC a Limited Liability Company of the State of New Jersey.

2. Upon the approval of the governing body of the Borough of Seaside Heights and the Division of Alcoholic Beverage Control Seaside Beach Bar, LLC will purchase and will be the transferee of Plenary Retail Consumption License # 1526-33-018-007, expiring June 30, 2019, from Excess, Inc.

3. The source of all funds used in the purchase of the license and the licenses business aforementioned will be personal.

4. This Affidavit is made to evidence the aforementioned in order to induce the Mayor and Council of the Borough of Seaside Heights to adopt a Resolution approving the Person-to-Person transfer of the aforementioned license from Excess, Inc to Seaside Beach Bar, LLC

  
Dean W. Mabie Sole member

Sworn and Subscribed to before me  
this 15 day of April, 2019.



Sandra Baricevic  
A Notary Public Of New Jersey  
My commission Expires

9/10/23

BOROUGH OF SEASIDE HEIGHTS

NOTICE

ALCOHOLIC BEVERAGE CONTROL

PLEASE TAKE NOTICE that application has been made to the Borough of Seaside Heights for a Person-to-Person transfer to Seaside Beach Bar, LLC of the inactive Plenary Retail Consumption License 1526-33-018-007 heretofore issued to Excess, Inc.

The names and addresses of the individual holding more than 1% of the membership interest of are as follows:

Dean W. Mabie - 792 Route 9, Bayville, New Jersey 08721

Objections, if any, should be made immediately, in writing, to: Diane Stabley, Clerk of Seaside Heights, 901 Boulevard, Seaside Heights, New Jersey 08751.

FRANK J. MANDIA, JR., ESQ.  
STONE MANDIA, LLC  
685 Neptune Boulevard  
Neptune, NJ 07754-0846  
(732) 774-0800  
Attorney For Applicant

STATE OF NEW JERSEY  
Office of the Attorney General  
Department of Law and Public Safety  
DIVISION OF ALCOHOLIC BEVERAGE CONTROL  
P.O. Box 087, 140 EAST FRONT STREET  
Trenton, NJ 08625-0087

APPLICATION FOR BULK SALE PERMIT

Pursuant to R.S. Title 33, c 1; N.J.A.C. 13:2-23.12, this application must be completed and filed with the Municipal Clerk/A.B.C. Board Secretary in company with ALL applications for "Person-to-Person" License Transfers. If the new licensee is also purchasing alcoholic beverage inventory, the application must be accompanied by Check or Money Order in the amount of \$75.00 payable to Division of Alcoholic Beverage Control.

1. 12 Digit Liquor License No. 1526-33-018-007
2. Name of Person (individual, partnership, corporation) to whom the liquor license is to be transferred:  
Seaside Beach Bar, LLC
3. Address of licensed premises: Pocket
4. Name of former licensee (prior to this "Person-to-Person" Transfer):  
Excess, Inc
5. Is alcoholic beverage inventory being purchased in connection with this license transfer? \_\_\_ Yes X No

(If answer to Question No. 5 is "YES", a Check or Money Order in the amount of \$75.00 MUST accompany the application. If the answer is "NO", the application should be filed WITHOUT the fee).

Seaside Beach Bar, LLC

By: \_\_\_\_\_

Dean W. Mabie

Date 4-15-19

TO: Municipal Clerk; Secretary of Municipal A.B.C. Board

This application for Bulk Sale Permit is to be forwarded to the Division of Alcoholic Beverage Control with the State copy of the Transfer Application or with the Municipal Resolution of Transfer.

STATE OF NEW JERSEY  
DEPARTMENT OF THE TREASURY  
DIVISION OF TAXATION  
Bulk Sale Section  
P. O. Box 245  
Trenton, New Jersey 08695-0245

NOTIFICATION OF SALE, TRANSFER OR ASSIGNMENT IN BULK

ATTACH COPY OF PENDING CONTRACT OF SALE OR TRANSFER

This form is to be used to notify the Director of the Division of Taxation of a bulk transfer in accordance with Section 22(c) of the New Jersey State Sales and Use Tax Act and Section 15 of the New Jersey Business Personal Property Tax Act. See Reverse Side

By statute the following information is required to be submitted by registered mail ten (10) days before taking possession of, or paying for, the property.

