

**SPRINGETTSBURY TOWNSHIP
PUBLIC HEARING**

**JANUARY 22, 2015
APPROVED**

The Board of Supervisors of Springettsbury Township held a Public Hearing on Thursday, January 22, 2015 6:45 p.m. at the Township Offices located at 1501 Mt. Zion Road, York, PA.

MEMBERS IN

ATTENDANCE: Mark Swomley, Chairman
George Dvoryak, Vice Chairman
Bill Schenck
Kathleen Phan

MEMBERS NOT

IN ATTENDANCE: Julie Landis

ALSO IN

ATTENDANCE: Kristen L. Denne, Township Manager
Charles Rausch, Solicitor
John Luciani, Civil Engineer
Dennis Crabill, Buchart-Horn, Inc.
Patricia Lang, Director of Community Development
Betty Speicher, Director of Human Resources
Dori Bowders, Manager of Administrative Operations
Mark Hodgkinson, Director of Wastewater Treatment Plant
Jean Abreght, Stenographer

1. CALL TO ORDER

SWOMLEY Chairman Swomley called the Public Hearing to Order. He announced that a Quorum was present with Supervisors Phan, Dvoryak, Schenck and Swomley. He requested Solicitor Rausch to state the rules for the Public Hearing.

2. NEW BUSINESS

A. Transfer of Pennsylvania Restaurant Liquor License No. R-20094 from 1405 Kenneth Road Rear, York, PA (Tuna Restaurant, Inc.) to 2400 East Market Street, York, PA (Weis Markets)

RAUSCH Solicitor Rausch stated that the Public Hearing was to process a license application bringing a liquor license into Springettsbury Township. Under the Liquor Control Board regulations, when the county has reached a certain number of licenses, the township is required to hold a hearing on the application to make certain that there are no issues that would result from the liquor license being transferred into the township. He requested Counsel to present the application.

KOZAR Attorney Mark Kozar, Flaherty & O’Hara law firm in Pittsburgh, Pennsylvania represented Weis Markets. Also present with him was Alexander Ororbia, Senior Manager of Architecture, Weis Markets. The purpose of their presentation was to request Springettsbury Township to pass a resolution permitting an intermunicipal transfer of a liquor license from outside the township into Springettsbury for use at the Weis store, 2400 East Market Street. The criteria to be applied to that type of transfer is whether or not the transfer of the license would negatively affect the health, welfare, peace or morals of the municipality. He presented some background of the Weis Markets in support of the request.

- Weis Markets is a publically-traded company founded in 1912. Since 1912 they had grown to 165 stores in six states with over 18,000 employees, 110 employed in Springettsbury Township. They employ quality associates with high standards of honesty and integrity. The Weis store in Springettsbury Township has been a responsible corporate community member in the township since 1986 and has a reputation for excellence.
- Weis store at 2400 East Market Street will remodel the premises and will include a café with seating for 32. They will serve a selection of prepared food for consumption on the premises or to take home. As an added component they request the transfer of a restaurant liquor license to permit the sale and consumption of beer for on-premises and to go. There will be a separate entrance as required by the PLCB. Hours of operation will be Monday through Friday, 7 a.m. to 11 p.m. and Sundays, 7 a.m. to 11 p.m. with beer sales starting at 9 a.m.
- A dedicated restaurant manager will receive the Bureau of Liquor Control Enforcement RAMP Manager Training and all café associates will receive RAMP server training. Weis has a 100% carding policy where everyone gets carded. The use of a card reader or cash register lock-out system will require the cashier to look at the customer’s ID and input their birth date before the cash register will accept a SKU for beer.
- On-premises consumption is limited to two beers. Rotating security cameras will cover the entire café area and are monitored by security personnel.

KOZAR Attorney Kozar requested that the board pass a Resolution for the liquor license transfer. He offered to respond to questions.

PHAN Ms. Phan asked what the limit would be for carry out beer.

KOZAR Attorney Kozar responded that it is 192 fluid ounces, which works out to two six packs of 16-ounce beers.

- PHAN** Ms. Phan asked if she were to leave the store and go to her car with her purchase and then came back in, could she purchase two more six-packs.
- KOZAR** Attorney Kozar responded that she could do so.
- PHAN** Ms. Phan asked whether she would have to show her license again.
- KOZAR** Attorney Kozar responded that she would. Every transaction requires a card scan or an input of the card.
- SCHENCK** Mr. Schenck asked where the license is coming from as he did not recognize the name of the establishment. He thought it was from West Manchester Township.
- PHAN** Ms. Phan responded that it had been the ChiChi's restaurant.
- SCHENCK** Mr. Schenck asked whether most of the Weis stores offer the on-site consumption.
- KOZAR** Attorney Kozar responded that all of them do. It is a requirement to hold a restaurant liquor license, to have a minimum of 400 square feet, food, beverage and seating for 30 in order to serve the beverages.
- SCHENCK** Mr. Schenck asked whether there is a lower level license available where they could just sell the beer.
- ORORBIA** Mr. Ororbia responded that is what is called an Eating Place License, which only permits the sale of beer for on-premise consumption and to-go. The requirements are essentially the same as an R license with the seating and square footage.

3. PUBLIC COMMENT

There were no public comments.

4. ADJOURNMENT

SWOMLEY Chairman Swomley adjourned the Public Hearing at 7 p.m.

Respectfully submitted,

Doreen K. Bowders
Secretary

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