

RESOLUTION

WHEREAS, the 4 Corners Deli, LLC t/a Don Juan Restaurant is the holder of Plenary Retail Consumption License No. 0722-33-021-003, 55 Kingsley Street, West Orange, NJ 07052; and

WHEREAS, the 4 Corners Deli, LLC t/a Don Juan Restaurant has made application for a Place to Place Transfer-Extension of Premises for the above-mentioned license; and

WHEREAS, the principal has been investigated by the Township Police Department with no impediments to an interest in an alcoholic beverage license; and

WHEREAS, if granted, the existing premises will be expanded to include the adjacent storefront to the north of the current licensed space and the expansion will include an outdoor sidewalk café; and

WHEREAS, the West Orange Police Department has recommended that if the transfer is to be approved, to ensure compliance with existing township ordinances and to maintain the quality of life for the surrounding residents, the following conditions shall be established:

1. Alcohol may not be served outdoors without an accompanying food order;
2. Seating at the outdoor café for food orders shall cease at 10:00 p.m., and tables at the outdoor café shall be empty by 11:00 p.m.;
3. The premises shall establish a designated "Smoking Area" for the patrons of the establishment and said "Smoking Area" shall not be on Valley Road and shall be located away from the outdoor café area.

WHEREAS, due notice of the proposed Place to Place Transfer-Extension of Premises was published in the Star Ledger on June 14, 2018 and June 21, 2018 and appropriate fees have been paid by the applicant; and

WHEREAS, a public hearing was conducted on October 16, 2018 and no one appeared in opposition thereto; and

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of West Orange hereby authorizes the Place to Place Transfer-Extension of Premises to 4 Corners Deli, LLC t/a Don Juan Restaurant, Plenary Retail Consumption License No. 0722-33-021-003, 55 Kingsley Street, West Orange, NJ 07052 and is hereby approved subject to the following conditions established to ensure compliance with existing Township Ordinances and to maintain the quality of life for the surrounding residents:

1. Alcohol may not be served outdoors without an accompanying food order;

2. Seating at the outdoor café for food orders shall cease at 10:00 p.m., and tables at the outdoor café shall be empty by 11:00 p.m.;
3. The premises shall establish a designated “Smoking Area” for patrons of the establishment and said “Smoking Area” shall not be on Valley Road and shall be located away from the outdoor café area.

KAREN J. CARNEVALE, R.M.C. /ABC Board Secretary

**SUSAN McCARTNEY, Council President/
ABC Board Member**

Adopted: October 16, 2018