Name of Purchaser(s) Seaside Beach Bar, LLC

Trade Name of Purchaser(s) N/A

Street 769 Route 9, Suite 1 City Bayville State NJ Zip Code 08721

Federal Identification No. Social Security No.

Name and Address of Attorney Frank J. Mandia, Jr., Esq., Stone Mandia, LLC. Seller's N.J. Tax Identification No.

or Escrow Agent for Purchaser 685 Neptune Boulevard, P. O. Box 846. 228535479/000

Neptune, NJ 07753

Telephone No.

1526-33-018-007

Name of Seller(s) Excess, Inc. Seller's Liq. Lic. No. (If Applicable)

Trade Name of Seller(s) N/A-Inactive License

Name of Officer, Partner or Individual Owner: Vincent J. Craparotta, III Home Address City State Zip Code

Home Phone Number Business Phone Number

Federal Identification No. Social Security No.

Name and Address of Attorney-Frank J. Mandia, Jr., 685 Neptune Blvd, Neptune, NJ 07753

Telephone No. Email fjm@stonemandia.com

Date Seller Acquired Business Month 01 Year 1995

SCHEDULED DATE OF SALE

May 1, 2019

|| Sales Price of Furniture, Fixtures & Equipment.....\$

|| Sales Price of Land and Building.....\$

|| Sales Price of Other Assets (attach schedule).....\$

|| Sales Price of Liquor License ..... \$ 700,000.00

|| Total Sales Price..... \$ 700,000.00

TERMS AND CONDITIONS OF SALE-Cash at Closing-Contract Attached

LOCATION OF BUSINESS OR PROPERTY-Inactive Liquor License

TYPE OF BUSINESS-Retail Distribution

Signature

Sole Member  
Title (If other than Purchaser, identify)

4-15-19  
Date

Whenever a person required to collect tax under the Sales and Use Tax Act, N.J.S.A. 54:32B-1, et. seq., or whenever a person subject to tax under the Business Personal Property Tax Act, N.J.S.A. 54:11A-11, et. seq., shall make a sale, transfer, or assignment in bulk of any part or the whole of his business assets, otherwise than in the ordinary course of business, the purchaser, transferee or assignee shall at least 10 days before taking possession of the subject of said sale, transfer or assignment, or paying therefor, notify the director by Registered Mail of the proposed sale and of the price, terms and conditions thereof whether or not the seller, transferrer or assignor, has represented to, or informed the purchaser, transferee or assignee that he owes any tax pursuant to this act, and whether or not the purchaser, transferee, or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing.

Whenever the purchaser, transferee or assignee shall fail to give notice to the director as required by the preceding paragraph, or whenever the director shall inform the purchaser, transferee or assignee that a possible claim for such tax or taxes exists, any sums of money, property or choses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferrer or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferrer or assignor to the State, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferrer or assignor any such sums of money, property or choses in action to the extent of the amount of the State's claim. For failure to comply with the provisions for this section, the purchaser, transferee or assignee, shall be personally liable for the payment to the State of any such taxes theretofore or thereafter determined to be due to the State from the seller, transferrer, or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this act.

**Title 54 of the New Jersey Statutes Annotated also provides the following:**

**54:49-1      Tax a debt and lien; preference; proceeds paid to Director**

The taxes, fees, interest, and penalties imposed by any such State tax law, or by this subtitle, from the time the same shall be due, shall be a personal debt of the taxpayer to the State, recoverable in any court of competent jurisdiction in an action in debt in the name of the State. Such debt, whether sued upon or not, shall be a lien on all the property of the debtor except as against an innocent purchaser for value in the usual course of business and without notice thereof, and except as may be provided to the contrary in any other law, and shall have preference in any distribution of the assets of the taxpayer, whether in bankruptcy, insolvency, or otherwise. The proceeds of any judgment or order obtained hereunder, shall be paid to the Director.

