

RESOLUTION NO. 3 OF 2021

A RESOLUTION OF MOUNT POCONO BOROUGH, COUNTY OF MONROE COMMONWEALTH OF PENNSYLVANIA, APPROVING THE TRANSFER OF RESTAURANT LIQUOR LICENSE NO. R-20076 INTO MOUNT POCONO BOROUGH FROM HAMILTON TOWNSHIP

WHEREAS, Act 141 of 2000 (“the Act”) authorizes the Pennsylvania Liquor Control Board (“PLCB”) 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 Act requires the applicant obtain from the receiving municipality a resolution or ordinance approving the inter-municipal transfer of the liquor license prior to the applicant’s submission of an application to the PLCB; and

WHEREAS, the Liquor Code stipulates that, prior to adoption of a resolution or ordinance by the receiving municipality, at least one public hearing be held for the purpose of permitting individuals residing within the municipality to make comments and recommendations regarding the applicant’s intent to transfer a liquor license into the receiving municipality; and

WHEREAS, an application for transfer filed under the Act must contain a copy of resolution or ordinance adopted by the municipality approving the transfer of a liquor license into the municipality.

NOW, THEREFORE, BE IT RESOLVED, that Wawa, Inc. has requested the approval of the Mount Pocono Borough Council for the proposed transfer of Pennsylvania restaurant liquor license no. R-20076 (currently held by Kar Development Corp., 3492 Rte 611, Bartonsville, PA 18321-7814) by Wawa, Inc. to its new facility within Mount Pocono Borough to be located at 3190 Route, Mount Pocono, PA 18344 with the understanding that said transfer must be approved at a later date by the PLCB; and

BE IT FURTHER RESOLVED, that the Mount Pocono Borough Council has held a properly advertised public hearing pursuant to the notice provisions of Section 102 of the Liquor Code to receive comments on the proposed liquor license transfer; and

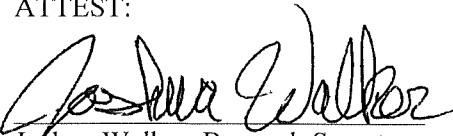
BE IT FURTHER RESOLVED, that the Mount Pocono Borough Council approves, by adoption of this Resolution, the proposed inter-municipal transfer of restaurant liquor license no. R-20076 into Mount Pocono Borough by Wawa, Inc.; and

BE IT FURTHER RESOLVED, that transfers, designations and assignments of licenses hereunder are subject to approval by the Pennsylvania Liquor Control Board.

Duly adopted this 5th day of April, 2021, by the Borough Council of Mount Pocono Borough, Monroe County, Pennsylvania, in lawful session duly assembled.

ATTEST:

MOUNT POCONO BOROUGH COUNCIL


Joshua Walker, Borough Secretary


Francis R. O'Boyle, President

(SEAL)

APPROVED this 5th day of April 2021.


Michael Penn, Mayor