

**TOWNSHIP OF LOWER NAZARETH
NORTHAMPTON COUNTY, PENNSYLVANIA**

RESOLUTION NO. LN7-09-12

A RESOLUTION

**OF THE TOWNSHIP OF LOWER NAZARETH, COUNTY OF
NORTHAMPTON, COMMONWEALTH OF PENNSYLVANIA,
APPROVING THE TRANSFER OF RESTAURANT LIQUOR LICENSE
NO. R-8049 INTO LOWER NAZARETH TOWNSHIP.**

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 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 Lower Nazareth Township, sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, the Act requires the receiving municipality to issue a resolution approving the intermunicipal transfer of the liquor license from outside the receiving township to within its borders prior to submission of an application for such transfer to the Pennsylvania Liquor Control Board; and

WHEREAS, amendments to the Liquor Code stipulate that, prior to adoption of a resolution by the receiving municipality, at least one hearing be held for the purpose of permitting interested parties to state their concerns regarding the transfer of 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 liquor license into the municipality.

NOW, THEREFORE, BE IT RESOLVED, that RARE Hospitality International, Inc. has properly requested the approval of the Board of Supervisors of Lower Nazareth Township for the proposed transfer of Pennsylvania Restaurant Liquor

License No. R-8049 by RARE Hospitality International, Inc. or its designee(s) to restaurant facilities within Lower Nazareth Township at Lower Nazareth Commons, Corriere Road & Nazareth Pike, Lower Nazareth Township, Northampton County, Pennsylvania 18045; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Lower Nazareth Township has held a public hearing to receive comments on the proposed liquor license transfer and, after consideration of the issues, finds that the transfer of Restaurant Liquor License No. R-8049 into Lower Nazareth Township by RARE Hospitality International, Inc. will result in job creation, Township revenue enhancement and dining accommodations for the residents of Lower Nazareth Township, all of which will substantially benefit the local economy and residents, and that there will be no detrimental impact on the health, welfare, peace or morals of Lower Nazareth Township or its residents; and

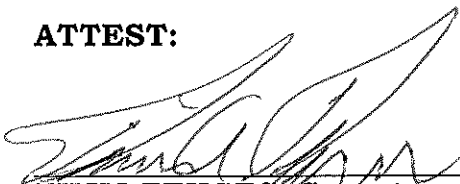
BE IT FURTHER RESOLVED, that Lower Nazareth Township approves, by adoption of and for the reasons stated in this Resolution, the proposed transfer of Restaurant Liquor License No. R-8049 into Lower Nazareth Township by RARE Hospitality International, Inc.; and

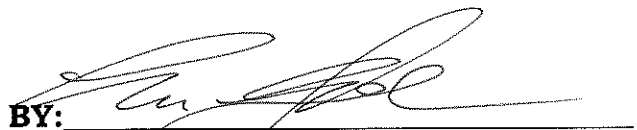
BE IT FURTHER RESOLVED, that transfers, designations and assignments of licenses hereunder are subject to approval by the Pennsylvania Liquor Control Board.

I HEREBY CERTIFY THAT this Resolution was adopted by the Lower Nazareth Township Board of Supervisors at its Meeting on the 14th day of March, 2012.

TOWNSHIP OF LOWER NAZARETH

ATTEST:


TIMM TENGES, Secretary


BY: ERIC NAGLE, Chairman