(L.1936, c.263, sec.302, pg.808, as amended L.1952, c.169, sec.1, p.44.)

(Not an Official Reprint)

AGREEMENT OF SALE FOR LIQUOR LICENSE

This Agreement of Sale entered into this 22<sup>nd</sup> day of March, 2019, by and between:

Excess Inc. a New Jersey Corporation, with offices located at 406 Boulevard, New Jersey (herein-after referred to as "Seller(s)");

AND

Dean W. Mabie, for a closely held entity to formed, with offices located at 782 Route 9, Bayville, New Jersey 08721 (herein-after referred to as "Purchaser(s)")

WITNESSETH:

WHEREAS, Excess Inc. is the owner of the plenary retail consumption liquor license #1526-33-018-007 and

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the parties agree to and with each other as follows:

The words "Purchaser" and "Seller" include all Purchasers and Sellers listed above

The Seller agrees to sell, transfer, and convey and the Purchaser agrees to purchase the liquor license designated as PLENARY "C" LICENSE (Plenary Retail Consumption License) License No. #1526-33-018-007 issued by the Mayor and Council of the Borough of Seaside Heights, County of Ocean, and the State of New Jersey (hereinafter referred to as the "License").

**LIQUOR LICENSE TRANSFER.** The Agreement is contingent upon the transfer of the liquor license by the New Jersey Alcohol Beverage Control and Borough of Seaside Heights held by the Seller. The liquor license #1526-33-018-007 shall be transferred to the Purchaser. The Purchaser shall have ninety (90) days from the date the Agreement is fully executed within which to complete the transfer of the liquor license. The Purchaser shall, at its own cost and expense, use its best efforts to complete the transfer of the license. The Purchaser will be responsible for all costs relative to the transfer. The Purchaser shall submit the application for the person-to-person and place-to-place transfer of the liquor license within thirty (30) days from the date the due diligence is completed, as stated above. In the event the approval is not granted within ninety (90) days, the parties agree to one thirty (30) day extensions provided the Purchaser has diligently pursued the transfer of the application or agreed upon appeal of any denial of the transfer for an additional advance to the Seller in the amount of \$5,000.00. If the transfer cannot be accomplished after that time extension, then either party shall have the right to terminate the Agreement in which event, the deposit shall be non-refundable. If the transfer of the license is denied or can not be completed as a result of an issue of the Seller's responsibility, then all deposit monies shall be refunded.

3. **FINANCING CONTINGENCY.** Intentionally Deleted.
4. **ALLOCATION OF PURCHASE PRICE.**

As consideration for the transfer of the License set forth in this agreement, Purchaser shall pay Seller the price of Seven Hundred Thousand (\$700,000.00) Dollars as follows:

|                            |                      |
|----------------------------|----------------------|
| Deposit Monies             | \$ 20,000.00         |
| Balance of Purchase Price: | \$ 680,000.00        |
| <b>TOTAL:</b>              | <b>\$ 700,000.00</b> |

All deposit monies will be held in trust by StoneMandia, LLC. The Deposit moneys shall be released to the Seller in \$5,000.00 increments every thirty (30) days without notice or until the legal transfer of the license. Upon closing Purchaser shall be given a credit for any/all deposit monies either released or still remaining in trust, if any. Distribution of proceeds of the within sale shall be made in the following order: (a) for any escrows required by the New Jersey Division of Taxation or any other applicable governmental body; (b) to the payment of creditors and the satisfaction of any liens or encumbrances; (c) in payment of Seller's closing costs (including, for example, legal fees and broker's commission); (d) to Seller.

