

**RESOLUTION # 2015-05**

**A RESOLUTION OF THE BOARD OF SUPERVISORS  
OF DICKINSON TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA,  
SUPPORTING THE ISSUANCE OF A SPECIAL OCCASION PERMIT  
BY THE PENNSYLVANIA LIQUOR CONTROL BOARD  
TO JUMP STREET FOR AN EVENT  
TO BE CONDUCTED ON MAY 2, 2015  
AT PROPERTY LOCATED AT 93 ENCKS MILL ROAD**

**WHEREAS**, Jump Street proposes to sell alcohol at an event to be held on May 2, 2015, at 93 Encks Mill Road, Dickinson Township, Cumberland County, Pennsylvania (also known as Linwood Estate) and owned by Myers & Myers Properties LLC (Dr. and Mrs. Robert Myers) (Property); and

**WHEREAS**, the Dickinson Township Zoning Hearing Board approved a reception/retreat/resort facility use for the Property; and

**WHEREAS**, the event is a major fundraising event for Jump Street, a non-profit corporation that operates an arts facility; and

**WHEREAS**, Dickinson Township is a dry municipality; and

**WHEREAS**, Section 4-408.4 of the Liquor Code, 47 P.S. § 4-408.4(b), provides for the issuance of special occasion permits to eligible entities, including; and

**WHEREAS**, Section 1-102 of the Liquor Code defines "eligible entities" to include "a nonprofit corporation engaged in the performing arts, an arts council, [and] a nonprofit corporation that operates an arts facility or museum" (47 P.S. § 1-102); and

**WHEREAS**, Section 4-407.4(m) of the Liquor Code provides that the "purpose of a special occasion permit is to provide the eligible entity with a means of raising funds for itself", 47 P.S. § 4-408.4(m);

**WHEREAS**, regulations promulgated under the Liquor Code require the submission of an Application for Special Occasion Permit (Application) to the Liquor Control Board; and

**WHEREAS**, Section 4-408.4(r) of the Liquor Code provides for the issuance of a special occasion permit to an eligible entity in a dry municipality if the Liquor Control Board is provided

with a copy of a resolution adopted by the governing body confirming its support for the issuance of the special occasion permit, 47 P.S. § 4-408.4(r).

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors to support the issuance of a special occasion permit to Jump Street for its fundraising event to be held at 93 Encks Mill Road, Dickinson Township, Cumberland County, Pennsylvania, on May 2, 2015, subject to the following:

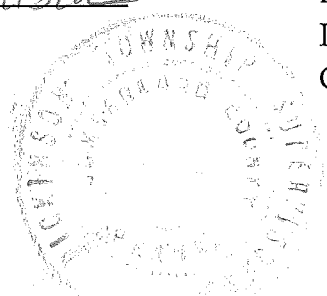
- (i) Jump Street will conduct the event in accordance with the Liquor Code and promulgated regulations and the special occasion permit issued by the Pennsylvania Liquor Control Board.
- (ii) Jump Street and Myers & Myers Properties LLC (Dr. and Mrs. Robert Myers) will conduct the event in full compliance with the Township Zoning Ordinance and the Zoning Hearing Board Decision dated July 23, 2013.
- (iii) Jump Street and Myers & Myers Properties LLC (Dr. and Mrs. Robert Myers) will conduct the event in full compliance with the Pennsylvania Sewage Facilities Act, 35 P.S. § 750.1 *et al.*; the regulations of the Pennsylvania Department of Environmental Protection, Pa. Code, Title 25, Chapter 72 and 73; and Chapter 159 Sewers and Sewage Disposal of the Code of the Township of Dickinson; and the Linwood Estate Sewage Treatment Agreement dated October 7, 2013.

**ADOPTED** this 20th day of April 2015.


ATTEST:

  
Denise Gembusia,  
Township Secretary

[SEAL]



**TOWNSHIP OF DICKINSON**

By:   
Robert A. Wrightstone  
Chairman, Board of Supervisors

*I, Denise Gembusia, Secretary for Dickinson Township, do hereby attest that the foregoing Resolution No. 2015-05 was voted upon and approved by unanimous vote of the Board of Supervisors on the 20th day of April 2015.*