

RESOLUTION 2024:62

**RESOLUTION AUTHORIZING A LICENSE, HOLD HARMLESS AND INDEMNIFICATION AGREEMENT BY AND BETWEEN THE BOROUGH OF HADDON HEIGHTS AND TANNER BREWING COMPANY**

**WHEREAS**, the Mayor and Borough Council of the Borough of Haddon Heights (“Borough”), at the recommendation of the Haddon Heights Land Use Board, desire to enter into a License, Hold Harmless and Indemnification Agreement (“Agreement”) with Tanner Brewing Company and Joseph Gentile, located at Block 29, Lot 4, 222 West Atlantic Avenue, Haddon Heights, New Jersey (“Tanner Brewing” and/or Licensee”); and

**WHEREAS**, the Licensee received approval at a meeting of the Joint Land Use Board on July 20, 2023 to permit outdoor seating at the Tanner Brewing Company Brewery located at the 222 West Atlantic Avenue site; and

**WHEREAS**, the Licensee seeks to comply with any conditions of approval and proceed with installation of the outdoor seating and associated site improvements at the referenced site; and

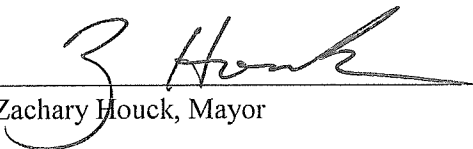
**WHEREAS**, as a condition of approval of the Joint Land Use Board the Licensee is required to enter into an agreement with the Borough of Haddon Heights to permit the proposed improvements in the Borough’s right of way, including the picnic tables, planters, stanchions, additional trash receptacle, and artificial turf; and

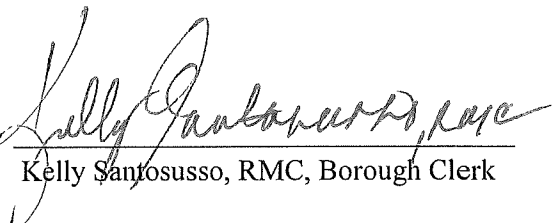
**WHEREAS**, Steven M. Bach, PE, RA, PP, CME of Bach Associates (“Borough Engineer”), issued a reported dated March 19, 2024 and opined that “[the Borough Engineer] had no objection to any applicable permits being issued for the proposed individual outdoor improvements conditioned upon the applicant providing approval from Mayor and Council, providing evidence of construction code official for the individual items that are conditioned on code official approval, and providing payment of all outstanding escrows.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Haddon Heights, in the County of Camden and State of New Jersey as follows:

1. The provisions of the **WHEREAS** clauses set forth above are incorporated herein by reference and made a part hereof.
2. The Mayor is hereby authorized, along with the Borough Clerk and Borough Solicitor to execute the subject Agreement and take any and all actions necessary to perform all other functions required to effectuate the purposes thereof.
3. The Agreement shall be attached to this Resolution upon execution and kept on file in the Office of the Borough Clerk of the Borough of Haddon Heights.
4. This Resolution shall take effect immediately.

Date: March 19, 2024

  
Zachary Houck, Mayor

ATTEST:   
Kelly Santosusso, RMC, Borough Clerk

**CERTIFICATION**

I, Kelly Santosusso, Borough Clerk for the Borough of Haddon Heights do hereby certify the foregoing Resolution to be a true and complete copy of a Resolution adopted at a public meeting of the Governing Body held on March 19, 2024.

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Kelly Santosusso, RMC, Borough Clerk