

Town of West New York Hudson County, New Jersey

Alcoholic Beverage Control Board

VIA ZOOM

Minutes of Regular Meeting

Monday, October 7, 2024



*Dennis DeSocio
Damaris Gonzalez
Alain Jover (Absent)
Board of Alcoholic Beverage Control*

Attest: *Mireya De La Cruz*
Board Secretary
Adopted: 10/24/2024

Alcoholic Beverage Control Board

Monday, October 7, 2024

Regular Meeting

Reference is made to the official transcript of the Monday, October 7th, 2024, which is incorporated into these minutes by specific reference thereto; if there is any inconsistency between the official transcript and these minutes, the official transcript is deemed to be controlling.

Meeting starts 6:02PM

Pledge to the flag

Open Public Meetings Act Notice

Roll Call:

Members Present

Dennis DeSocio/Member

Damarys Gonzalez

Alain Jover (Absent)

Also in attendance:

ABC Board Attorney Michael Simone, Esq, John Bruno Esq, Prosecutor, Det. Luis Rivera/WNY Police Department, Mauricio Gutierrez Zoom Coordinator and Mireya De La Cruz/Board Secretary.

There is a quorum and the meeting continued

ABC Board Attorney Michael Simone, Esq.... reads the following announcement.

OPEN PUBLIC

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

As presiding officer of this regular meeting of the A.B.C. Board of the Town of West New York, held Monday, October 7th, 2024 at 6:00 P.M. in West New York Town Hall, Mayor's Conference Room, First Floor at 428 – 60th Street, West New York, New Jersey 07093, I do hereby publicly announce, and direct that this announcement shall be placed in the minutes of this meeting and that the notice requirements provided for in the "Open Public Meetings Act" have been satisfied. Notice of this meeting was transmitted by the A.B.C. Secretary to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulletin Board, Town Hall, and Municipal Website and filed with the Town Clerk.

Copies are available to the public in accordance with the law.

This meeting is being held both in person and via Zoom with a conference call feature and copies are available to the public in accordance with the law.

Report to Board Attorney Regarding Pending Matters/transferring:

• **Pending renewal for 2023-2024**

License-Barbieri WNY LLC-#0912-33-066-012

License-Ganesh Wine Mart-#0912-44-013-006

License-Zoni Restaurant-#0912-33-089-005

1. Pending/Charges Hearing for La Nueva Elegancia/Lic. #0912-33-012-007

This pending charges hearing for La Nueva Elegancia will have detective Rivera given Bruno today and that we will be able to discuss later and then present to the board at the next meeting.

• **Pending Transfer for 2024-2025**

La Mexicanita Rest-#0912-33-022-010

WNY Liquors-#0912-44-002-005

Hacienda El Farolito-#0912-33-009-008

Ganesh Wine-#0912-44-013-006

West & Co #0912-33-069-018

MOVING THIS RESOLUTION TO NEXT MEETING

R1-10/07/2024

Approving Minutes from July 25, 2024
ADOPTION OF MINUTES

BE IT RESOLVED by the West New York Board of Alcoholic Beverage Control that proposed Minutes are approved and adopted for the following meeting:

- ***July 25, 2024***

And the Board Secretary is directed to have the Official Minutes executed by the Board Members and placed into the records of this Board.

R2-10/07/2024
RESOLUTION APPROVING LIQUOR LICENSE RENEWAL APPLICATIONS FOR THE
2024-2025 TERM
ABC/WEST NEW YORK

BE IT RESOLVED by the West New York Board of Alcoholic Beverage Control for the Town of West New York (WNY ABC) that:

WHEREAS, applications for renewal of license in accordance with the provisions of law have been received for the below-listed licenses; and

WHEREAS, the said WNY ABC is satisfied that a review of the applications has been made by the Board Secretary and the Board Attorney and that no remonstrance, protests, objections or complaints have been filed with the WNY ABC by any person or entity or by the West New York Police Department regarding renewal of said licenses; and

WHEREAS, the Division of Taxation has issued the required Tax Clearance Certificate for Renewal and all required fees paid for each of the below-listed Licenses

NOW, THEREFORE, BE IT RESOLVED by the WNY ABC that the licenses listed below are renewed for the July 1, 2024 through June 30, 2025 License Term:

