

TOWNSHIP OF LOWER MERION

RESOLUTION NO. _____

**A RESOLUTION OF LOWER MERION TOWNSHIP
MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA,
APPROVING TRANSFER OF RESTAURANT LIQUOR LICENSE NO. R19087
INTO LOWER MERION TOWNSHIP FROM THE BOROUGH OF NORRISTOWN**

WHEREAS, Act PL-90, art. IV, section 461 (“the Act”), as amended, (47 P.S. Section 4-461, et seq.), which amends the 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 for the purpose of economic development in the receiving municipality provided sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, the receiving municipality may approve the request if it finds that the issuance of the license would promote local economic development; and

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

WHEREAS, sales of liquor and malt or brewed beverages are legal in Lower Merion Township; and

WHEREAS, the Act stipulates 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 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 liquor license into the municipality,

NOW, THEREFORE, BE IT RESOLVED, that Buena Vista Restaurant, LLC, has requested the approval of the Board of Commissioners of Lower Merion Township of the proposed transfer of Pennsylvania liquor license #R19087 to a restaurant currently operated by Buena Vista Restaurant, LLC, at 5 West Lancaster Avenue, Ardmore, Pennsylvania 19003 (the “Premises”), 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 Lower Merion Township Board of Commissioners 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 liquor license into Lower Merion Township by the applicant will promote economic development and will not be detrimental to the welfare, health, peace and morals of Lower Merion Township or its inhabitants; and

BE IT FURTHER RESOLVED, that Lower Merion Township approves by adoption of this

Resolution the proposed transfer of liquor license #R19087 into Lower Merion Township at 5 West Lancaster Avenue, Ardmore, Pennsylvania 19003 by Buena Vista Restaurant, LLC, subject to the representations made and set forth at the public hearing on this matter.

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

RESOLVED, this ____ day of _____ 2019.

BOARD OF COMMISSIONERS
TOWNSHIP OF LOWER MERION

By: _____
Daniel S. Bernheim, Esq., President,

ATTEST:

Jody L. Kelley, Township Secretary