

ORDINANCE NO. 2500

**AN ORDINANCE AMENDING AND ABOLISHING CHAPTER VI, SECTION 7
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,
“REGULATIONS FOR LICENSEES AND EMPLOYEES OF LICENSED PREMISES”**

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter VI, Section 7 be and hereby is amended and abolished as follows:

SECTION 1. ~~6-7 Reserved. REGULATIONS FOR LICENSEES AND EMPLOYEES OF LICENSED PREMISES.~~

~~6-7.1 Identification Card Required for Licensee and Agents, Bartenders, Waiters and Waitresses and Other Employees.~~

~~a. Every licensee holding a plenary retail consumption license or a plenary retail distribution license, and the agents, bartenders, waiters, waitresses, barmaids, or other employees of the licensee, shall make application to the Alcoholic Beverage Control Investigation and Enforcement Unit for an identification card, which card shall be issued only upon completion of the application form provided by the Alcoholic Beverage Control Investigation and Enforcement Unit. The application shall require complete answers in writing as to the identity, character, general experience and other pertinent information with regard to the licensee, his agent, bartender, waiter or other employees.~~

~~b. The provisions of paragraph a. shall not apply to any person, whether designated as an employee, independent contractor or otherwise, whose sole function on the licensed premises is to provide entertainment for the patrons.~~

~~(Ord. No. 2207 §1)~~

~~6-7.2 Fingerprinting and Photograph; Fees.~~

~~—Upon notification by the Alcoholic Beverage Control Investigation and Enforcement Unit to the licensee, agent, bartender, waiter, waitress, barmaid and/or other employee that his application has been approved, that individual shall report immediately to the Roselle Park Police Department and permit the Police Department to take an impression of the thumb and fingertips of both hands. At the time of taking of the fingerprints, the individual shall also permit the Police Department to take a photograph of the individual which photograph shall be attached to an identification card, which shall be issued to the individual and shall be on file on the licensed premises where he is employed so that it can be exhibited on demand at any time. Such identification card shall expire one (1) year from the date of issuing, at which time new photographs shall be taken and an updated identification card issued to the licensee, agent, bartender, waiter and/or other employee. Each individual shall be required to pay a fee of twenty five (\$25.00) dollars per year for each identification card. In the event at the discretion of the Alcoholic Beverage Control Investigation and Enforcement Unit the licensee, agent, bartender, waiter, waitress, barmaid or other employee shall physically change in appearance so that identification card photograph no longer depicts their appearance, the licensee, agent,~~

~~bartender, waiter, waitress, barmaid or other employee shall be required to have a new photograph taken for which the cardholder shall pay a fee of five (\$5.00) dollars. Notwithstanding the above, nothing in this subsection is to be interpreted as increasing the civil or criminal liability of the Borough or any of its agencies as a result of the above described procedure. (Ord. No. 2207 § 1)~~

~~6-7.3—Compliance by Licensee Holding a Club License.~~

~~—Every licensee holding a club license shall be required to have its president and bar manager comply with the provisions of subsections 6-6.6 and 6-6.7. Further, any club licensee shall notify the Alcoholic Beverage Control Investigation and Enforcement Unit as to any change in the individuals serving in the capacity as president and/or bar manager. (Ord. No. 2207 § 1)~~

~~6-7.4—Employee to Conform to Requirements.~~

~~—No licensee shall engage or employ any agent, bartender, waiter or other employee in connection with the business of the licensee until and unless such person shall have conformed to the requirements of this chapter. (Ord. No. 2207 § 1)~~

SECTION 2. Invalidation

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Introduced: July 20, 2017

Adopted:

Mayor

Attest: _____
Borough Clerk