

RESOLUTION # 2017-01

December 11, 2017

Proclaiming that the Borough Council of the Borough of Landisburg has exercised its statutory option to prohibit the location of a Category 4 licensed facility within the boundaries of the Borough of Landisburg, pursuant to 4 Pa.C.S. §1305.1(a.1).

WHEREAS, The Commonwealth's enactment of Act No. 42 of 2017, on October 30, 2017, authorized ten new Category 4 licensed facilities in the Commonwealth, each of which may operate up to 750 slot machines and up to 40 table games; and

WHEREAS, All cities, boroughs, townships and incorporated towns in the Commonwealth have been vested with the option to prohibit the location of a Category 4 licensed facility within their boundaries by delivering a resolution of the municipality's governing body to the Pennsylvania Gaming Control Board pursuant to 4 Pa. C.S. § 1305.1(a.1) prior to December 31, 2017; and

WHEREAS, Act 42 of 2017 requires any municipality that wants to exercise the municipal opt-out enact a resolution after October 31, 2017 and before December 31, 2017 at a duly advertised public meeting; and

WHEREAS, The Pennsylvania Gaming Control Board has the general and sole regulatory authority over the conduct of gaming and all related activities described in the Pennsylvania Race Horse Development and Gaming Act, 4 Pa.C.S. § 1101 *et seq.*, including the location of Category 4 licensed facilities; and

WHEREAS, the Borough Council of the Borough of Landisburg has determined that it is in the best interests of the health, safety, and welfare of the residents of the Borough of Landisburg to prohibit the location of gambling facilities in the Borough of Landisburg.

THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LANDISBURG, having voted at a duly advertised public meeting with a quorum of council members in attendance, that it hereby exercises its statutory option to prohibit

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PERRY COUNTY

the location of a Category 4 licensed facility within the boundaries of the Borough of Landisburg pursuant to 4 Pa. C.S. § 1305.1(a.1); and


BE IT FURTHER RESOLVED, That the Borough of Landisburg hereby requests that the Pennsylvania Gaming Control Board exercise its general and sole regulatory authority over the conduct of gaming and all related activities to prohibit the location of any Category 4 licensed facility within the boundaries of the Borough of Landisburg pursuant to 4 Pa.C.S. § 1305.1(a.1); and

BE IT FURTHER RESOLVED, that a copy of this resolution be delivered to the Pennsylvania Gaming Control Board; and

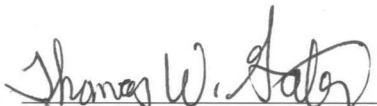
BE IT FURTHER RESOLVED, that the Borough of Landisburg reserves the right to rescind the prohibition imposed by this Resolution and to allow Category 4 Licensed Gambling Facilities in the Borough of Landisburg in the future by adopting a Resolution as permitted by sec. 1305.1(A.1)2) of Act 42 of 2017; and

BE IT FURTHER RESOLVED, that this Resolution shall be effective immediately upon its adoption on this date.


ADOPTED, ENACTED and RESOLVED this 11th day of December 2017.


_____, President
Landisburg Borough Council

Attest:


_____, Secretary

[SEAL]


_____, Mayor
Landisburg Borough