5. **SELLER'S REPRESENTATIONS AND WARRANTIES.** Seller covenants, warrants and represents to the Purchaser that each of the following are true, and will remain true to and through the date of closing:

5.1 Seller will comply with the requirements of N.J.S.A. 54:32B-22, and escrow an amount equal to that required by the State Division of Taxation. Seller warrants and represents that it will obtain the necessary documentation required for the transfer of the liquor license from the State of New Jersey including the appropriate Tax Clearance Certificate as provided for by the State of New Jersey Division of Taxation. The Seller shall be responsible to pay all taxes which may become due and owing in connection with the liquor license. The Seller shall also notify the appropriate taxing authority of the bulk transfer of the assets in connection with this transfer and shall be responsible for the payment of any and all escrows.

5.2 Seller is the sole owner of the license, and has full power, authority and right to execute, deliver and perform this Agreement. Seller is the owner of, and has good title to, all of the Assets, free and clear of any encumbrances and any taxes and fees, whether federal, state or local; due on the License except those specifically assumed herein or being satisfied from the proceeds at Closing and will warrant and defend title thereto against any and all claims.

5.3 To best of Seller(s) knowledge there are no judgments, liens, actions or proceedings pending against Seller in any Court relating to the Assets, or which affect the Assets being sold. That the License is inactive, but otherwise in good standing, and has not been revoked or invalidated, and is not currently suspended or to be suspended at such time in the future that it might become active, and that no special conditions, probations, prohibitions or limitations have been placed on the License. Seller represents, to the best of Seller(s) knowledge, that there are no vendors and suppliers who have supplied equipment or materials to Seller who have liens on any

equipment used by Seller in connection with the operation of the business and that the equipment being transferred to Purchaser in connection with this sale is free and clear of any liens or security interests of any kind.

5.4 The Bill of Sale and the instruments of assignment to be delivered at closing will transfer all of the Assets free and clear of all encumbrances.

5.5 Intentionally Deleted.

5.6 Seller is a corporation or LLC duly organized, existing and in good standing under the laws of the State of formation.

5.7 Intentionally Deleted.

5.8 Seller has filed or will file all federal and state government tax returns required to be filed in accordance with the provisions of law pertaining thereto and has paid, or will pay, all taxes and assessments.

5.9 To the best of Seller(s) knowledge, Seller shall use its best efforts to diligently satisfy and complete all of the conditions precedent to its obligations to close hereunder and fulfill the representations, warranties, and covenants given by it hereunder.

5.10 Intentionally Deleted.

5.11 Intentionally Deleted.

5.12 Seller, Excess, Inc. is the owner of Plenary Retail Consumption Liquor License Number # 1526-33-018-007 and has full power and authority to transfer the License.

5.13 That no other person or entity has any interest in, or claim to or against, the License.

5.14 Intentionally Deleted.

5.15 That the Seller qualifies for a Retail Licensee Tax Clearance Certificate (Transfer).

5.16 Intentionally Deleted.

5.17 Seller is not a "foreign person" as defined in Section 1445(f) (3) of the Internal Revenue Code of 1986, as amended (the "Code"). If the Seller fails or refuses to deliver to Purchaser at the closing a certificate evidencing that Seller is not a "foreign person", or if Seller is a "foreign person", then Purchaser shall be entitled to withhold from the purchase price a tax equal to ten (10%) percent of the purchase price, as required by Section 1445 of the Code. In the event of such a withholding, Purchaser shall remit such tax to the Internal Revenue Service and shall file the required return, and the closing hereunder shall not be otherwise affected.

5.18 To the best of Seller(s) knowledge, there is no outstanding litigation or claims to which the Seller is a party arising from or related to the business. There are no outstanding Orders of any court, agency or other governmental authority that relate to the Seller or the assets being purchased and there are no claims, actions, suits, investigations or other proceedings, at law or in equity, pending or, to the knowledge of Seller, threatened against the Seller or that may affect the

business or any of the assets. No liabilities, claims, liens or rights of other persons have or will attach to the assets or the business.

