

APPLICATIONS RECEIVED AFTER JULY 31st WILL BE ASSESSED A TWENTY-FIVE DOLLAR LATE FEE.

**LICENSE APPLICATION
FOOD ESTABLISHMENT
EAST ORANGE DEPARTMENT OF LICENSING**

The applicant hereby agrees to comply with the applicable provisions of the City Code. No license shall be transferable. No person shall operate a Food Establishment without a valid license. Fees are as follows:

Restaurants/Cafeteria/Shelter/Nursing Home/Boarding Homes/Schools/ Day Care Centers/Other

Seating capacity 50 or more	\$112.00
Less than 50 seats	56.00
Health Food Store	56.00
Package Goods/Liquor Store	56.00

Bakery, Deli, Grocery, Convenience Store **56.00**

Large Chain Stores Including Drug Stores and Supermarkets Up to 5000 sq. feet	112.00
Over 5000 sq feet	224.00

LICENSE NUMBER _____ FEE _____

DATE _____

Trade Name of Establishment _____

Address Where License Is Issued _____

Name of Applicant _____
First Middle Last

Home Address _____
Number Street City/State Zip

Phone Number _____
Home Business

Restaurant Operated or Owned By Individual _____ Partnership _____ Corporation _____

CONTINUED ON BACK OF PAGE

A. Partnership: List Name & Residence of Each:

Name _____

Address _____ Phone # _____

Name _____

Address _____ Phone # _____

B. Corporation: Are the names and addresses of present officers and the address of your registered agent on file with the Secretary of State? Yes _____ No _____

Name of Registered Agent _____

Address of Registered Agent _____

Phone Number _____

Seating Capacity of Establishment _____

State of New Jersey
County of Essex
City of East Orange

Affidavit

_____ being duly sworn deposes and says that
(Applicant's Name) he/she is the individual making the foregoing application for a
Retail Food license and that the answers to the questions contained therein are true.

Subscribed and sworn before me this _____ day of _____ 20 _____

NOTARY SIGNATURE

APPLICANT SIGNATURE

PLEASE COMPLETE BOTH OF THE ENCLOSED APPLICATIONS AND RETURN BOTH WITH THE PROPER FEE SO THAT WE MAY PROCESS YOUR APPLICATION FOR YOUR RETAIL FOOD ESTABLISHMENT.

THE APPLICANT HEREBY AGREES TO COMPLY WITH THE APPLICABLE PROVISIONS OF THE SANITARY AND BUILDING CODE OF THE CITY OF EAST ORANGE AND ALL OTHER RELATED CITY ORDINANCES.

NO OPERATION WILL BE PERMITTED AFTER JULY 31ST UNLESS THE OPERATOR SHALL HAVE APPLIED FOR AND RECEIVED HIS/HER NEW LICENSE.

LEGAL NAME OF FOOD ESTABLISHMENT _____

ADDRESS _____

BUSINESS PHONE NUMBER _____

TYPE OF ESTABLISHMENT:

RESTAURANT _____ FOOD/GROCERY STORE _____ DELI _____ SUPERMARKET _____

BAKERY _____ PHARMACY _____ LARGE CHAIN DRUG/FOOD STORE _____

SERVICE STATION/ FOOD MART _____ CAFETERIA _____ SHELTER _____

OTHER _____

RESTAURANT OWNED BY: INDIVIDUAL _____ PARTNERSHIP _____ CORPORATION _____

IS ESTABLISHMENT A NON-PROFIT ORGANIZATION? YES _____ NO _____

NAME AND ADDRESS OF OPERATOR OF FOOD ESTABLISHMENT:

INDIVIDUAL:

NAME _____

RESIDENCE _____
ADDRESS CITY STATE ZIP

HOME NUMBER _____ CELL NUMBER _____

PARTNERSHIP:

NAME _____

RESIDENCE _____
ADDRESS CITY STATE ZIP

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CORPORATION:

ARE NAMES AND ADDRESSES OF PRESENT OFFICERS AND NAME AND ADDRESS OF REGISTERED AGENT ON FILE WITH THE SECRETARY OF STATE?

YES _____ NO _____

NAME OF REGISTERED AGENT _____

ADDRESS OF REGISTERED AGENT _____

TELEPHONE NUMBER _____

DATE OF APPLICATION _____

SIGNATURE OF APPLICANT _____

TITLE _____

ORDINANCE OF THE CITY OF EAST ORANGE, NEW JERSEY

1ST Reading: 7, 20, 15
Public Hearing: 8, 10, 15
2nd Reading & Adoption: . 8, 10, 15

Referred to Planning Board: ____/____/____
Received from Planning Board: ____/____/____

Approved as to Formal and Legality
On Basis of Facts Set forth:

Factual Contents Certified to By:


.....
City Counsel

.....
Department Head

Appropriations:

..... Tabled: ____/____/____ Removed From Table: ____/____/____
Comptroller

Councilman/ Councilwoman GREEN/TALMADGE/JOHNSON Presents the following Ordinance:

ORDINANCE No. 41 of 2015

AN ORDINANCE CREATING CHAPTER 30 OF THE CODE OF THE CITY OF EAST ORANGE REGULATING THE SALE OF TOY GUNS

WHEREAS, the Administration and the City Council of the City of East Orange recognize that there is a continued need to prevent violence due to guns within the City; and

WHEREAS, the Administration and the City Council are also aware that certain toy guns, on many occasions, can be mistaken for real guns resulting in the death or dismemberment of citizens including children of our community; and

WHEREAS, the Administration and the City Council recognize that they need to restrict the sale of certain toy guns to minimize the death or dismemberment due to the use or presence of such guns; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of East Orange that Chapter 30 of the Code of the City of East Orange is hereby established as follows:

SECTION 1.

