

PENNSYLVANIA LIQUOR CONTROL BOARD

MEETING AGENDA

WEDNESDAY, AUGUST 5, 2026
NORTHWEST OFFICE BUILDING, CONFERENCE ROOM 117, HARRISBURG, PA
MICROSOFT TEAMS MEETING

Darrell Clarke, Chairman
Randy Vulakovich, Board Member
James Brewster, Board Member
Rodrigo Diaz, Executive Director
Michael Vigoda, Board Secretary

[Office of Chief Counsel](#)
[Bureau of Licensing](#)
[Bureau of Human Resources](#)
[Bureau of Accounting & Purchasing](#)

[Office of Retail Operations](#)
[Bureau of Product Management](#)
[Financial Report](#)
[Other Issues](#)

Notice: *Anyone who wishes to comment on a printed agenda item prior to official action being taken must make that known to the Chairman or the Board Secretary in advance. Board Secretary Michael Vigoda can be reached by phone at 717-787-8896 or email at mvigoda@pa.gov*

Details for the Microsoft Teams meeting on August 5, 2026 can be found on the PLCB public website.

EXECUTIVE SESSIONS

In accordance with section 708 of the Sunshine Act, 65 Pa. C.S. § 708, on the morning of and/or the day immediately preceding the Public Meeting set forth herein, the Pennsylvania Liquor Control Board will be holding a closed Executive Session or Sessions in the Northwest Office Building for the following purposes: to discuss personnel matters; to consider the purchase or lease of real property prior to an option being obtained or prior to an agreement of purchase; to consult with its legal counsel regarding litigation and similar issues; to review and discuss agency business, which, if conducted in public, would violate lawful privilege or lead to the disclosure of information confidentially protected by law, including quasi-judicial deliberations; and to engage in non-deliberative informational discussions regarding various actions and other matters which have been approved at previous public meetings.

PUBLIC MEETING – 11:00 A.M

CALL TO ORDER *Chairman Clarke*

Pledge of Allegiance to the Flag

OLD BUSINESS..... *Secretary Vigoda*

A. Motion to approve previous Board Meeting Minutes of the July 15, 2026 meeting.

ANNOUNCEMENT OF EXECUTIVE SESSIONS

As explained in the printed Meeting Agenda, certain matters being presented for “official action” at today’s meeting have been discussed during Executive Sessions held prior to today’s meeting as permitted by the Sunshine Act.

Note: This agenda is complete at the time of issuance but other issues may be added and others stricken without further notice.

PUBLIC COMMENT

The Board has reserved 10 minutes for public comment.

NEW BUSINESS

From the Office of Chief Counsel.....Jason Worley, Chief Counsel

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| (1) Borough of Bridgeville
Case No. 26-NE-06 | Municipal Petition for Exemption
from Liquor Code Statute Regarding
Amplified Sound |
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*From the Bureau of LicensingAndrew Stuffick, Director of Regulatory Affairs
Joseph Murray, Director, Bureau of Licensing*

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| (1) 55 Pollos A La Braza J & J, Inc.
E-4712 (LID No. 131453) Case No. 25-9170
53-55-57-59 Garrett Road Basement
Upper Darby Township
Upper Darby, Delaware County | Exchange of License – Restaurant |
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| (2) 2240 Frankford, Inc.
R-9186 (LID No. 97159) Case No. 25-9157
2240 Frankford Avenue
Philadelphia, Philadelphia County | Request for Hearing to Extend
Safekeeping Period – Restaurant |
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|--|--|
| (3) Butch's 101 Pitstop, LLC
R-17123 (LID No. 63754) Case No. 25-9084
319 Filbert Street
Curwensville, Clearfield County | Notice of Change in Business
Structure – Restaurant |
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HOLD 6/24/26 SESSION

