

# Ordinance

No. 3-2018

## AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT FOR A PORTION OF BLOCK 18/LOT 3

**WHEREAS**, the Borough of Westville (hereinafter referred to as “Borough”) authorized a one (1) year Lease for approximately six (6) parking spaces on Borough owned property more commonly known as a portion of Block 18/Lot 3 to Tower Associates, Dominic Biairri, General Partner on September 10, 1991; and

**WHEREAS**, the Borough authorized a Lease of the portion of Block 18/Lot 3 to Tower Associates on September 10, 1996; and

**WHEREAS**, Tower Associates subsequently sold its business, more known as the Tower Tavern, to Family Ties, Inc.; and

**WHEREAS**, the Borough authorized a five (5) year lease to Family Ties, Inc., James T. Rich, General Partner for the portion of Block 18/Lot 3 consisting of approximately six (6) parking spaces on Borough owned property on September 10, 2007; and

**WHEREAS**, on October 2, 2002, the Borough approved a Person-to-Person Transfer of the Liquor License from Family Ties, Inc. to Babalouie Enterprises, LLC/Louis M. DiAgostino, Member; and

**WHEREAS**, the Borough authorized a five (5) year lease to Babalouie Enterprises for the portion of Block 18/Lot 3 consisting of approximately six (6) parking spaces on Borough owned property on or about January 11, 2016; and

**WHEREAS**, on August 28, 2017, the Borough approved a Person-to-Person Transfer of the Liquor License from Babalouie Enterprises, LLC to BC Restaurant Enterprises, LLC/Joseph C. Pavone and William R. Reed, Members; and

**WHEREAS**, the purpose of this Ordinance is to authorize a new five (5) year lease for a portion of Block 18/Lot 3 consisting of approximately six (6) parking spaces on Borough owned property to BC Restaurant Enterprises, LLC/Joseph C. Pavone and William R. Reed, Members.

**BE IT ORDAINED** that the Mayor and Council of the Borough of Westville, County of Gloucester, and State of New Jersey does hereby approve and authorize the execution of a five (5) year Lease Agreement with BC Restaurant Enterprises, LLC/Joseph C. Pavone and William R. Reed, Members, more commonly known as Tower Tavern for the lease of a portion of Block 18/Lot 3 consisting of approximately six (6) parking spaces on Borough owned property.

**BE IT FURTHER ORDAINED** that the Mayor and/or Borough Clerk are hereby authorized to execute the Lease Agreement on behalf of the Borough with BC Restaurant Enterprises, LLC/Joseph C. Pavone and William R. Reed, Members.

# Ordinance

No. 3-2018

Page 2

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon passage and publication according to law.

This Ordinance shall take effect immediately upon final passage and publication as required by law.

*Introduced: February 14, 2018*

*Adopted: March 14, 2018*

BOROUGH OF WESTVILLE

Russell W. Welsh, Jr.  
MAYOR

ATTEST:

Kathleen Carroll  
DEPUTY MUNICIPAL CLERK