Chapter 30: Toy Guns

§30-1. Sale prohibited; exceptions.

- A. Sale of toy pistols. It shall be unlawful for any person to sell or dispose of to a minor any toy pistol that can be loaded with powder and ball or blank cartridge to be exploded by means of metal caps, but nothing herein contained shall apply to the sale or disposal of what are known as "firecracker pistols" or such pistols as are used for the explosion of paper caps.
- B. It shall be unlawful for any person to sell or offer to sell, possess or use or attempt to use or give away any toy or imitation firearm which substantially duplicates or can reasonably be perceived to be an actual firearm unless:
 - (1) The entire exterior surface of such toy or imitation firearm is colored white, bright red, bright orange, bright yellow, bright blue, bright pink or bright purple, either singly or as the predominant color in combination with other colors in any pattern; or
 - (2) Such toy or imitation firearm is constructed entirely of transparent or translucent materials which permits unmistakable observation of the imitation or toy firearm's complete contents
 - (3) The barrel of such toy or imitation firearm, other than the barrel of any such toy or imitation firearm that is a water gun, is closed with the same material of which the toy or imitation firearm is made for a distance of not less than 1/2 inch from the front end of said barrel; and
 - (4) Such toy or imitation firearm has legibly stamped thereon the name of the manufacturer of such trade name, mark or brand by which the manufacturer can be readily identified; and
 - (5) Such toy or imitation firearm does not have attached thereto a laser pointer.

C. Subsection **B** of this section shall not apply to:

- (1) The possession or display of toy or imitation firearms by a manufacturer or dealer solely for purposes of sales that are accompanied by delivery to a point without the City;
- (2) Any toy or imitation firearm that will be used only for or in the production of television programs or theatrical or motion picture presentations; provided, however, that such use of any toy or imitation firearm complies with all applicable laws, rules or regulations concerning request and receipt of waivers authorizing such use;
- (3) Nonfiring collector replica antique firearms, which look authentic and may be a scale model but are not intended as toys, molded on real firearms designed, manufactured and produced prior to 1898.

D. Air pistols and air rifles; selling or possessing:

- (1) It shall be unlawful for any person to sell, offer to sell or have in such person's possession any air pistol or air rifle or similar instrument in which the propelling force is a spring or air, except that the sale of such instruments, if accompanied by delivery to a point with the City, and possession for such purpose, shall not be unlawful if such person shall have secured an annual license from the City authorizing such sale and possession. The sale and delivery of such instruments within the City from one licensee to another licensee, and the use of such instruments in connection with an amusement licensed by the Division of Consumer Affairs or at rifle or pistol ranges duly authorized by law, shall not be considered a violation of this section.
- (2) All persons dealing in such instruments referred to in this section shall keep a record showing the name and address of each person purchasing such instrument or instruments, together with place of delivery, and said record shall be open to inspection during regular business hours by the officer of the Police Department of the City.
- (3) Every person to whom a license shall be granted to sell, possess and deliver the instruments described in this section shall pay an annual fee of \$10.

§30-2. Violations and penalties.

- A. Toy guns. Except as otherwise specifically provided in this section, any person who shall willfully violate any provisions of §30-1A through B shall, upon conviction, be punished by a fine or not more than \$50 or by imprisonment not exceeding 30 days or both such fine and imprisonment.
- B. Air pistols and air rifles. Any person who shall violate §30-1D shall be guilty of a misdemeanor, punishable by a fine of not more than \$500 or imprisonment not exceeding six months or both.

SECTION 2.

That all Ordinances and parts of Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency.

SECTION 3.

This Ordinance shall take effect after final passage and upon expiration of twenty (20) days following publication unless otherwise provided by resolution of this City Council.

FIRST READING

COUNCILMEMBER	AYE	NAY	N.V.	A. B.	VETO
FIELDS	✓				
BULLOCK	✓				
COOPER	✓				
MCPHATTER	✓				
GREEN	✓				

COUNCILMEMBER	AYE	NAY	N.V.	A.B.	VETO
HUGHES	✓				
JOHNSON	✓				
JAMES	✓				
TALMADGE	✓				
HOLMAN	✓				

RECORD OF COUNCIL VOTE ON SECOND READING & FINAL PASSAGE

COUNCILMEMBER	AYE	NAY	N.V.	A. B.	VETO
FIELDS			X		
BULLOCK	X				
COOPER	X				
MCPHATTER				X	
GREEN	X				

COUNCILMEMBER	AYE	NAY	N.V.	A.B.	VETO
HUGHES	X				
JOHNSON	X				
JAMES	X				
TALMADGE	X				
HOLMAN	X				

X- Indicates Vote A.B.- Absent N.V. -Not Voting (Abstained or Excused) ACTION ON VETO: ↓ To Sustain ↓↓ To Over-Ride

Passed on First Reading: 7 / 20 / 2015
 Adopted on final Reading: 8 / 10 / 2015
 Presented to Mayor: 8 / 11 / 2015
 Approved: 8 / 18 / 2015

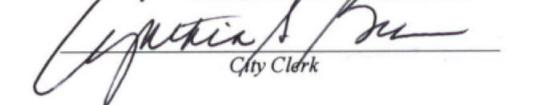
Vetoed: ____ / ____ / 2015

Reconsidered by Council: ____ / ____ / 2015



 Mayor



 Council Chairman/Chairwoman


 City Clerk