

**BOROUGH OF COLUMBIA  
LANCASTER COUNTY, PENNSYLVANIA  
RESOLUTION NO. 2019-13**

**A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF COLUMBIA PROHIBITING THE LOCATION OF VIDEO GAMING TERMINALS WITHIN THE BOROUGH OF COLUMBIA.**

**WHEREAS**, Act 42 of 2017 authorized the licensing of ten Category 4 licensed facilities within the Commonwealth and further authorized the issuance of establishment licenses for truck stop establishments which would allow establishment licensee truck stop establishments to install video gaming terminals (“VGTs”); and

**WHEREAS**, Act 42 of 2017 added new Section 1305.1(a.1)(1) to Title 4, Amusements, of the Pennsylvania Consolidated Statutes which gives all municipalities within the Commonwealth the option to prohibit the location of a Category 4 licensed facility within its municipal boundaries; and

**WHEREAS**, in accordance with Section 1305.1(a.1)(1) of Title 4, by Resolution 2019-13 the Borough Council took action to prohibit the location of a Category 4 licensed facility within the Borough of Columbia; and

**WHEREAS**, by Act 63 signed by Governor Wolf on July 2, 2019, the Legislature amended Title 53, Municipalities Generally, of the Pennsylvania Consolidated Statutes to give municipalities the option, by delivering a resolution of the governing body to the Pennsylvania Gaming Control Board no later than 60 days after the effective date of Act 63 of 2019, to prohibit the location of an establishment licensee within the municipality; and

**WHEREAS**, to exercise such option, the resolution to prohibit the location of an establishment licensee within the municipal boundaries must be adopted by the governing body of the municipality and delivered to the Pennsylvania Gaming Control Board no later than Tuesday, September 3, 2019; and

**WHEREAS**, the Borough Council of the Borough of Columbia desires to adopt such a resolution.

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED** by the Borough Council of the Borough of Columbia, Lancaster County, Pennsylvania, as follows:

**Section 1.** The Borough Council of the Borough of Columbia, Lancaster County, Pennsylvania, adopts this Resolution in accordance with Section 502(a) of Title 53, Municipalities Generally, of the Pennsylvania Consolidated Statutes, as added by Act 63 signed by Governor Wolf on July 2, 2019, to prohibit the location and operation of an establishment licensee within the boundaries of the Borough of Columbia, Lancaster County, and, therefore, to prohibit VGTs within the boundaries of the Borough of Columbia.

**Section 2.** The proper officers of this Borough of Columbia are authorized to deliver a certified copy of this Resolution to the Secretary of the Pennsylvania Gaming Control Board no later than September 3, 2019.

Section 3. In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Resolution, it being the intent of the Borough Council that the remainder of the Resolution shall be and shall remain in full force and effect.

Section 4. This Resolution shall take effect and be in force immediately.

**ADOPTED AND RESOLVED**, by the Borough of Columbia in lawful session duly assembled on the 23 day of July 2019.

**ATTEST:**

**Columbia Borough Council**

  
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Rebecca S. Denlinger  
Borough Manager  
Secretary/Treasurer

  
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Kelly Murphy  
Council President