**MINUTES OF THE REGULAR MEETING OF THE LINDEN**

**BOARD OF ALCOHOLIC BEVERAGE CONTROL HELD**

**WEDNESDAY, JUNE 28, 2017**

A regular meeting of the Linden Board of Alcoholic Beverage Control was held in City Hall, 301 North Wood Avenue, Linden, NJ on Wednesday, June 28, 2017 at 4:03 p.m.

Chairman Cornwell called the meeting to order and announced that the Notice of this meeting stating the date, place and time was disseminated under the Open Public Meetings Act.

A roll showed the following members in attendance:

Commissioner Callahan

Commissioner Chesney

Chairman Cornwell

Also present was A.B.C. Secretary Joseph C. Bodek; A.B.C. Detective Fortuna and Detective Melchionna, A.B.C. attorney Nicholas Scutari was present via telephone conference.

Approval of Minutes

Mr. Callahan moved for the approval of the minutes of the meeting of December 14, 2016. The motion was seconded by Mr. Chesney and was unanimously ordered approved by a roll call vote.

Approval of Licenses 2017-2018 License Term

Mr. Bodek reported on the licenses that were ready for renewal, and had met all the terms and conditions required. He presented the following resolution for consideration by the Board:

**RESOLUTION**

## **WHEREAS**, renewal applications for Alcoholic Beverage Licenses for the license term July 1, 2017 to June 30, 2018 have been submitted in proper form, together with the appropriate license fees, and tax clearance certificate have been received for the following:

**2017/2018 ABC LICENSEES**

**Name and Address** **License Number**

**PLENARY RETAIL CONSUMPTION W/BROAD PACKAGE**

**FEE PAID $1200.00**

**Fine Wines 2009-32-035-005**

t/a Wine Zone

1771 West Edgar Rd

Linden, NJ 07036

**Link JH llC 2009-32-043-004**

t/a Linden Discount Liquor

54 E. St. George Ave.

Linden, NJ 07036

**Linwood Inn Inc. 2009-32-046-003**

t/a Linwood Inn Tap House

15 South Wood Ave.

Linden, NJ 07036

**Anand Inc. 2009-32-047-004**

t/a Liquor Shack

1600 E. St. George Ave

Linden, NJ 07036

**Karna Liquors, LLC 2009-32-053-012**

t/a Pre Game Liquors

355 West St. Georges Ave

Linden, NJ 07036

**RTP Entertainment Group, LLC 2009-32-054-007**

t/a Amsterdam Alley

9-11 West Price St.

Linden, NJ 07036

**Domingos Inc 2009-32-058-004**

t/a Nunos Pavilion

300 – 318 Roselle St.

Linden, NJ 07036

**JAI AKSHARDHAMI KRUPA 2009-32-070-008**

t/a Liquor City @ Sam’s Club

1900 E. Linden Ave. Suite 2

Linden, NJ 07036

**Neelkanth Inc. 2009-32-074-007**

t/a Pied Piper Liquors

613 A. W. Edgar Road

Linden, NJ 07036

**PLENARY RETAIL CONSUMPTION**

**FEE PAID $1200.00**

**James S. Cecire Corp. Inc. 2009-33-007-004**

t/a Cheeques Lounge

1230 East Linden Ave.

Linden, NJ 07036

**Amici III Inc. 2009-33-009-011**

t/a Amici III Inc.

1700 West Elizabeth Avenue

Linden, NJ 07036

**Park Avenue Restaurant Corp. 2009-33-011-008**

t/a Taboo Men’s Club

2005 2015 East Linden Ave.

Linden, NJ 07036

**Styles Inn, LLC 2009-33-015-006**

Styles Inn

305 North Stiles Street

Linden, NJ 07036

**Bar Lin Inc. 2009-33-017-005**

t/a Linda’s Driftwood Bar & Grill

344 South Wood Ave.

Linden, NJ 07036

**JPOM, LLC 2009-33-024-005**

t/a Parkview Tavern & Restaurant

2048 E. St. Georges Ave.

Linden, NJ 07036

**Linden BWW LLC** **2009-33-029-005**

t/a Buffalo Wild Wings Grill & Bar

1701 W. Edgar Rd. Space G

Linden, NJ 07036

**Jersey Lanes Inc. 2009-33-031-003**

t/a Jersey Lanes

30 Park Avenue

Linden, NJ 07036

**Robin’s Nest Rhythm &Blue LLC 2009-33-033-006**

t/a Robin’s Nest Rhythm & Blue

3103 Tremley Point Road

Linden, NJ 07036

**Kontra Corp 2009-33-036-003**

t/a Mikes Tavern

1101 1109 Roselle Street

Linden, NJ 07036

**Hutnik Limited Liability Company 2009-33-041-008**

t/a Abigails Café

804 West Elizabeth Ave

Linden, NJ 07036

**Linden Lanes Grill Inc 2009-33-042-002**

t/a Linden Lanes Grill

741 North Stiles Street

Linden, NJ 07036

**Chevys Food Service of Linden LLC 2009-33-049-004**

t/a Chevys Fresh Mex

Aviation Plaza

Linden, NJ 07036

**Apple Food Service of Linden, LLC 2009-33-066-008**

t/a Applebee’s Neighborhood Grill & Bar

671 West Edgar Rd

Linden, NJ 07036

**Braid Restaurant Group, LLC 2009-33-067-006**

t/a TGI Fridays, Inc.

