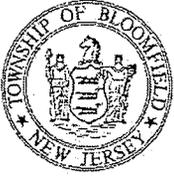


11-3



Township Council

1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

http://www.bloomfieldtwpnj.com

Meeting: 03/19/12 07:00 PM

2012 RESOLUTION AGREEMENTS

3 On The Rocks Settlement

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, hereby authorizes the Mayor to execute the attached settlement agreement between the Township of Bloomfield, and 3 On the Rocks Inc. (t/a 3 on the Rocks) both parties agree to settle this matter in accordance with the attached agreement.

* * * * *

I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on March 19, 2012.

Louise M. Palagano
Municipal Clerk of the Township of Bloomfield
Raymond Hamilton
Mayor of the Township of Bloomfield

✓ Vote Record - Resolution 1622						
		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended						
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Withdrawn						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> Approved	Elias Chalet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Approved by Consensus	Nicholas Joanow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Not Discussed	Carlos Bernard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Tabled with No Vote	Michael Venezia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Discussed	Peggy O'Boyle Dunigan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Veto by Mayor	Bernard Hamilton	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Raymond McCarthy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

APPROVED AS TO FORM AND PROCEDURE
ON BASIS OF FACTS SET FORTH

Brian J. How
Director of Law - Township Attorney

THOMAS J. WALL, ESQ.,
THOMAS J. WALL, LLC
115 RIVER ROAD, SUITE 300
EDGEWATER , NEW JERSEY 07020
Telephone : 201.941.9000
Fax: 201.840.4042
Attorney for 3 on the Rocks

State of New Jersey, Office of Administrative Law

In the Matter of 3 on the Rocks
Inc (t/a 3 on the Rocks)

Docket No. ABC -03266-2009 N
Judge: Caridad F. Rigo, ALJ

Consent Order and Settlement

This matter being opened to the Court on the trial of this matter, Thomas J. Wall, Esq., attorney for 3 on the Rocks, Inc., Brian J. Aloia, Esq, Director of Law for the Township of Bloomfield, Paul Sant'Ambrogio, Esq., appearing, and it appearing that the parties have stipulated to the truth and admissibility of the certifications of the municipal clerk(Exhibit A) and Brian J. Aloia, Esq., (Exhibit B) and it further appearing that the licensee stipulates that there was no misconduct or improper legal information tendered by Brian J. Aloia Esq., and it further appearing that any delay in or failure to renew was inadvertent as the result of the licensee's interpretation of the then prevailing circumstances, and it further appearing that the licensee has not opened for business since 2008, and the parties having resolved the issues on appeal by such stipulation and having determined that the following constitutes the appropriate remedy and the parties consenting hereto, the matter is settled and the appeal is dismissed as withdrawn upon the following terms:

1. The licensee shall pay any fees due from 2008 to date not later than April 15, 2012 and upon doing so, the license shall be deemed renewed through the 2008-2009; 2009-2010; 2010-2011, and 2011-2012 licensing periods nunc pro tunc at which time the license shall be deemed valid and in good standing as a pocket license and the licensee shall be deemed eligible to file an application for renewal and pay the fee for the 2012-2013 term and the municipality consents to the issuance of a special ruling by the Director if necessary to implement same;
2. The licensee shall comply with all municipal ordinances applicable to the location and operation of the premises and any place to place or person-to-person transfers;
3. If renewed, the license shall bear a restriction that it will not be placed at a location which permits exotic dancers or what is commonly referred to as as a "go-go" bar; and
4. This agreement is subject to approval by the Township Council as Local Enforcement Agency.

Caridad F. Rigo, ALJ

I consent to the form and
entry hereof

THOMAS J. WALL

PAUL SANT'AMBROGIO