

RESOLUTION No. 2004-06

RUSH TOWNSHIP  
SCHUYLKILL COUNTY  
COMMONWEALTH OF PENNSYLVANIA

**RESOLUTION OF THE RUSH TOWNSHIP BOARD OF SUPERVISORS**

The undersigned members of the Board of Supervisors of Rush Township, Schuylkill County, Pennsylvania (the "Township") hereby certify that, at a duly advertised, regularly scheduled meeting, held on May 18, 2004, the Board adopted the following Resolution:

WHEREAS, DaNack, Inc. t/d/b/a Spare/Time Bowling Center, by and through its principals, Ralph and Jackie Updike, intend to apply to the Pennsylvania Liquor Control Board for approval of an intermunicipal transfer of a liquor license (Liquor License Number R-09582) currently held, in safe keeping, by Romet Corp., t/d/b/a Pizza Hut; and

WHEREAS, the license in questions is presently approved for use within the City of Tamaqua; and

WHEREAS, DaNack, Inc. hopes to use this license at the Spare/Time Bowling Center, 17 Tide Road, Rush Township, Tamaqua, Schuylkill County, Pennsylvania; and

WHEREAS, DaNack, Inc. has requested Township approval to this intermunicipal transfer, given Rush Township presently exceeds its quota of liquor licenses under the Pennsylvania Liquor Code, 47 P.S. §1-101, et seq.; and

WHEREAS, a duly advertised public hearing was held by the Rush Township Board of Supervisors, on April 22, 2004 at the Rush Township Municipal Building, 104 Mahanoy Avenue, Tamaqua, PA 18252, regarding this request; and

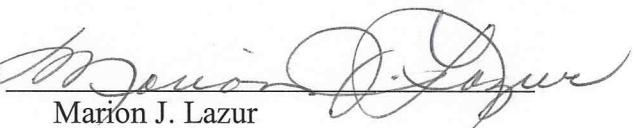
WHEREAS, the Board finds that approval of this intermunicipal transfer into Rush Township will not adversely affect the welfare, health, peace and morals of Rush Township or its residents.

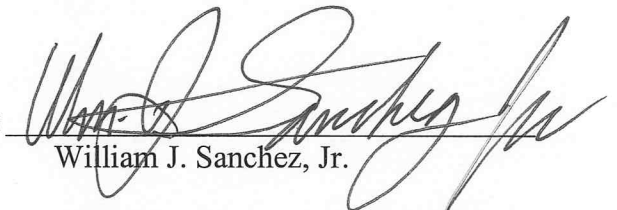
NOW, THEREFORE, the Board of Supervisors of Rush Township, Schuylkill County, Pennsylvania, hereby adopt the following Resolution:

IT IS HEREBY RESOLVED that the Township, after due consideration and public hearing, determines that DaNack, Inc.'s request for the intermunicipal transfer of the liquor license referenced above complies with pertinent portions of the Pennsylvania Liquor Code and that such a transfer will not adversely affect the welfare, health, peace and morals of the Township or its residents. Accordingly, the Township approves said applicant's request to transfer said liquor license into Rush Township.

Duly resolved the 18<sup>th</sup> day of May, 2004 by the Board of Supervisors of Rush Township, Schuylkill County, Pennsylvania, in lawful session duly assembled.

RUSH TOWNSHIP BOARD OF SUPERVISORS

By:   
Marion J. Lazur

By:   
William J. Sanchez, Jr.

By:   
Frank J. Berleth