5.19 The liquor license shall be transferred free of any liens, violations or charges imposed upon it. The Seller warrant and represents that it knows of no existing liens or charges or any impediments which would impede the transfer of the license and use of the license by the Purchaser. The Purchaser may request at its own cost and expense a Disciplinary Background Search from the New Jersey Division of ABC for the liquor license to be transferred.

5.20 That there are not now, or at the time of closing, any pending disciplinary actions against the License, either by the Borough of Seaside Heights or the New Jersey Division of Alcoholic Beverage Control, known to Seller, or of which Seller has actual or constructive knowledge, and there have been no investigations of Seller or its License within the past one year prior to the effective date of this agreement, except as have been or will be separately set forth in writing to Purchaser, prior to the effective date of this agreement or within two (2) days of their occurrence if after the effective date of this agreement but prior to closing.

5.21 All representations and warranties of the Seller in this Agreement will be true and correct in all respects as of the Closing as if such representations, warranties and disclosures were made anew as of the Closing. Seller represents that he has not failed to disclose to the Purchaser any material fact or information that could reasonably be determined to have material adverse effect upon the Purchaser up to and including the Closing Date. The Seller acknowledges and agrees that it has a continuing obligation and duty, to promptly notify the Purchaser in writing with respect to any matter to the business, arising or discovered which, if existing or knowable, is required to be disclosed by the Seller.

**6. PURCHASER'S REPRESENTATIONS AND WARRANTIES.** Purchaser covenants, warrants and represents to the Seller that each of the following are true, and will remain true to and through the date of closing:

6.1 Purchaser represents that it shall perform all necessary due diligence with respect to this transaction.

6.2 Purchaser represents that it has reviewed the matter with counsel of its choosing.

6.3 Intentionally Deleted

6.4 Purchaser or a closely held entity to be created represents that it shall be the sole and legal beneficial owner of the license being purchased.

6.5 Purchaser represents that it is not the subject of any current pending or threatened litigation and that the Purchaser does not have any judgments or liens levied against it.

6.6 Purchaser represents that it has reviewed all of the documents referenced in this agreement.

6.7 Purchaser shall conduct all necessary ABC Disciplinary Searches, U.C.C. searches and judgment searches, as deemed necessary by its professionals.

6.8 Purchaser and each financial source, officer, director, manager, member and partner and other person and entity associated with Purchaser in this transaction, is fully qualified to hold an interest in this New Jersey liquor license; is eighteen (18) years of age or older; has never been convicted of a crime or offense of moral turpitude; holds no interest in any alcoholic beverage wholesaler, manufacturer, brewer or distiller; does not hold an interest in more than one other New Jersey retail alcoholic beverage license; and is not employed in a position responsible (or deemed responsible) for the enforcement of alcoholic beverage law;

7. **ASSESSMENTS.** Intentionally Deleted.

8. **DATE OF AGREEMENT.** The date of this Agreement shall be the date upon which it is executed by the last party to sign same and it shall be the obligation of that party to insert the date and deliver copies of the Agreement to all parties who are signatories hereto.

9. **RECORDATION.** It is understood and agreed between the parties that this Agreement may not be recorded in the Clerk's office in the County of Ocean.

10. **NOTICES.** No notice, request, consent, approval, waiver or other communication under this contract shall be effective unless, but any such communication shall be deemed to have been given if, the same is in writing and either is sent via email, facsimile with a facsimile confirmation or is mailed by regular mail, certified mail, postage prepaid, addressed to the parties at the addresses noted below:

Upon the Purchaser:

Dean W. Mabie,  
for a closely held entity to formed  
769 Atlantic City Blvd. 9 / Suite 1  
Bayville, New Jersey 08721

Upon the Seller:

Excess Inc.  
Vincent Craparotta III, President  
406 Boulevard  
Seaside Heights, New Jersey 08751

11. **APPLICABLE LAW.** This Agreement and the performance of this Agreement shall be governed, interpreted and constructed pursuant to the laws of the State of New Jersey.

