

**ORDINANCE 2022-3340**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**ORDINANCE AMENDING § 130-15 OF THE CODE OF THE TOWNSHIP OF  
MIDDLETOWN GOVERNING HOURS OF SALE FOR ALCOHOLIC  
BEVERAGES**

**WHEREAS**, the Township of Middletown has not updated its ordinance governing the hours of sale for alcoholic beverages in decades; and

**WHEREAS**, surrounding municipalities have changed the hours of sale since that time, which has adversely affected Middletown based businesses.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that § 130-15 of the Code of the Township of Middletown be and is hereby amended and supplemented, as follows:

**SECTION 1. Amendment to § 130-15.**

**§ 130-15. Prohibited hours of sale.**

A. No licensee shall sell, serve, deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage on any licensed premises during the following hours:

- (1) Distilled (hard) alcoholic beverages may not be sold for off-premises consumption (package sales) before ~~9:00~~ 7:00 a.m. or after 10:00 p.m. on any day of the week.
- (2) On-premises consumption of any distilled or malt alcoholic beverages, including wine, is prohibited between the hours of 2:00 a.m. and 8:00 a.m. on any day of the week.
- (3) On New Year's Day, on-premises consumption of any distilled or malt alcoholic beverages, including wine, is prohibited between the hours of 5:00 a.m. and 8:00 a.m.

B. Malt alcoholic beverages and wine may be sold for off-premises consumption (package sales) during any hours for which on-premises consumption is permitted.

**SECTION 2. Repealer.**

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed. All portions of the ordinance not modified herein remain in full force and effect.

**SECTION 3. Severability.**

Should any section, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or otherwise invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

**SECTION 4. Effective Date.**

This ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.