Conditional Licensing Agreement

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| <p>(4) The Chop Shop Butler, LLC
 t/a Chop Shop Butler
 (LID No. 131029) Case Nos. 25-9122 & 26-9042
 108 North Main Street
 Butler, Butler County</p> | <p>New – Economic Development
Restaurant</p> <p>HOLD 5/13/26 SESSION</p> |
| <p>(5) CMTRAP, Inc.
 t/a Pub 447
 R-13027 (LID No. 130530) Case No. 25-9162
 65 Independence Road
 Smithfield Township
 East Stroudsburg, Monroe County</p> | <p>Person-to-Person Transfer –
Restaurant</p> |
| <p>(6) Esmeralda Lilly Properties, LLC
 t/a Debbie’s Place
 E-95 (LID No. 109613) Case No. 25-9134
 4400 North 8th Street
 Philadelphia, Philadelphia County</p> | <p>Request for Hearing after
Revocation –
Eating Place Malt Beverage</p> |
| <p>(7) MSCH Holdings, LLC
 t/a Market Street
 (LID No. 129304) Case No. 25-9168
 2211 Market Street
 Camp Hill, Cumberland County</p> | <p>New – Economic Development
Restaurant</p> |
| <p>(8) Muronde, Inc.
 R-7821 (LID No. 102883) Case No. 25-9088
 302 West Lincoln Highway
 Coatesville, Chester County</p> | <p>Renewal – Restaurant</p> |
| <p>(9) 63 CVA, Inc.
 E-113 (LID No. 53755) Case No. 2024-53755
 2501 North 31st Street
 Philadelphia, Philadelphia County</p> | <p>Renewal – District 10</p> |

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| <p>(10) BG 1559, Inc.
R-1987 (LID No. 73105) Case No. 2024-73105
1559 East Hunting Park Avenue
Philadelphia, Philadelphia County</p> | <p>Renewal – District 10</p> |
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| <p>(11) Blue Town Tavern, Inc.
t/a Blue Town Tavern
R-4754 (LID No. 72854) Case No. 2025-72854
5609 Route 66
Redbank Township
New Bethlehem, Clarion County</p> | <p>Renewal – District 7</p> |
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| <p>(12) CDRP, Inc.
t/a Infusion Nite Club & Grill
R-14817 (LID 93912) Case No. 2025-93912)
518-522 Main Street
Clarion, Clarion County</p> | <p>Renewal – District 7</p> |
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| <p>(13) Fleetwood Holdings, LLC
t/a Cadillac Pub
R-8378 (LID No. 109063) Case No. 2025-109063
24 East Main Street
Fleetwood, Berks County</p> | <p>Renewal – District 3</p> <p>HOLD – 4/29/26 SESSION</p> <p>Conditional Licensing Agreement</p> |
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| <p>(14) HPM 302, LLC
t/a Harrys
R-10493 (LID 84591) Case No. 2025-84591
Corner of Penn Avenue & Linden Street
302 Penn Avenue
Scranton, Lackawanna County</p> | <p>Renewal – District 9</p> <p>HOLD – 6/3/26 SESSION</p> <p>Conditional Licensing Agreement</p> |
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| <p>(15) Nimol, Inc.
E-4282 (LID No. 55566) Case No. 2024-55566
2604 Germantown Avenue
Philadelphia, Philadelphia County</p> | <p>Renewal – District 10</p> |

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(16) **PSB Nation, LLC** Renewal – District 5
R-16514 (LID No. 96527) Case No. 2025-96527
3630 Library Road
Castle Shannon, Allegheny County

(17) **Puleo-Gray, Inc.** Renewal – District 7
t/a The Cornerstone
R-14058 (LID No. 16497) Case No. 2025-16497
308 Pennsylvania Avenue East
Warren, Warren County

(18) **T & J Susquehanna, Inc.** Renewal – District 10
E-1551 (LID 37699) Case No. 2024-37699
1201-03 West Susquehanna Avenue
Philadelphia, Philadelphia County

From the Bureau of Human Resources Jason Lutcavage, Director of Administration
Jennifer von Sneidern, Director, Bureau of Human Resources

Personnel Actions

From the Bureau of Accounting & Purchasing Rodrigo Diaz, Executive Director
Tammy Wenrich, Chief, Purchasing & Contracting Administration
Ijeoma Ezekoye, Director, Bureau of Financial Management & Analysis

Procurement Actions: None

Inter-Agency Charges:

(1) **Department of General Services (DGS) Property Costs (Job 7) – \$126,525.04.**
The estimated billing comprises of \$126,525.04 expense for Q3 of FY 2025-26 for Commonwealth property costs. This is for the property costs for the Northwest Office Building (NWOB), which includes direct costs paid by DGS (electricity charges), as well as prorated expenses for Capital Police services and the City of Harrisburg Fire Protection.

