

ORDINANCE 2022-31

BOROUGH OF DUNELLEN

Adopted December 19, 2022

BE IT ORDAINED by the Borough Council of the Borough of Dunellen, County of Middlesex, State of New Jersey, that various fees as set forth in the Municipal Code of the Borough of Dunellen are hereby amended.

Chapter 168. Food-Handling Establishments

Article I. Licensing

§ 168-2. License required; fee; expiration.

B.

The annual license fee to be paid for conducting a retail food establishment shall be the sum of \$175.00. The fee for a temporary, one-day retail food establishment is set at \$25 per day. The annual fee for a mobile retail food establishment shall be in the sum of \$275.00.

D.

All new food establishments licensed on or after January 1, but before the expiration date of June 30th, shall pay half of the annual fee, \$87.50.

E.

There will be a reinspection fee of \$35.00 for each and every reinspection that results in a rating other than satisfactory.

§ 168-3. Violations and penalties.

Any person who violates any provision of or order promulgated under this article or code shall, upon conviction thereof, be punished by a fine not exceeding \$500 or by imprisonment for a term not exceeding 90 days, or both. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues. If any fee is not paid within 30 days of its due date a late fee surcharge of \$75.00 will be assessed for each calendar month or any part thereof following the due date of such fee.

Chapter 99. Amusement Devices

§ 99-4. Fees.

The annual fee for an operator of any amusement game, machine, or device, which shall include the premises where the game or games are located, shall be as follows:

A.

For the first six machines: \$60.

B.

For each additional machine over six: \$40.

C.

If any fee is not paid within 30 days of its due date a late fee surcharge of \$75.00 will be assessed for each calendar month or any part thereof following the due date of such fee.

D. License term.

The annual term for an amusement device is January 1st through December 31st and the license fee is due by December 31st.

Chapter 96. Alcoholic Beverages

§ 96-5. Plenary retail consumption licenses; fee.

The fee for a plenary retail consumption license shall be \$1,000.00 and the holder of such license shall be entitled, subject to rules and regulations, to sell for consumption on the licensed premises any alcoholic beverages by the glass or other open receptacle and also to sell all alcoholic beverages in original containers for consumption off the licensed premises.

If any fee is not paid within 30 days of its due date a late fee surcharge of \$75.00 will be assessed for each calendar month or any part thereof following the due date of such fee. The term for a plenary retail consumption license is July 1st through June 30th.

§ 96-7. Plenary retail distribution licenses; fee.

The fee for a plenary retail consumption license shall be \$1,000.00, and the holder of such license shall be entitled, subject to rules and regulations, to sell any alcoholic beverages for consumption off the licensed premises, but only in original containers.

If any fee is not paid within 30 days of its due date, a late fee surcharge of \$75.00 will be assessed for each calendar month or any part there of following the due date of such fee. The term for a plenary retail distribution license is July 1st through June 30th.

§ 96-8. Club licenses; fee.

A.

The fee for a club license shall be in the sum of \$80.00, and the holder of such license shall be entitled, subject to rules and regulations, to sell to only bona fide club members and their bona fide guests, alcoholic beverages intended for immediate consumption on the licensed premises.

If any fee is not paid within 30 days of its due date a late fee surcharge of \$75.00 will be assessed for each calendar month or any part there of following the due date of such fee. The term for a Club license is July 1st through June 30th.

Chapter 130. Clothing Bins

§ 130-1. Permit required.

In accordance with N.J.S.A. 40:48-2.61, notwithstanding any other provision of law to the contrary, no person or entity shall place, use, or employ a donation clothing bin, for solicitation purposes, within the Borough of Dunellen unless the person or entity shall obtain a permit, valid for a period of one year, issued by the Borough Clerk, upon approval of the Borough Council, in accordance with this Chapter 130. Such a permit will be valid for one year, beginning January 1 of any new year and ending on December 31 of that year.

§ 130-3. Renewal of permit.

An expiring permit for a donation clothing bin may be renewed upon application for renewal and payment of \$150.00 per bin fee for such renewal, to offset the costs involved in enforcing this chapter and N.J.S.A. 40:48-2.60 et seq. Such application shall include:

A.

The location where the bin is situated, as precisely as possible, and, if the person intends to move it, the new location where the bin would be situated after the renewal is granted and written consent from the property owner to place the bin on his property;

B.

The manner in which the person has used, sold, or dispersed any clothing or other donations collected via the bin, the method by which the proceeds of collected donations have been allocated or spent, and any changes the person anticipates it may make in these processes during the period covered by the renewal; and

C.

The name, and telephone number of the bona fide office required pursuant to § 130-2D of this chapter of any entity which shared or profited from any clothing or other donations collected via the bin, and of any entities which may do so during the period covered by the renewal.

§ 130-6. Violations and penalties.

In addition to any other penalties or remedies authorized by the laws of this state, any person who violates any provision of N.J.S.A. 40:48-2.60 *et seq.* which results in seizure of the donation clothing bin shall be: if any fee is not paid within 30 days of its due date a late fee surcharge of \$75.00 per bin will be assessed for each calendar month or any part thereof following the due date of such fee.

Ordinance 2021-04, "Sale of Electronic Smoking Devices and Electronic Smoking Device Products."

Section 3. Licensing Fees.

I.

If any fee is not paid within 30 days of its due date a late fee surcharge of \$75.00 will be assessed for each calendar month or any part thereof following the due date of such fee.