400 South Park Ave.

Linden, NJ 07036

**Swan Recreation Inc. 2009-33-071-003**

t/a Josephs Pub

301 East Edgar Road  
Linden, NJ 07036

**Dragonfly Sushi, LLC 2009-33-075-012**

t/a Dragonfly Sushi

661 West Edgar Rd

Linden, NJ

**BHG Bar and Restaurant LLC 2009-33-076-005**

t/a Merdies

700 East Elizabeth Ave.

Linden, NJ 07036

**Graceland Linden LLC 2009-33-087-004**

t/a Washington Avenue Pub

704 Washington Avenue

Linden, NJ 07036

**PLENARY RETAIL DISTRIBUTION**

**Fee Paid $800.00**

**Metro Wine and Liquor, Inc. 2009-44-003-007**

t/a Metro Liquors

1179 West Saint Georges Avenue

Linden, NJ 07036

**Deephet Enterprise Inc. 2009-44-006-004**

t/a Benos Liquors

100-102 North Wood Ave.

Linden, NJ 07036

**ARMS LLC 2009-44-008-009**

t/a A & S Discount Liquors

206 North Wood Avenue

Linden, NJ 07036

**Dave Wines Inc. 2009-44-065-005**

t/a South Wood Liquors

928 S. Wood Avenue

Linden, NJ 07036

**431 North Wood Avenue LLC 2009-44-069-009**

t/a Ever Blue Liquors

431 North Wood Ave

Linden, NJ 07036

**CLUB LICENSES**

**Fee Paid $300.00**

**Linden Post #102 American Legion 2009-31-077-001**

t/a Linden Post #102 American Legion

112 West Elizabeth Ave.

Linden, NJ 07036

**Hungarian Round Table Charitable Assoc. of Linden, Inc. 2009-31-081-001**

t/a Hungarian Round Table Charitable Assoc. of Linden, NJ

431 Maple Ave.

Linden, NJ 07036

**Linden Lodge #913 Inc. 2009-31-082-002**

t/a Loyal Order of the Moose

43-115 Luttgen Place

Linden, NJ 07036

**John Russell Wheeler Post #1397 2009-31-085-001**

Vetereans of Foreign Wars

20 Pennsylvania R.R. Avenue

Linden, NJ 07036

**NOW, THEREFORE BE IT RESOLVED,** by the Board of Alcoholic Beverage Control of the City of Linden, does hereby approve the renewal of the aforesaid alcoholic beverage licenses for the license term July 1, 2017 to June 30, 2018.

Mr. Chesney moved the resolution for renewal of 2017-2018 A.B.C. licenses. The motion was seconded by Mr. Callahan and was unanimously ordered approved by a roll call vote.

Mr. Bodek then reviewed, individually, the licenses that were not renewed, and the reasons for the non-renewal. There were questions from the Commissioners on some of the licenses.

**Discussion on Charges**

Mr. Bodek gave details regarding the preferring of charges against License # 2009-33-024-004. Detective Fortuna presented Police reports regarding the numerous incidents and explained the circumstances of each incident at Parkview Tavern. After further discussion Mr. Chesney moved to prefer the following charges:

#16002684 January 16, 2016 – Simple Assault

#17000919 January 7, 2017 – Aggravated Assault involving a gun, unlawful possession of weapons, possession of weapons for unlawful purposes.

#17005271 February 6, 2017 – Simple Assault

#17018901 April 30, 2017 – Aggravated Assault, Aggravated Assault – other Weapon, Possession of weapons for unlawful purposes, Fighting/Public Brawl.

Based on the above, I am requesting the Board prefer the following charges against Lic. #2009-33-024-004.

1-16-2016 – In violation of N.J.A.C. 13:2-23.6(a)3 did allow the licensed premise to operate its business in such a matter as to constitute a nuisance by allowing conduct that is contrary to the public health, safety and welfare.

1-7-2017 – In violation of N.J.A.C. 13:2-23.6(a)3 did allow the licensed premise to operate its business in such a matter as to constitute a nuisance by allowing conduct that is contrary to the public health, safety and welfare.

2-6-2017 – In violation of N.J.A.C. 13:2-23.6(a)3 did allow the licensed premise to operate its business in such a matter as to constitute a nuisance by allowing conduct that is contrary to the public health, safety and welfare.

4-30-2017 – In violation of N.J.A.C. 13:2-23.6(a)3 did allow the licensed premise to operate its business in such a matter as to constitute a nuisance by allowing conduct that is contrary to the public health, safety and welfare.

In violation of N.J.A.C. 33:1-31(h) licensee did violate the Revised General Ordinances of the City of Linden, 1999, Chapter 6, section 6-9.4(d) that the licensed activity cannot be conducted on the premises without frequent disturbances, relative to the incidents on January 7, 2017,

With a pre-hearing conference being scheduled for July 12, 2017 at 4:00 p.m., Linden City Hall, Council Office, 301 North Wood Avenue, Linden, NJ.

Commissioner Chesney moved to prefer the charges and set a pre-hearing conference. The motion was seconded by Commissioner Callahan and was unanimously ordered approved by a roll call vote.

Report on Mike’s Tavern

Detective Fortuna and Detective Melchionna gave a report on the random inspection of Mike’s Tavern by the State Alcoholic Beverage Control and the City of Linden.

Mr. Bodek also informed the Commission regarding the transfer of License #2009-33-041-008.

**Public Comment**

There was no public comment.

There being no further business to come before the Board, Mr. Callahan moved to adjourn the meeting.

The motion was seconded by Mr. Chesney, and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 4:20 pm.

Respectfully submitted,

Joseph C. Bodek

A.B.C. Secretary