

RESOLUTION NO. 14 OF 2017

**A RESOLUTION OF THE BOARD OF SUPERVISORS
OF MOUNT JOY TOWNSHIP, ADAMS COUNTY, PENNSYLVANIA,
PROHIBITING A CATEGORY 4 LICENSED FACILITY WITHIN THE TOWNSHIP**

WHEREAS, the Pennsylvania Gaming Control Board exercises regulatory authority over the conduct of gaming and all related activities described in the Pennsylvania Race Horse Development and Gaming Act; and

WHEREAS, Act 42 of 2017 authorized the Pennsylvania Gaming Control Board to license Category 4 licensed facilities, standalone facilities for the operation of up to 750 slot machines and up to 40 table games (mini-casino); and

WHEREAS, Section 1305.1(a.1) of Act 42 expressly enables a municipality to prohibit the location of a Category 4 licensed facility within its municipal boundaries by means of a resolution adopted by its governing board and delivered by the municipality to the Pennsylvania Gaming Control Board prior to December 31, 2017; and

WHEREAS, Mount Joy Township is a rural, low-density community of fewer than 3,700 residents, in which non-residential uses are generally located at the US 15 interchange and otherwise generally dispersed along State Road 97, and where public water and sewer services are concentrate in the vicinity of the State Road 97 and US 15 interchange; and

WHEREAS, on December 7, 2017, the Board of Supervisors conducted a public hearing, subject to public notice, to receive comment from its residents on Act 42's municipal option to prohibit a Category 4 licensed facility within the Township; and

WHEREAS, a show-of-hands poll of those attending the public hearing indicated near-unanimous support for and two opposed to the exercise of the municipal option and the Board received oral or written comments from 23 individuals in support of the exercise of the municipal option and one person in opposition to the exercise of the municipal option; and

WHEREAS, a Category 4 licensed facility is a regional use which would not reflect the Township's character or meet its residents' land use needs, and which would likely generate substantial land use impacts on the community as a whole; and

WHEREAS, in consideration of the expressed will of the residents of the Township and the Township's size, population, land use pattern and needs, the Board of Supervisors desires to exercise the Township's statutory option to prohibit the location of a Category 4 licensed facility within its municipal boundaries.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Mount Joy Township that it prohibits the location of a Category 4 licensed facility within its municipal boundaries.

BE IT FURTHER RESOLVED, that that the Township Secretary shall deliver this Resolution to the Pennsylvania Gaming Control Board no later than December 31, 2017.

ADOPTED this ___ day of _____, 2017.

ATTEST:

MT. JOY TOWNSHIP

Sheri L. Moyer, Secretary

By: _____
John Gormont
Chairman, Board of Supervisors

I, Sheri L. Moyer, Secretary for Mount Joy Township, do hereby attest that the foregoing Resolution No 14 of 2017 was voted upon and approved by unanimous vote of the Board of Supervisors on the ___ day of _____ 2017.