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(2) Department of General Services (DGS) – Vehicle Lease Reimbursement (Job 35) - \$59,202.26

A billing of \$59,202.26 has been submitted for May 2026 to reimburse the Department of General Services for vehicle leases, in accordance with Management Directive 615.3. This amount covers the lease costs for 101 vehicles utilized by the PLCB, including monthly charges for Telematic (GPS) devices.

(3) Department of the Auditor General – \$870,517.66.

The billing of \$870,517.66 for services rendered during the fourth quarter of fiscal year 2025-26. The invoice displays a decrease of \$52,422.87 or (-5.7%) compared to the same period in FY 2024-25. The total Auditor General statements increased \$39,830.40 or 1%, due to additional State and Federal audit hours compared to the prior year.

The Bureau of Financial Management and Analysis has reviewed these charges and determined that they are reasonable based on billing methodology and previous experience.

From the Office of Retail Operations..... Rodrigo Diaz, Executive Director

- (1) #1104 – 101 Park Avenue, Cresson
Amendment**
- (2) #5189 – 2807 South Front Street, Philadelphia
Amendment**
- (3) #0503 – 9613 Lincoln Highway, Bedford
Exercise Option**
- (4) #3001 – 55 Sugar Run Road, Waynesburg
Exercise Option**
- (5) #4032 – 12 Diana Lane, West Hazleton
Exercise Option**
- (6) #4815 – 341 Town Center Boulevard, Easton
Exercise Option**
- (7) #5185 – 180 West Girard Avenue, Philadelphia
Exercise Option**
- (8) #51XX – 1219 Filbert Street, Philadelphia
New Store (to replace #5105)**

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From the Bureau of Product Management..... Kimberly Mack, Director of Marketing & Merchandising

The Bureau of Product Management respectfully submits the attached Actions for Board approval:

VENDOR – ITEM NAME

BOARD ACTION REQUESTED

“These items went to Board for the public meeting without pricing”

Various	1. Regular New Items Accepted
Various	2. Regular New Item Revision
Various	3. Regular Probationary Listing Accepted Rescinded
Various	4. Regular Recommended Delist

These items went to Board for the public meeting without pricing

1. Regular New Items Accepted

<u>BRAND NAME AND SIZE</u>	<u>REASON</u>
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Biagio Cru and Estate Wines LLC

Rose All Day Rose Pay d'Oc 2025 750 mL	18
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Southern Glazers Wine and Spirits of PA

Crystal Light Vodka Refresher Cocktails 8x355 mL Variety Pack	18
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RECOMMENDED ACTION: We recommend the Board approve this action

2. Regular New Items Accepted Revision

<u>BRAND NAME AND SIZE</u>	<u>CODE</u>
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Jim Beam Brands Co

Knob Creek Straight Bourbon 12 Year Old 750 mL	98329
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RECOMMENDED ACTION: We recommend the Board approve this action

3. Regular Probationary Listing Accepted Rescinded

<u>BRAND NAME AND SIZE</u>	<u>REASON</u>
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Southern Glazers Wine and Spirits of PA

Textbook Sauvignon Blanc Russian River Valley 750 mL	3, 11, 19
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NOTE: This request from June 24, 2026, Agenda has been rescinded

RECOMMENDED ACTION: We recommend the Board approve this action

**New Items – Recommended Listings
Reason Codes**

1. Strong marketing support
2. High brand recognition
3. Line/Size extension of successful brand

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4. Trade up opportunity
5. Growing category
6. Growing segment
7. National rollout
8. Niche item / Limited distribution
9. High dollar profit potential
10. Trade out
11. High quality for the value
12. Innovative product/flavor
13. High sales through other PLCB channels (Luxury, Online, SLO)
14. Underrepresented category/segment
15. Hole in selection – consumer/store requests
16. PA Spirits
17. PA Wines
18. Licensee only
19. Probationary listing

