



CITY OF ALLENTOWN

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RESOLUTION

R – 2021

Introduced by City Council on April 21, 2021

A RESOLUTION OF CITY OF ALLENTOWN, COUNTY OF LEHIGH, COMMONWEALTH OF PENNSYLVANIA, APPROVING THE INTERMUNICIPAL TRANSFER OF LIQUOR LICENSE NUMBER R-4501 FROM 1328 CHESTNUT STREET, UNIT #3-B-107B (EMMAUS) TO 813 SAINT JOHN STREET LICENSE NO. R-4501 INTO CITY OF ALLENTOWN FROM EMMAUS

Resolved by the Council of the City of Allentown, That

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 City of Allentown, 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 Zandy’s Holding LLC has requested approval of the Allentown City Council for the proposed transfer of Pennsylvania liquor license no. R-4501 (currently licensed to March St. Burrito’s, LLC t/a Don Juan Mex Grill, 1328 Chestnut Street, Unit #3-B-107B) to restaurant facilities within the City of Allentown to be located at Zandy’s Holding LLC, 813 Saint John Street, Allentown, PA 18103 with the understanding that said transfer must be approved at a later date by the Pennsylvania Liquor Control Board.

BE IT FURTHER RESOLVED, that the City of Allentown City Council has held a properly advertised public hearing pursuant to the notice provisions of Section 102 of the Liquor Code to receive comments on the proposed liquor license transfer.

BE IT FURTHER RESOLVED, that the City of Allentown approves, by adoption of this Resolution, the proposed intermunicipal transfer of restaurant liquor license no. R-4501 into the City of Allentown by Zandy’s Holding LLC.

BE IT FURTHER RESOLVED, that transfers, designations and assignments of licenses hereunder are subject to approval by the Pennsylvania Liquor Control Board.

Duly adopted this 21st day of April 2021, by the City Council of the City of Allentown, Lehigh County, Pennsylvania, in lawful session duly assembled.