

NOTICE OF SALE OF PLENARY RETAIL CONSUMPTION LICENSE FOR THE RETAIL SALE OF ALCOHOLIC BEVERAGES

TAKE NOTICE that, pursuant to Resolution No. 141-16, the Borough of West Cape May has determined to consider the issuance of a new plenary retail consumption license by public sale to the highest qualified bidder and invites bids therefore. The consumption license shall only be used in conjunction with a restaurant, subject to the conditional use requirements of Section 27-29 of the West Cape May Code.

Any prospective bidder for the plenary retail consumption license shall apply by submitting to the Municipal Clerk of the Borough of West Cape May at the Municipal Clerk's Office located at 732 Broadway, West Cape May, New Jersey 08204 the following:

1. A certified or cashier's check in the amount of 10% of the minimum bid price to be a deposit.
2. The name of the person who is the actual bidder.
3. A separate certification of proof of compliance by the applicant that he/she/it knows of no reason why he/she/it should be disqualified from having an interest in a retail license for the sale of alcoholic beverages in the State of New Jersey.
4. An original and two copies of the Division of Alcoholic Beverage Control Retail Liquor License Application.

There shall be a minimum opening bid of \$475,000.00. No bid for a lesser amount shall be accepted.

All bids shall be sealed and submitted no later than November 10, 2016 by 3:00 o'clock in the afternoon at the Office of the Municipal Clerk, 732 Broadway, West Cape May, New Jersey 08204.

Thereafter, the Municipal Clerk will establish a qualified bidders list to be announced on November 17, 2016 at 2:30pm.

The sealed bid proposals (Section D) with a minimum bid of \$475,000.00 shall be opened on November 22, 2016, at 11:00 o'clock in the morning in the public meeting room of the Borough of West Cape May located at 732 Broadway, West Cape May, New Jersey 08204. All bid amounts will be announced and the highest bid amount will be declared.

If the Borough Commission determines to accept the highest qualified bid, it shall pass a Resolution at its meeting of November 30, 2016 commencing at 7:00 p.m., awarding the license subject to the following conditions:

1. Payment of the balance of the bid price within 21 days of the awarding of the license. Failure to submit the required monies within the designated time frame shall result in the disqualification of the bid.
2. Payment of the State Application Fee and Annual Municipal Retail License Fee as set by Ordinance of the Borough of West Cape May.
3. Satisfactory outcome of all municipal background checks to investigate the source of funds used to purchase the license.
4. The receipt of favorable State and Federal criminal background checks.
5. Compliance with the publication, hearing and resolution requirements set forth under N.J.A.C. 13:2-2.1 et seq.
6. The deposit of the second highest bidder shall be retained by the Borough in the event of default by the successful bidder, subject to Section 5 of Resolution 141-16 of the Borough of West Cape May.
7. The Board of Commissioners for the Borough of West Cape May reserves the right to reject all bids if the highest bid is not accepted.

Suzanne M. Stocker, RMC
Municipal Clerk, Borough of West Cape May