4. Regular Recommended Delist

<u>BRAND NAME AND SIZE</u>	<u>CODE</u>
<u>Bacardi USA Inc</u>	
Grey Goose Essences Strawberry and Lemongrass Vodka 750 mL	98980
Martini and Rossi Vermouth Bianco 1 L	11365
Noilly Prat Vermouth Dry France 1 L	4598
<u>Jackson Family Fine Wines</u>	
First Pick Chardonnay 750 mL	97653
<u>Majestic W S USA Inc</u>	
Paua Rock Sauvignon Blanc Marlborough 750 mL	98816
<u>MHW LTD</u>	
Ketel One Botanical Vodka Spritz Variety Pack 8x355 mL Cans	100042127
<u>Southern Glazers Wine and Spirits of PA</u>	
Rodney Strong Sonoma Vineyards Chardonnay Sonoma Coast 750 mL	3076
Rodney Strong Sonoma Vineyards Red Blend Sonoma County 750 mL	97180
<u>Thistle Finch Distilling LLC</u>	
Thistle Finch Straight Rye Whiskey 750 mL	2142

EFFECTIVE DATE: The transference to closeout will become effective September 4, 2026

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FINANCIAL REPORT *Andrea Kapp, Comptroller Operations, Office of Budget*

**Commonwealth of Pennsylvania
Pennsylvania Liquor Control Board
State Stores Fund
Comparative Statement of Net Position
(Unaudited)**

	<u>May 31, 2026</u>	<u>May 31, 2025</u>
<u>ASSETS</u>		
Current assets:		
Cash	\$ 53,121,863	\$ 51,620,127
Investments - short term	106,632,401	175,878,043
Accounts and claims receivable, net	898,654	1,325,593
Merchandise inventories, net	204,418,206	233,424,775
Operating supplies	936,435	692,920
Prepaid expenses	2,138,043	2,940,844
Total current assets	<u>368,145,602</u>	<u>465,882,302</u>
Non-current assets:		
Depreciable or amortizable capital assets:		
Building	2,369,375	2,365,799
Leasehold improvements	209,134	209,134
Machinery and equipment	45,082,939	43,934,980
Intangible - internally generated software	83,099,353	74,049,785
Intangible - right to use leases - Note 9	564,374,609	500,039,121
Intangible - right to use IT subscriptions - Note 10	21,533,803	25,801,471
Less: accumulated depreciation or amortization	<u>447,734,894</u>	<u>371,127,015</u>
Net depreciable or amortizable capital assets	<u>268,934,319</u>	<u>275,273,275</u>
Total non-current capital assets	<u>268,934,319</u>	<u>275,273,275</u>
Total assets	<u>\$ 637,079,921</u>	<u>\$ 741,155,577</u>
Total deferred outflows of resources - Notes 4, 5	\$ 149,227,444	\$ 201,079,674
<u>LIABILITIES</u>		
Current liabilities:		
Trade accounts payable	\$ 301,533,574	\$ 322,528,750
Other accounts payable	26,587,907	24,276,105
Accrued expenses	25,328,746	25,569,520
Self-insurance, workers' compensation - Note 6	4,656,084	4,767,807
Due to other funds - Note 8	10,597,084	8,147,609
Due to fiduciary funds - Note 8	3,868,580	3,844,543
Due to other governments - Note 8	1,143,192	1,139,713
Right to use liabilities - Note 9	64,864,976	62,333,990
Total current liabilities	<u>438,580,143</u>	<u>452,608,037</u>
Non-current liabilities:		
OPEB - Note 5	244,952,000	301,181,000
Self-insurance, workers' compensation - Note 6	51,720,064	47,729,790
Net pension liability - Note 4	539,847,463	555,928,115
Compensated absences - Note 1	28,385,848	26,266,236
Right to use liabilities - Note 9	171,870,074	172,065,283
Total non-current liabilities	<u>1,036,775,449</u>	<u>1,103,170,424</u>
Total liabilities	<u>\$ 1,475,355,592</u>	<u>\$ 1,555,778,461</u>
Total deferred inflows of resources - Notes 4, 5	\$ 172,746,452	\$ 187,278,967
<u>NET POSITION</u>		
Net investment in capital assets	\$ 32,199,269	\$ 40,874,002
Deficit	<u>(893,993,948)</u>	<u>(841,696,179)</u>
Total net position	<u>\$ (861,794,679)</u>	<u>\$ (800,822,177)</u>

