

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

**RESOLUTION NO. 05-2022-1**

**RESOLUTION OF MIDDLE SMITHFIELD TOWNSHIP, MONROE  
COUNTY, PENNSYLVANIA, RECOGNIZING POCONO HEIGHTS  
PROPERTY OWNERS CLUB AS A CIVIC AND SERVICE  
ORGANIZATION FOR PURPOSES OF THE SMALL GAMES OF  
CHANCE ACT**

WHEREAS, Pocono Heights Property Owners Club (the “Club”) is believed to be a non-profit corporation and the duly organized unit owners association for the Pocono Heights community located in Middle Smithfield Township, Monroe County, Pennsylvania;

WHEREAS the Club conducts its principal activities in Middle Smithfield Township;

WHEREAS, the Club is interested in obtaining a Pennsylvania Small Games of Chance license so as to conduct Bingo events;

WHEREAS, it is believed that the Club intends to donate the proceeds of such drawings to worthy causes;

WHEREAS, Pennsylvania’s Small Games of Chance Act (the “Act”) allows for certain “eligible organizations” to be licensed;

WHEREAS, the Act defines an “ELIGIBLE ORGANIZATION” as “A CHARITABLE, RELIGIOUS, FRATERNAL OR VETERANS’ ORGANIZATION, CLUB, CLUB LICENSEE OR CIVIC AND SERVICE ASSOCIATION IN ORDER TO QUALIFY AS AN ELIGIBLE ORGANIZATION FOR PURPOSES OF THIS ACT, AN ORGANIZATION SHALL HAVE BEEN IN EXISTENCE AND FULLFILLING ITS PURPOSES FOR ONE YEAR PRIOR TO THE DATE OF APPLICATION FOR A LICENSE. THE TERM SHALL INCLUDE AN AFFILIATED NONPROFIT ORGANIZATION LICENSED UNDER SECTION 307”. 10 P.S. § 328.103 (emphasis added);

WHEREAS, the Act further defines “CIVIC AND SERVICE ASSOCIATION” as [a]ny Statewide or branch, lodge or chapter of a nonprofit national or State organization which is authorized by its written constitution, charter, articles of incorporation or bylaws to engage in a civic or service purpose within this Commonwealth, which shall have existed in this Commonwealth for one year. *The term also means a similar local nonprofit organization, not affiliated with a national or State organization, which is recognized by a resolution adopted by the*

*governing body of the municipality in which the organization conducts its principal activities....”*  
10 P.S. § 328.103 (emphasis added);

WHEREAS, the Club is believed to be “a local nonprofit organization not affiliated with a national or State organization”;

WHEREAS, the Club is believed to have been in existence since 1962;

WHEREAS, the Club has provided the Supervisors with a copy of its Articles of Incorporation which expressly state that one of the Club’s purposes is to “to work for and promote better schools and community life” and “to promote social relationships between its members”;

WHEREAS, the Club has also provided the Supervisors with a copy of its Bylaws that explain that another purpose is to “improve, for the benefit of its members, recreational facilities, roads and service facilities, and community life”;


WHEREAS, the Club has requested that Middle Smithfield Township recognize it as a “Civic and Service Association” for purposes of the Small Games of Chance Act;

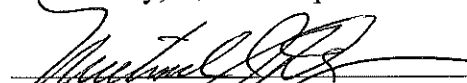
WHEREAS, the Board of Supervisors of Middle Smithfield is satisfied that the Club is a Civic and Service Association for purposes of the Act.

NOW THEREFORE, be it resolved that Middle Smithfield Township recognizes Pocono Heights Property Owners Club as a “Civic and Service Association” for purposes of the Small Games of Chance Act.

RESOLVED THIS 12<sup>th</sup> DAY OF May, 2022, BY THE BOARD OF SUPERVISORS OF MIDDLE SMITHFIELD TOWNSHIP.

  
Annette Atkinson, Chairperson

  
Mark Oney, Vice Chairperson

  
Michael J. Dwyer, Supervisor

ATTEST:

  
Michele Clewell, Township Secretary