

**RESOLUTION OF THE BOARD OF SUPERVISORS OF
MIDDLE SMITHFIELD TOWNSHIP, PENNSYLVANIA**

RESOLUTION #05-2018-3

**A RESOLUTION OF THE BOARD OF SUPERVISORS, MIDDLE SMITHFIELD
TOWNSHIP, COUNTY OF MONROE, COMMONWEALTH OF PENNSYLVANIA;
APPROVING THE TRANSFER OF PLCB LICENSE NO. R19967 INTO MIDDLE
SMITHFIELD TOWNSHIP FROM TUNKHANNOCK TOWNSHIP,
MONROE COUNTY, PENNSYLVANIA**

WHEREAS, Act 141 of 2000, hereinafter the "Act", which amends the Commonwealth of Pennsylvania'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, as in Middle Smithfield Township, sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, the Act requires the receiving municipality to issue a resolution approving the inter-municipal transfer of the liquor license from outside the receiving township to within its borders prior to submission of an application for such transfer to the Pennsylvania Liquor Control Board; and

WHEREAS, amendments to the Liquor Code stipulate that, prior to adoption of a resolution by the receiving municipality, at least one (1) hearing be held for the purpose of permitting interested parties to state their concerns regarding the transfer of the 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 the liquor license into the municipality.

NOW, THEREFORE, BE IT RESOLVED that, Saleme Investment Company has properly requested the approval of the Board of Supervisors of Middle Smithfield Township, Monroe County, Pennsylvania for the proposed transfer of Pennsylvania Liquor License Number R19967 by Saleme Investment Company to facilities within Middle Smithfield Township to be located at 4998 Milford Road, East Stroudsburg, Middle Smithfield Township, Monroe County, Pennsylvania from Patrick C. Kenny, LLC located at 3884 Route 115, Blakeslee, Tunkhannock Township, Monroe County, Pennsylvania; and


BE IT FURTHER RESOLVED that, the Board of Supervisors of Middle Smithfield Township, Monroe County, Pennsylvania 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 Pennsylvania Liquor License R19967 into Middle Smithfield Township by Saleme Investment Company will result in job creation and revenue enhancement for the residents of Middle Smithfield Township, all of which will substantially benefit the local economy and residents; and

BE IT FURTHER RESOLVED that, the Board of Supervisors of Middle Smithfield Township, approves, by adoption of and for the reason stated in this Resolution, the proposed transfer of Pennsylvania Liquor License No: R19967 into Middle Smithfield Township by Saleme Investment Company; and


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

BE IT FURTHER RESOLVED that, this approval is conditioned upon final approval of the transfer application of Saleme Investment Company by the Pennsylvania Liquor Control Board.

ADOPTED AND RESOLVED THIS 10TH DAY OF MAY, 2018, BY THE BOARD OF SUPERVISORS OF MIDDLE SMITHFIELD TOWNSHIP AT A LAWFUL SESSION DULY ASSEMBLED.


Annette Atkinson, Chairperson


Michael Dwyer, Vice Chairperson


Mark Oney, Supervisor




Michele Clewell, Township Secretary

CERTIFICATE OF ADOPTION

I HEREBY CERTIFY that I am the duly appointed Township Secretary for the Township of Middle Smithfield, Monroe County, Pennsylvania, and that the foregoing Resolution was adopted by the Board of Supervisors of Middle Smithfield Township at its Public Meeting held on May10, 2018.



(Township Seal)

Michele Clewell

Michele Clewell, Township Secretary
Township of Middle Smithfield