

**MOUNT POCONO BOROUGH COUNCIL
PUBLIC HEARING MINUTES
MONDAY, OCTOBER 2, 2017
6:45 P.M.**

President K. Davis opened the Public Hearing at 6:45 P.M. with the following members present: Councilmembers: F. O'Boyle; D. Casole; M. Oser; K. Transue; and, C. Williams. Solicitor J. Fareri and Borough Secretary/ Treasurer L. Noonan were also present.

Mayor F. Courtright arrived at 6:49 P.M.

Vice President J. Woehrle was absent.

Pledge of Allegiance was said by all.

PURPOSE OF PUBLIC HEARING

Solicitor J. Fareri stated that the purpose of tonight's Public Hearing is regarding an Inter-Municipal Transfer of a Liquor License from outside the County into Mount Pocono Borough. It was duly advertised in the *Pocono Record* on September 13, 2017, and proof of publication for said advertisement was entered into as Borough Exhibit #1. As Borough Exhibit #2 a letter from Flaherty & O'Hara requesting the hearing on the matter of the Inter-Municipal Transfer of a Liquor License.

Ellen Freeman, an Attorney with the law firm of Flaherty & O'Hara and Tim Snyder, Senior Manager of Architecture with Weiss Markets were present.

Attorney E. Freeman discussed Section 7.61 of the Liquor Code (47 P.S. 4-461), it is necessary for this Public Hearing to be held regarding the transfer of an Inter-Municipal Liquor License from one municipality into another. She explained that the Weiss Markets is located on State Route 940 will revise their floorplan to allow for a deli and liquor store, selling beer and wine, within their facility. Attorney Freeman presented a floor plan of the existing Weis Markets showing the location within the store of the proposed deli and where they would be selling the beer & wine. It was noted that this would be the fifth (5th) store in the County selling beer and wine.

After her presentation the floor was open to public comments.

PUBLIC COMMENTS

No one in attendance made a comment one way or another.

BOROUGH COUNCIL COMMENTS

Councilmember F. O'Boyle asked if an individual can purchase a six (6) pack and go to a table and drink it.

It was explained that you can do that, but that does not happen often.

Councilmember D. Casole questioned if they would be hanging fluorescent signs within the store area.

Mary Peck, 8 Oak Street, stated that Shop-Rite has the same set-up.

Mayor F. Courtright asked if the entrance and exit would be the same for the normal store.

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It was stated that it would be the same as the Liquor Control Board no longer requires there to be a separate entrance for this type of sale.

Councilmember D. Casole questioned the age of the cashiers.

It was stated that in PA Law requires cashiers in the liquor area to be 18 years of age. However, Weis Market's requires that their cashiers be 21 years of age.

Councilmember M. Oser moved to adopt Resolution #9 of 2017, which is a Resolution of Mount Pocono Borough, County of Monroe, Commonwealth of Pennsylvania, approving the transfer of restaurant liquor license No. R-21421 into Mount Pocono Borough from the Pennsylvania Liquor Control Board. Councilmember D. Casole seconded. Motion carried unanimously.

There be no business coming before the Board the Public Hearing adjourned at 7:08 P.M.

A court stenographer was in attendance and a transcript of this hearing will be attached to the file for this property.

Respectfully submitted,

Lori Noonan, Borough Secretary