12. **ENTIRE AGREEMENT, AMENDMENT AND WAIVER.** This Agreement constitutes the entire agreement between the Seller and Purchaser and may not be amended, modified or changed in any respect whatsoever except by a further agreement in writing duly signed by all of the parties.

This Agreement may be amended only by an instrument in writing signed by both parties and no provision of this agreement and no right or obligation of either party under this agreement may be waived except by an instrument in writing signed by the party waiving the provision, right or obligation.

13. **CAPTIONS AND HEADINGS.** All of the captions and headings used in the Agreement are for reference purposes only and shall in no way be deemed to define, limit, explain or amplify any provision of this Agreement.

14. **SEVERABILITY.** The invalidity or unenforceability of any provision of this Agreement under any present or future law, rule, regulation or ordinance will not affect any other provision of this contract, and the remaining provisions of this contract shall continue with the same force and effect as if such invalid or unenforceable provision had not been inserted in this Agreement.

15. **WARRANTY OF THE PARTIES/ RIGHT TO INDEPENDENT LEGAL COUNSEL.** Each of the parties expressly acknowledge, warrant and represent that they have carefully read and fully understand this Agreement in its entirety; that they each fully appreciate its meaning and import; that they have had an opportunity to have counsel of their own choice in the negotiation, preparation and execution of this Agreement. The rule of construction that any ambiguity contained in this Agreement shall be construed against the drafting party shall not apply. Each party further represents that this Agreement has been entered into voluntarily and that it is not the result of any undue influence and that this Agreement constitutes the entire agreement between the parties and there have been no oral promises or representations to induce its execution and that neither is relying upon any promises or inducements for the execution hereof not expressly or specifically set forth herein.

16. **LIMITATION OF LIABILITY AND BREACH OF AGREEMENT.** Intentionally Deleted.

17. **NON DISCLOSURE OF PROPRIETARY INFORMATION:** Purchaser and Seller agree that any and all proprietary financial and other information provided by or through either party shall be kept confidential and not divulged to third parties other than either party's professional consultants and advisors, who shall be bound by this Agreement without the express written consent of either party. Any violation of this covenant shall be considered a breach of this Agreement, entitling the injured party to such damages and or injunctive relief at that party's option.

18. **BULK TRANSFER.** Seller shall assist Purchaser in the filing of any requisite forms required by the Division of Taxation or similar governmental entity related to the transfer of the business herein. In the event the Division of Taxation renders a report to the Purchaser which indicates that the Seller has an outstanding tax liability (whether disputed or not) for the business, then the Purchaser's attorney may withhold said sum from the Seller at closing and place such sum in the Purchaser's attorney's trust account pending a final opinion from the Division of Taxation. Based upon the final opinion rendered, Purchaser's attorney will then tender said sum to either the Division of Taxation or to the Seller. Issuance of a tax clearance or escrow letter by the Division of Taxation is a condition of Purchaser's obligation to close. Purchaser shall apply for such tax clearance promptly on the execution and delivery of this contract, and Purchaser and Seller shall continuously and diligently pursue the issuance of such tax clearance. Seller's New Jersey Tax Identification # is 22-3535479.

