

TOWNSHIP OF MIDDLESEX

RESOLUTION NO. 2022 - 5

**A RESOLUTION OF THE TOWNSHIP OF MIDDLESEX,
COUNTY OF CUMBERLAND, COMMONWEALTH OF PENNSYLVANIA,
APPROVING THE TRANSFER OF RESTAURANT LIQUOR LICENSE NO. R-18181
INTO THE TOWNSHIP OF MIDDLESEX**

WHEREAS, Act 141 of 2000 ("the Act") 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 the Township of Middlesex, sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, the Act requires the applicant to obtain from the receiving municipality a resolution approving the inter-municipal transfer of the liquor license prior to an applicant's submission of an application to the Pennsylvania Liquor Control Board; and

WHEREAS, the Liquor Code stipulates that, prior to adoption of a resolution by the receiving municipality, at least one hearing be held for the purpose of permitting individuals residing within the municipality to make comments and recommendations regarding 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 the resolution adopted by the municipality approving the transfer of a liquor license into the municipality.

NOW, THEREFORE, BE IT RESOLVED, that C H R Corp., d/b/A Rutter's, has requested the approval of the Township of Middlesex for the proposed transfer of Pennsylvania restaurant liquor license No. R-18181, from McKay Enterprises, Inc., 1564 Carlisle Springs Road, Carlisle, Cumberland County, Pennsylvania 17013-1518 to C H R Corp., for restaurant facilities within the Township of Middlesex to be located at 1150 Harrisburg Pike, Carlisle, Township of Middlesex, Cumberland County, Pennsylvania 17013, with the understanding that the liquor license will be transferred to only that location. Further, said transfer must be approved at a later date by the Pennsylvania Liquor Control Board; and

BE IT FURTHER RESOLVED, that the Township of Middlesex has held a properly advertised public hearing on January 28, 2022 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 Township of Middlesex approves, by adoption of this Resolution, the proposed inter-municipal transfer of restaurant liquor license No. R-18181 into the Township of Middlesex by C H R Corp.; and

BE IT FURTHER RESOLVED that transfer, designation and assignment of the liquor license hereunder is subject to approval by the Pennsylvania Liquor Control Board.

Duly adopted this 28th day of January, 2022, by the Township of Middlesex, Cumberland County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF MIDDLESEX
BOARD OF SUPERVISORS:

ATTEST:

Ellen M. Gault
Township Secretary

[Signature]

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(Township Seal)