

CALN TOWNSHIP

RESOLUTION NO. 2019-19

A RESOLUTION OF CALN TOWNSHIP, COUNTY OF CHESTER, COMMONWEALTH OF PENNSYLVANIA, APPROVING THE TRANSFER OF RESTAURANT LIQUOR LICENSE NO. R-19622 INTO CALN TOWNSHIP FOR USE BY TWO FARMS, INC. (ROYAL FARMS) AT 5031 HORSESHOE PIKE, CALN TOWNSHIP.

WHEREAS, Act 141 of 2000 (“the Act”) 47 P.S. §461(B.3) 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 Caln Township, 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.

WHEREAS, Two Farms, Inc. (Royal Farms) has requested the approval of the Caln Township Board of Commissioners for the proposed transfer of Pennsylvania Restaurant Liquor License No. R-19622 from Redhound Grill, LLC to Two Farms, Inc., (said license being currently held in safekeeping for use at premises at 128 Paoli Pike, Willistown Township, Chester County, Pennsylvania) for use at Royal Farms’ premises located at 5031 Horseshoe Pike, Caln Township, Downingtown, Pennsylvania 19335, with the understanding that said transfer must be approved at a later date by the Pennsylvania Liquor Control Board; and

WHEREAS, the Caln Township Board of Commissioners held a properly advertised public hearing pursuant to the notice provisions of Section 102 of the Liquor Code on June 13, 2019 to receive comments on the proposed liquor license transfer.

Resolution 2019-19
Transfer of Restaurant Liquor License #R19622
Into Caln Township for use by Two Farms, Inc. (Royal Farms)

NOW, THEREFORE, BE IT RESOLVED, that Caln Township approves, by adoption of this Resolution, the proposed inter-municipal transfer of Restaurant Liquor License No. R-19622 into Caln Township by Two Farms, Inc. (Royal Farms).

BE IT FURTHER RESOLVED, that the approval of the said inter-municipal transfer of License No. R-19622 by this Resolution is conditioned on Two Farms, Inc. (Royal Farms) and the Township entering into a conditional licensing agreement satisfactory to both parties.

BE IT FURTHER RESOLVED, that the said inter-municipal transfer of License No. R-19622 is subject to approval by the Pennsylvania Liquor Control Board.

Duly adopted this 11 day of July, 2019, by the Board of Commissioners of Caln Township, Chester County, Pennsylvania.

ATTEST:

**CALN TOWNSHIP
BOARD OF COMMISSIONERS**

Kristen Denne, Secretary

Jennifer M. Breton, President

George M. Chambers, Vice President

Joshua B. Young, Member

Lorraine Tindaro, Member

Chuck Kramer, Member