19. **INDEMNIFICATION.** Intentionally Deleted.
20. **RISK OF LOSS.** Intentionally Deleted.
21. **PERMITS.** Intentionally Deleted.
22. **HEIRS, SUCCESSORS, EXECUTORS AND ASSIGNS:** This Agreement shall be binding upon the parties hereto, their heirs, successors, executors, administrators, and assigns. The parties have the right to assign this Agreement to an entity to be formed. The assignment shall be confirmed by a written Addendum to the Agreement. In the event of any assignment, said assignment shall be to an entity in which the Purchaser or Seller are majority owners. The assignment may be for all or a portion of the assets being purchased.
23. **GOVERNMENTAL APPROVALS.** Intentionally Deleted.
24. **ADDITIONAL LIQUOR LICENSE PROVISIONS.**
- A. Intentionally Deleted.
- B. Purchaser shall, in addition to the purchase price, pay a *pro rata* portion of the annual state and local renewal fees at the time of transfer.
- C. Seller will fully cooperate with Purchaser in the transfer process. Upon the execution of this contract, Seller will provide Purchaser with such information Purchaser may require to apply for an application for a Retail Licensee Clearance Certificate (Transfer), with a Consent To Transfer, and thereafter with any and all other documents and information necessary or helpful to effectuate the transfer.
- D. Should the transfer not be effectuated by the next renewal application period or any subsequent period, Seller will file an application to renew the License for the next or subsequent License term and any petition required pursuant to N.J.S.A. 33:1-12.39.
- E. In the event the License transfer is denied for any reason despite due prosecution by the Purchaser then, provided Purchaser is not in breach hereof, Purchaser may cancel this contract. If the contract is so cancelled, Purchaser shall receive a refund of all deposit monies paid except inspection fees.
- F. Intentionally Deleted.
- G. Purchaser shall be responsible for inquiring of the Borough of Seaside Heights before each scheduled public meeting of the governing body to determine when action on the transfer application is scheduled, and to promptly advise Seller and Seller's counsel prior to the meeting at which such action is scheduled.
25. **COUNTERPARTS.** This Agreement may be executed in counterparts, each which shall be deemed an original, but all of which together shall constitute the same instrument.

26. **ASSIGNMENT.** Purchaser reserves the right to assign this contract to a corporation or limited liability company to be formed for the purpose of taking title to the License which is the subject of this agreement.

27. **SEPARABLE CLAUSES.** Each provision of this agreement shall be considered to be separable and if, for any reason, any provision or any part hereof is deemed to be invalid and contrary to any applicable law, such invalidity shall not impair the portions of this agreement which are valid; and this agreement shall be construed and enforced to all effects as if such invalid provision had been omitted.

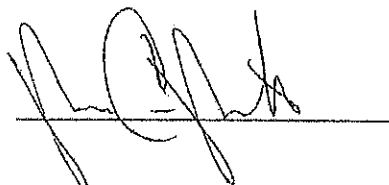
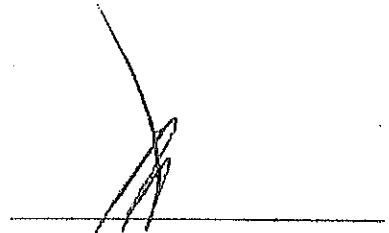
28. **NO WAIVER.** Intentionally Deleted.

29. **SURVIVAL OF CONTRACT TERMS.** The warranties, covenants, and promises contained herein shall not merge in but shall survive the closing and delivery of the Bill of Sale and other documents, continuing in full force and effect thereafter.

30. **CONFLICT OF INTREST WAIVER.** After carefully considering all possible past, present and future conflicts of interest, and having been fully informed of the potential for any/all or adverse consequences arising from this or prior legal representation, both the Purchaser and Seller, consent to allow the representation of Purchaser by StoneMandia, LLC.

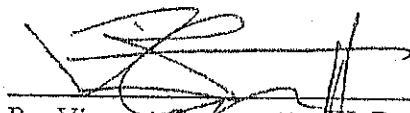
IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date set forth hereinabove.

WITNESS/ATTEST:

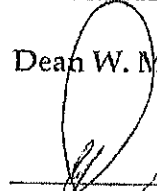
SELLERS:

Excess, Inc.

  
By: Vincent Craparotta, III, President

PURCHASERS:

Dean W. Mabie, for a closely held entity to formed

  
By: Dean W. Mabie,  
on behalf of a NJ LLC to be formed

# STONE MANDIA, L.L.C.

## *Attorneys at Law*

RICHARD B. STONE\*  
FRANK J. MANDIA, JR.