The total number of Liquor Licenses approved for the July 1, 2024 through June 30, 2025 License Term at this time is two (2), which total is comprised of the following:

| <u>Licenses#</u> | <u>Name</u> |
|--------------------|-------------------|
| 1. 0912-33-066-012 | Barbieri WNY, LLC |
| 2. 0912-44-080-008 | J&L Liquors, Inc |

- *Class C: 31 Club License-0*
- *Class C: 32 Plenary Retail Consumption with Broad Package Privilege-0*
- *Class C: 33 Plenary Retail Consumption-1*
- *Class C: 43 Limited Retail Distribution-0*
- *Class C: 44 Plenary Retail Distribution-1*

As of the date of the adoption of this Resolution, the total number of Liquor Licenses approved for the July 1, 2024 through June 30, 2025 License Term is Forty five (45) which total is comprised of the following:

- *Class C : 31 Club License-2*
- *Class C : 32 Plenary Retail Consumption with Broad Package Privilege-1*
- *Class C : 33 Plenary Retail Consumption-28*
- *Class C : 43 Limited Retail Distribution-2*
- *Class C : 44 Plenary Retail Distribution-12*

BE IT FURTHER RESOLVED that the Board Secretary is to transmit a certified copy of this resolution to the State Director of Alcoholic Beverage Control along with the Application, copy of the Tax Clearance Certificate and required State Fee and is, further directed, to place a certified copy of this Resolution into the file folder of every Licensee listed herein, **on October 07, 2024 Regular Meeting.**

Mireya De La Cruz/Abc Secretary

Motion

By: Denise DeSocio

Second by: Damaris Gonzalez

MOVING THIS TO NEXT MEETING

R3-10/07/2024

*Approving Person to Person Transfer from
PKN Enterprises LLC
To SDK PARK AVE LLC/Trade as Pavan Liquor
License #0912-44-068-004
ABC/WEST NEW YORK*

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License #0912-44-068-004, heretofore issued "Paven Liquors LLC" to "PKN Enterprises LLC"; which is currently in active status; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 44 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing Obtained in connection with the license business; and

*WHEREAS, the proposed transfer has been properly advertised and proof of publication submitted and no objections to transfer have been received by or filed with the **Board Secretary** and the **Board Attorney** and no*

remonstrance, protests, objections, or complaints have been filed with the WNY ABC by any person or entity or by the West New York Police Department regarding this license; and

WHEREAS, a Tax Clearance Certificate for Transfer has been received from the NJ Division of Taxation.

NOW, THEREFORE BE IT RESOLVED that the West New York ABC does hereby approve, the transfer of the aforesaid Plenary Retail Consumption License to “PKN ENTERPRISES, LLC”, and does hereby direct the Board Secretary to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to “SDK Park AVE LLC/Pavan Liquors”, Effective October 07, 2024.”

Be It Further Resolved that the approval of the proposed person-to-person transfer of the aforesaid license-#0912-44-068-004.

CERTIFICATION

I, Mireya De La Cruz, Secretary of the WNY ABC, do hereby certify that the foregoing is a true copy of a resolution duly adopted by WNY at ABC Regular Meeting, October 07, 2024.

Mireya De La Cruz/Board Secretary

PUBLIC PORTION

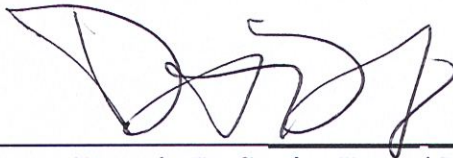
NONE

ADJOURNMENT

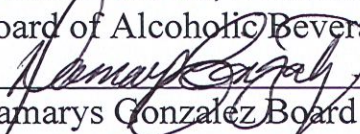
Motion to adjourn made by Damarys Gonzalez, second by Denise DeSocio all voted in favor
Meeting adjourned at 6:27pm

All in Favor; Resolutions Adopted

*Motion by
Damarys Gonzalez
Second by: D. Desioso*



Dennis DeSocio, Board Member
Board of Alcoholic Beverage Control



Damarys Gonzalez Board Member
Board of Alcoholic Beverage Control

(Absent)

Alain Jover, Board Member
Board of Alcoholic Beverage Control

*Attest: _____
Mireya De La Cruz/Board Secretary
Adopted: 10/24/2024*