



**Township Council**  
1 Municipal Plaza  
Bloomfield, NJ 07003

**Louise M. Palagano**  
*Municipal Clerk*

<http://www.bloomfieldwpnj.com>

Meeting: 01/12/15 07:00 PM

**2015 ORDINANCE AMENDMENT**

**AN ORDINANCE TO AMEND CHAPTER 159, "BUSINESS HOURS", ARTICLE VI "Retail Establishments," § 159-9 "Hours of operation designated" WITHIN THE TOWNSHIP CODE OF THE TOWNSHIP OF BLOOMFIELD**

**WHEREAS**, the Township of Bloomfield desires to protect and maintain the tranquility of the residential neighborhoods within the Township; and

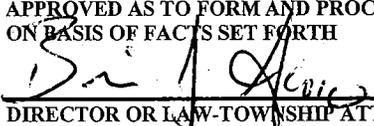
**WHEREAS**, to preserve the peace and tranquility of the Township's residential neighborhoods, it is necessary and desirable to prohibit the operation of all retail businesses that seek to sell goods and services to the public between the hours of 12:00 midnight and 6:00 am within 200 feet of those residential neighborhoods; and

**WHEREAS**, the Township enacted Chapter 159 "Business Hours", Article VI "Retail Establishments", §159-9 "Hours of operation designated" in order to prohibit the operation of all retail businesses that seek to sell goods and services to the public between the hours of 12:00 midnight and 6:00 am within 200 feet of the residential neighborhoods, including, but certainly to not limited to retail food establishments (restaurants, fast food restaurants, etc.); and

**WHEREAS**, the above referenced ordinance was enacted to maintain and ensure the continued, peace, tranquility, safety, health and quality of life of the Township's residential neighborhoods; and

**WHEREAS**, notwithstanding the ordinances language that it applies to "every retail business" it has come to the Township's attention that the ordinance has been interpreted by some to not include retail food establishments (restaurants, fast food restaurants, etc.); and

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

  
\_\_\_\_\_  
DIRECTOR OR LAW-TOWNSHIP ATTORNEY

WHEREAS, in order to clarify the Township's original intention in enacting Chapter 159 "Business Hours" Article VI "Retail Establishments" §159-9 "Hours of operation designated" and the Township's interpretation of the Ordinance as currently written, the Township believes it is desirable to amend the ordinance so there is less chance of someone misinterpreting the meaning and intent of the ordinance in the future.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, as follows:

Section 1. Chapter 159 "Business Hours", Article VI "Retail Establishments", §159-9 "Hours of operation designated" of the Code of the Township of Bloomfield, County of Essex, State of New Jersey is hereby amended and shall read as follows:

**Article VI "Retail Establishments"**

**§ 431-1. Purpose.**

Every retail business located less than 200 feet from a residential zone, including any establishment, enterprise or business that sells to the general public goods, merchandise, food (including retail food establishments, restaurants, fast food, etc.) or material, automotive fuel, motor oil, goods and services which are generic to filling and service stations, places of public entertainment, bowling alleys and motion-picture establishments, within the Township of Bloomfield, shall be closed to the public and business with the public therein shall be and is hereby prohibited after the hour of 12:00 midnight and before the hour of 6:00 a.m. of any day.

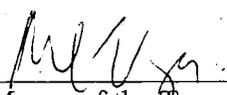
Section 2. All ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

\* \* \* \* \*

I hereby certify that the above ordinance was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on *FEBRUARY 18, 2015.*

  
\_\_\_\_\_  
Municipal Clerk of the Township of Bloomfield

  
\_\_\_\_\_  
Mayor of the Township of Bloomfield

✓ Vote Record - Ordinance						
<input type="checkbox"/> Adopt <input type="checkbox"/> Deny <input type="checkbox"/> Withdrawn <input type="checkbox"/> Table <input type="checkbox"/> Not Discussed <input type="checkbox"/> First Reading <input type="checkbox"/> Table with no Vote <input type="checkbox"/> Approve <input type="checkbox"/> Veto by Mayor <input type="checkbox"/> Discussion <input type="checkbox"/> Defeated <input type="checkbox"/> Discussion No Vote		Yes/Aye	No/Nay	Abstain	Absent	
	Elias N. Chalet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Nicholas Joanow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Carlos Bernard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Wartyna Davis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Joseph Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Carlos Pomares	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Michael J. Venezia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

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	Carlos Bernard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
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