HELEN B. ROSNER  
JASON C. MANDIA\*

685 NEPTUNE BOULEVARD  
NEPTUNE, NEW JERSEY 07753

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AREA CODE 732  
TEL. 531-4300 / 774-0800  
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OF COUNSEL  
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ELANA G. TAWIL\*  
SIDNEY J. MEISTRICH  
(1937-1995)

\*MEMBER OF NJ AND NY BARS  
^MEMBER OF NJ AND FL BARS

May 14, 2019

Borough of Seaside Heights  
901 Boulevard  
Seaside Heights, New Jersey 08751

Attention: Diane Stabley, Clerk

RE: Person to Person Transfer  
Plenary Retail Consumption License # 1526-32-006-005- 1526-32-018-005  
Transferor - Excess, Inc  
Transferee - Seaside Beach Bar, LLC  
Site - Pocket License  
Our File # 38,726 -M

Dear Ms. Stabley,

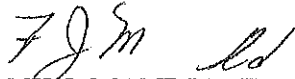
Enclosed herein please find the following:

1. Affidavit of Publication
2. Sealed, original Alcoholic Beverage Retail Licensee Clearance Certificate (Transfer).

Should there be anything further you may require, please notify my office. Thank you for your assistance.

FJM: LD  
Enclosures

Very truly yours,  
STONE MANDIA, L.L.C.

  
FRANK J. MANDIA, JR., ESQ.



State of New Jersey  
DEPARTMENT OF THE TREASURY  
DIVISION OF TAXATION

May 6, 2019

SEASIDE BEACH BAR, LLC  
FRANK MANDIA JR., ESQ.  
PO BOX 846  
NEPTUNE NJ 07753

**ALCOHOLIC BEVERAGE RETAIL LICENSEE**  
**CLEARANCE CERTIFICATE**  
**(TRANSFER)**

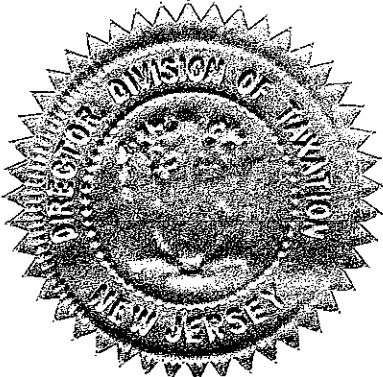
LIQUOR LICENSE NUMBER : 1526-33-018-007  
SALES TAX REGISTRATION NUMBER : B 223-535-479/000

The Director of the Division of Taxation, in accordance with Chapter 161 Laws of N.J. 1995 and other laws regarding the transfer of liquor licenses as related to the tax statutes of the State of New Jersey, has reviewed the records of the above holder of a retail alcoholic beverage license. This review shows that the licensee is eligible to have the above listed license transferred, hence this certificate for the transfer of the liquor license from **EXCESS, INC.** to **SEASIDE BEACH BAR, LLC** is issued.

This certificate does not constitute a waiver of authority to demand resolution of any deficiencies and delinquencies and shall not prevent further audit or the assessment of additional taxes, penalties, interest or fees as may be provided by law.

**NOT TO BE USED FOR RENEWAL**

Municipal Clerk: **SEASIDE BEACH BAR, LLC** must match line 2.1 of application.



John J. Ficarra  
Acting Director

2810001959223535479000018011 ABC-7

ABC-7 (7/02)

New Jersey is an Equal Opportunity Employer

# AFFIDAVIT OF PUBLICATION

Publisher's Fee \$34.56 Affidavit \$35.00

State of New Jersey } SS.  
Monmouth/Ocean Counties

Personally appeared

Diana Figueroa

Of the **Asbury Park Press**, a newspaper printed in Freehold, New Jersey and published in Neptune, in said County and State, and of general circulation in said county, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper 2 times, once in each issue as follows:

04/22/19, 04/29/19 A.D 2019

Melanie G. Allen  
Notary Public of New Jersey

Ad Number: 0003511958