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Commonwealth of Pennsylvania
Pennsylvania Liquor Control Board
State Stores Fund
Comparative Statements of Revenues, Expenses, and Changes in Fund Net Position
For the Month Ending May 31, 2026 and May 31, 2025
(Unaudited)

	<u>2025-26</u>	<u>2024-25</u>
Sales net of taxes	\$ 211,596,843	\$ 221,343,853
Cost of goods sold	<u>(150,727,210)</u>	<u>(160,343,620)</u>
Gross profit from sales	60,869,633	61,000,233
Operating (expenses):		
Wholesale	(2,645,689)	(2,977,007)
Retail	(37,136,264)	(38,532,797)
E-Commerce	(206,033)	(183,441)
Regulatory	(1,279,945)	(1,421,977)
Enterprise	(8,326,136)	(9,019,008)
Commonwealth provided services - Note 2	<u>(2,042,727)</u>	<u>(1,914,396)</u>
Total	(51,636,794)	(54,048,626)
Operating profit/(loss)	9,232,839	6,951,607
Other operating revenues/(expenses):		
Enforcement fines	69,298	85,055
License fees	2,882,899	3,612,842
Bailment Click fees	1,292,958	-
Miscellaneous income	<u>154,558</u>	<u>101,859</u>
Total	4,399,713	3,799,756
Total operating income/(loss)	13,632,552	10,751,363
Noncapital Subsidies:		
PSP enforcement - Note 3	(3,033,773)	(3,144,197)
Wine Expanded Permit (WEP) - Note 3	(3,700,681)	-
Ready-to-Drink Cocktails (RTDC) - Note 3	<u>(977,319)</u>	<u>-</u>
Total	(7,711,773)	(3,144,197)
Operating Income/(Loss) and noncapital subsidies	5,920,779	7,607,166
Nonoperating revenues/(expenses):		
Interest income	376,590	637,396
Interest expense	(560,012)	(498,699)
Other	<u>(11,281)</u>	<u>-</u>
Total	(194,703)	138,697
Change in net position	5,726,076	7,745,863
Total net position - beginning	(867,520,755)	(808,568,040)
Total net position - ending	<u>\$ (861,794,679)</u>	<u>\$ (800,822,177)</u>
Liquor Tax	37,471,580	38,616,842
State Sales Tax	14,840,009	15,290,339
Local Tax	988,259	1,013,892
Taxes remitted to Dept.of Revenue PTD	<u>\$ 53,299,848</u>	<u>\$ 54,921,073</u>

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**Commonwealth of Pennsylvania
Pennsylvania Liquor Control Board
State Stores Fund
Comparative Statements of Revenues, Expenses, and Changes in Fund Net Position
For the Eleven Months Ending May 31, 2026 and May 31, 2025
(Unaudited)**

	<u>2025-26</u>	<u>2024-25</u>
Sales net of taxes	\$ 2,299,382,069	\$ 2,333,942,975
Cost of goods sold	<u>(1,591,110,943)</u>	<u>(1,616,834,888)</u>
Gross profit from sales	708,271,126	717,108,087
Operating (expenses):		
Wholesale	(31,657,371)	(31,250,730)
Retail	(413,800,549)	(422,204,055)
E-Commerce	(2,561,811)	(2,534,559)
Regulatory	(14,630,342)	(15,425,815)
Enterprise	(91,510,366)	(100,047,161)
Commonwealth provided services - Note 2	<u>(22,946,978)</u>	<u>(21,883,917)</u>
Total	<u>(577,107,417)</u>	<u>(593,346,237)</u>
Operating profit/(loss)	131,163,709	123,761,850
Other operating revenues/(expenses):		
Enforcement fines	1,046,308	1,187,392
License fees	33,737,525	37,978,039
Bailment Click fees	5,801,567	-
Miscellaneous income	<u>2,945,291</u>	<u>1,800,079</u>
Total	<u>43,530,691</u>	<u>40,965,510</u>
Total operating income/(loss)	174,694,400	164,727,360
Noncapital Subsidies:		
PSP enforcement - Note 3	(34,246,506)	(33,857,132)
General fund - Note 3	(180,422,000)	(185,100,000)
Department of Agriculture - Note 3	(3,000,000)	(3,000,000)
Wine Expanded Permit (WEP) - Note 3	(3,700,681)	-
Ready-to-Drink Cocktails (RTDC) - Note 3	<u>(977,319)</u>	<u>-</u>
Total	<u>(222,346,506)</u>	<u>(221,957,132)</u>
Operating Income/(Loss) and noncapital subsidies	(47,652,106)	(57,229,772)
Nonoperating revenues/(expenses):		
Interest income	7,076,556	11,479,592
Interest expense	(6,111,348)	(5,355,810)
Other	<u>3,069</u>	<u>(502,382)</u>
Total	<u>968,277</u>	<u>5,621,400</u>
Change in net position	(46,683,829)	(51,608,372)
Total net position - beginning	<u>(815,110,850)</u>	<u>(749,213,805)</u>
Total net position - ending	<u>\$ (861,794,679)</u>	<u>\$ (800,822,177)</u>
Liquor Tax	403,947,049	409,573,157
State Sales Tax	160,022,195	162,177,084
Local Tax	10,547,040	10,578,523
Taxes remitted to Dept.of Revenue YTD	<u>\$ 574,516,284</u>	<u>\$ 582,328,764</u>

