

SEPTEMBER 16, 2015  
WAYNESBORO, PA 17268  
PUBLIC HEARING RE: LIQUOR LICENSE  
TRANSFER FOR FOE AERIE 1758

Council President C. Harold Mumma called the hearing of the Waynesboro Borough Council to order at 7:00 p.m. with the following in attendance:

Borough Council Members – Benjamin Greenawalt, Delmos Oldham, C. Harold Mumma, Hans Bader and Michael Cermak (Darrel Potts was absent)

Mayor Richard Starliper

Borough Staff – Jason Stains, Borough Manager  
Denny Benshoff, Maintenance Superintendent  
Dan Sheffler, Zoning-Code Enforcement Officer  
Kevin Grubbs, Head of Engineering Services  
Sam Wisner, Borough Solicitor (Salzmann Hughes, PC)

President Mumma noted that the hearing was duly advertised for the purpose of taking testimony on a proposed resolution of the Borough of Waynesboro approving the transfer of Catering Club License No. CC4917 in the Borough of Waynesboro from Washington Township. Following conclusion of the hearing, the proposed resolution would be considered for adoption at the regularly scheduled public meeting beginning at 7:30 p.m.

Mr. Mumma read the text of the proposed resolution as follows:

WHEREAS, Act 141 of 2000 (“The Act”), which amends the Commonwealth’s Liquor Code, authorizes the Pennsylvania Liquor Control Board to approve, in certain instances, the transfer of liquor licenses across municipal boundaries within the same County regardless of the quota limitations provided for in Section 461 of the Liquor Code, if sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, provided that the receiving municipality must approve a resolution approving the transfer of the license outside the municipality to inside the municipality; and

WHEREAS, the Liquor Code stipulates 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 a catering club license into the receiving municipality; and

WHEREAS, the Fraternal Order of Eagles Aerie 1758, Inc. has requested the approval of the Borough Council of the Borough of Waynesboro for the proposed transfer of a Pennsylvania catering club license to its facilities within the Borough of Waynesboro, which will trade as the Fraternal Order of Eagles Aerie 1758, Inc., with the understanding that said transfer must be approved by the Pennsylvania Liquor Control Board.

NOW THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Waynesboro finds that the transfer of Catering Club License No. CC4917 into the Borough of Waynesboro by the Fraternal Order of Eagles Aerie 1758, Inc. will not adversely affect the welfare, health, peace and morals of the municipality or its residents.

BE IT FURTHER RESOLVED, that the Borough of Waynesboro approves, by adoption of this resolution, the proposed transfer of Catering Club License No. CC4917 Fraternal Order of Eagles Aerie 1758, Inc. to be located at 250 N. Church Street, Waynesboro, PA (postal address: P.O. Box 227, Waynesboro, PA 17268).

There were no comments from the public or Council. President Mumma closed the hearing at 7:04 p.m.

Respectfully Submitted,

Melinda S. Knott  
Borough Secretary