

RESOLUTION NO. 760

RESOLUTION OF THE TOWNSHIP OF PENN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA, APPROVING TRANSFER OF RESTAURANT LIQUOR LICENSE INTO THE TOWNSHIP OF PENN FROM THE TOWNSHIP OF SPRINGGETTSBURY

WHEREAS, Act 141 of 2000 (“the Act”), which amends the Commonwealth’s Liquor Code, authorizes the Pennsylvania Liquor Control Board to approve, in certain instances, the transfer of restaurant liquor licenses across municipal boundaries within the same county regardless of the quota limitations provided for in Section 461 of the Liquor Code, if sales of liquor and malt or brewed beverages are legal in the municipality receiving the license: and

WHEREAS, the receiving municipality issues a resolution approving the transfer of the license from outside the municipality to inside the municipality; and

WHEREAS, amendments to the Liquor Code stipulate that, prior to adoption of a resolution by the receiving municipality, at least one hearing be held for the purpose of permitting interested parties to state their concerns regarding the transfer of a restaurant liquor license into the receiving municipality; and

WHEREAS, an application for transfer filed under the Act must contain a copy of the resolution adopted by the municipality approving the transfer of a restaurant liquor license in to the municipality.

NOW, THEREFORE, BE IT RESOLVED, that GMR Restaurants of Pennsylvania, LLC, has requested the approval of the Board of Commissioners of the Township of Penn for the proposed transfer of Pennsylvania Liquor Control Board Retail Restaurant Liquor License number R-18973 to its Olive Garden Restaurant Facility, within the Township of Penn to be located at 10 Wilson Avenue, with the understanding that said transfer must be approved at a later date by the Pennsylvania Liquor Control Board; and

BE IT FURTHER RESOLVED, that the Board of Commissioners of the Township of Penn has held a public hearing to receive comments on the proposed liquor license transfer and, after consideration of the issues finds that the transfer of a restaurant license into Penn Township by GMR Restaurants of Pennsylvania, LLC will result in job creation, revenue enhancement, and dining accommodations for the residents of the Township of Penn, all of which will substantially benefit the local economy and residents; and

BE IT FURTHER RESOLVED, that the Township of Penn approves by adoption of this Resolution the proposed transfer of a restaurant license into the Township of Penn by GMR Restaurants of Pennsylvania, LLC, and

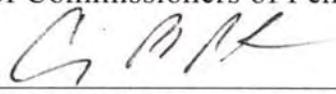
BE IT FURTHER RESOLVED, that the license transfer is subject to approval by the Pennsylvania Liquor Control Board.

BE IT FURTHER RESOLVED, that Resolution No. 752 is hereby rescinded.

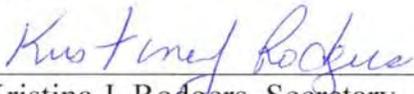
RESOLVED AND ENACTED, this 18<sup>th</sup> day of April 2011.

I HEREBY CERTIFY THAT this Resolution was adopted by the Township of Penn Board of Commissioners at its meeting on April 18, 2011.

Board of Commissioners of Penn Township

By:   
Craig M. Prieber, President

Attest:

  
Kristina J. Rodgers, Secretary