

**COUNCILMANIC RESOLUTION AUTHORIZING RENEWAL OF A
CERTAIN PLENARY RETAIL CONSUMPTION LICENSE FOR THE
2007 - 2008 LICENSED TERM HERETOFORE ISSUED TO JORGE E.
& SOFIA MANCERA T/A LATINO'S CORP., 665 SOUTH AVENUE,
CITY OF PLAINFIELD, LICENSE #2012-33-017-004,
(AN INACTIVE LICENSE)**

WHEREAS, Jorge E. & Sofia Mancera, owners of a Plenary Retail Consumption License #2012-33-017-004 commonly known as Latino's Corp., currently issued as an inactive license has petitioned the Division of Alcoholic Beverage Control for a Special Ruling to permit filing of a renewal application pursuant to N.J.S.A. 33:1-12.39; and

WHEREAS, the Division of Alcoholic Beverage has determined that good cause exists for the governing body to consider the renewal application of the licensee; and

WHEREAS, the applicant is qualified to be licensed according to all statutory, regulatory, and local governmental laws and regulations; and

WHEREAS, it is now within the purview of the governing body to either grant or deny said application in the reasonable exercise of its discretion; now, therefore, be it

RESOLVED, that a **Plenary Retail Consumption License** be issued to the following licensee:

<u>NAME</u>	<u>LICENSE NUMBER</u>
JORGE & SOFIA MANCERA t/a Latino's Corp. 665 South Avenue	2012-33-017-004

retroactive July 1, 2007 and ending June 30, 2008, with the following Special Conditions Imposed:

1. **Consistent with N.J.S.A. 33:1-32 the Director of Division of Alcoholic Beverage Control has authorized the Plainfield Municipal Council to grant renewal of the license for the 2007 - 2008 license term; be it**

FURTHER RESOLVED, that the Plainfield Municipal Council does hereby grant approval for renewal of the subject license for the 2007-2008 licensed term providing that all standards, regulations and conditions are consistent with Title 33.

ADOPTED BY THE CITY COUNCIL

JULY 18, 2007

Laddie Wyatt, Municipal Clerk



JON S. CORZINE
GOVERNOR

STATE OF NEW JERSEY
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
P.O. Box 087
TRENTON, NJ 08625-0087
PHONE: (609) 984-2830 FAX: (609) 633-6078
HTTP://WWW.NJ.GOV/LPS/ABC

RECEIVED & FILED
CITY CLERK'S OFFICE
2007 JUN 29 AM 11:21
PLAINFIELD, NEW JERSEY

STUART RABNER
ATTORNEY GENERAL
JERRY FISCHER
DIRECTOR

June 28, 2007

RE: SPECIAL RULING TO PERMIT RENEWAL OF INACTIVE
LICENSE PURSUANT TO N.J.S.A. 33:1-12.39
FOR THE 2007-2008 LICENSE TERM(S);
LIC. NO. 2012-33-017-004
LIC. NAME: Latino's Corp
Docket No. 06-07-4977

Dear Petitioner:


Enclosed please find a Special Ruling to permit consideration of a renewal application for the above-referenced inactive license pursuant to N.J.S.A. 33:1-12.39. As noted in the enclosed document, this Ruling merely determined that good cause exists for the issuing authority to consider your application. It is now within the purview of the local issuing authority to either grant or deny your renewal application in the reasonable exercise of its discretion.

Be advised that if your license is merely inactive and is sited at a premises, in order to activate this license during any of the license terms referenced above, you are required to file an amendment to your license application pursuant to N.J.A.C. 13:2-2.14. To properly file the amendment, pages 1, 2, and 11 of the 12 page license application must be filed with the local issuing authority not more than 10 days prior to, or 10 days after, opening the business. The local issuing authority will then present you with a current license certificate which must be prominently displayed where it can be readily seen by customers. N.J.A.C. 13:2-23.13(a)1.

However, if your license is a "pocket license," (a license not sited at a premises) and you wish to activate your license at a premises during any of the license terms referenced above, you must file a full 12-page application transferring the license from "pocket" status to the intended premises. Please contact your local issuing authority to comply with all requirements regarding the transfer.

I suggest that you contact the local issuing authority immediately to determine what steps are necessary to complete your license application renewal process.

Very truly yours,


Chris Margounakis
Executive Assistant

c: ABC Licensing Bureau
City of Plainfield Clerk w/ License Certificate



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

LIC. NO. 2012-33-017-004

DOCKET NO. 06-07-4977

IN THE MATTER OF THE)
APPLICATION TO PERMIT THE)
RENEWAL OF AN INACTIVE LICENSE)
PURSUANT TO N.J.S.A. 33:1-12.39 FOR)
THE 2007-2008 LICENSE TERM(S))
)
)
Latino's Corp)
_____)

SPECIAL RULING

BY THE DIRECTOR:

The petitioner or licensee has filed a verified petition requesting authorization for the local issuing authority to consider a renewal application for License No. 2012-33-017-004 for the 2007-2008 license term(s) pursuant to the provisions of N.J.S.A. 33:1-12.39.

I have reviewed the petition filed in this matter and have considered all the facts and circumstances related to the inactive status of this license. I find that the petitioner or licensee has established good cause in accordance with the statutory requirements to warrant an application for renewal of the license for the 2007-2008 license term(s).

Accordingly, the municipal issuing authority is hereby authorized to consider the application for renewal of the subject license for the 2007-2008 license term(s) and to thereupon grant or deny said application in the reasonable exercise of its discretion. This authorization does not abrogate the licensee's obligation to timely submit the license renewal application and requisite fees prior to any consideration of renewal.

Please note that the approval granted herein is conditional, and is based upon the representations set forth in the petitioner's notarized letter(s). This approval is subject to review and/or modification should the factual circumstances warrant.



JERRY FISCHER
DIRECTOR

DATED: June 28, 2007