

Introduced in Council on above date and referred to Committee on February 20, 2024

RULES



Scranton, Pa. March 12, 2024
Committee on Rules reports favorably on the within resolution.

Chair



RESOLUTION NO. 13

2024

APPROVING THE INTERMUNICIPAL TRANSFER OF A RESTAURANT LIQUOR LICENSE R15314, CURRENTLY OWNED BY GREAT WALL III, INC. AND LOCATED AT 1400 MONROE AVENUE, DUNMORE, LACKAWANNA COUNTY, PENNSYLVANIA 18509, TO SABOR CARIBENO RESTAURANT CORP., LOCATED AT 1001 SOUTH MAIN AVENUE, SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA 18504, AS REQUIRED BY THE PENNSYLVANIA LIQUOR CONTROL BOARD.

WHEREAS, the Pennsylvania Liquor Control Board ("PLCB") requires that the governing body of a municipality pass legislation approving an inter-municipal transfer of a liquor license; and

WHEREAS, Sabor Caribeno Restaurant Corp., wishes to purchase Restaurant Liquor License No. R15314 currently owned by Great Wall III, Inc., and located in Dunmore, Pennsylvania, and move it into the City of Scranton to be used by Sabor Caribeno Restaurant Corp., 1001 South Main Avenue, Scranton, Lackawanna County, Pennsylvania 18504; and

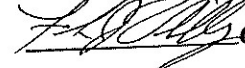
WHEREAS, Act 141 of 2000 (the "Act") authorizes the Pennsylvania Liquor Control Board to approve, in certain instances, the transfer of a Restaurant Liquor License across municipal boundaries within the same county regardless of the quota limitations provided for in Section 461 of the Liquor Code if, as in the City of Scranton, sales of liquor and malt or brewed beverages are legal within the municipality receiving the license; and

WHEREAS, the City of Scranton approves the transfer of this license subject to its authority regarding inter-municipal transfers and subject to public comment on the same; and

WHEREAS, a public advertisement was placed in The Scranton Times on February 23, 2024, and February 28, 2024, and a public hearing will be held on March 5, 2024, in accordance with the requirements of the Pennsylvania Liquor Control Board.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SCRANTON that the inter-municipal transfer request of Sabor Caribeno Restaurant Corp., to transfer Restaurant Liquor License No. 15314 which is currently owned by Great Wall III, Inc. and located in Dunmore, Pennsylvania, into the City of Scranton to be used at Sabor Caribeno Restaurant Corp., 1001 South Main Avenue, Scranton, Lackawanna County, Pennsylvania 18504, with the understanding that said transfer must be approved at a later date by the Pennsylvania Liquor Control Board, is hereby approved.

CERTIFIED COPY

 City Clerk

SECTION 1. If any section, clause, provision or portion of this Resolution shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Resolution so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Resolution or any portion thereof from time to time as it shall deem advisable in the best interests of the promotion of the purposes and intent of this Resolution and the effective administration thereof.

SECTION 2. This Resolution shall become effective immediately upon approval.

SECTION 3. This Resolution is enacted by the Council of the City of Scranton under the authority of the Act of the Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Optional Plans Law", and any other applicable law arising under the laws of the State of Pennsylvania.

Passed by the Council

March 12, 2024

Receiving the Affirmative votes of Council Persons

KING, SCHUSTER, ROTHCHILD, MCANDREW, SMJRL

Negative NONE

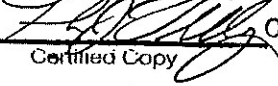


President

Approved 3/13/2024



Mayor



City Clerk

Certified Copy