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OTHER ISSUES

None

PUBLIC COMMENT

The Board has reserved 10 minutes for public comment.

NEXT BOARD MEETING

The next meeting of the PLCB will be a formal meeting on Wednesday, August 26, 2026 beginning at 11:00 A.M. Prior to the public meeting, an Executive Session or Sessions will be held for the specific purposes as regularly set forth in the printed Board Agenda.

ADJOURNMENT

Informational Statements to be included in the Public Meeting Agenda

For ALJ Cases:

These cases are appeals taken from adjudications rendered by an Administrative Law Judge (ALJ) in citation proceedings initiated by the Pennsylvania State Police, Bureau of Liquor Control Enforcement in accordance with section 471 of the Liquor Code, 47 P.S. § 4-471.

In all of these matters, an administrative hearing has already been held before an ALJ during which the parties were given the opportunity to present sworn testimony and other evidence, as well as to make legal arguments, in support of their respective positions.

The Board must affirm the ALJ unless the ALJ's decision is an error of law, an abuse of discretion or is not supported by substantial evidence. In some instances where noted, it may also be necessary for the Board to remand the matter back to the ALJ for additional action to be taken. In that the Board is acting in its quasi-judicial (appellate) capacity, deliberations on these matters may have already occurred during authorized executive sessions.

The reasoning for any final decision by the Board on these matters will be set forth in a publicly issued written opinion which will be released immediately after the Board session. Any party aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code.

For Application Matters such as New Licenses, Transfers of Existing License, or Extension of Premises:

In all of these matters, an administrative hearing - open to the public - has already been held before a Board-assigned hearing examiner. All interested parties, including the applicant, the Bureau of Licensing, and valid protesters and/or intervenors, were given the opportunity to present sworn testimony and other evidence, as well as to make legal arguments, in support of their respective positions. The Board has reviewed the administrative record created before the hearing examiner along with any briefs submitted by the parties, as well as the recommendations made by the assigned hearing examiner and the Board's legal counsel. In that the Board is acting in its quasi-judicial capacity, deliberations on these matters may have already taken place during authorized executive sessions.

In each case, the Board may either vote to approve the application outright, vote to approve the application subject to a conditional licensing agreement setting forth specific conditions agreed upon by the parties and which are reasonably intended to address specific concerns made part of the record, or vote to refuse the application its entirety. For any case in which the Board would like additional time to review the record prior to making its decision, the Board reserves the right to place a hold on such matter in which case "official action" will not be taken until a future Board meeting.

Any party aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code, or, in certain circumstances, directly to the Commonwealth Court. In the event that an appeal is filed, the Board, as required by the Liquor Code, will file a written opinion setting forth the specific reasoning for its decision.

For License Renewal Cases:

These cases involve applications for renewal of licenses to which the Bureau of Licensing has raised objections. In all of these matters, an administrative hearing - open to the public - has already been held before a Board-assigned hearing examiner. The parties were given the opportunity to present sworn testimony and other evidence, as well as make legal arguments. The Board has reviewed the administrative record created before the hearing examiner along with any briefs submitted by the parties, as well as the recommendations made by the assigned hearing examiner and the Board's legal counsel. In that the Board is acting in its quasi-judicial capacity, deliberations on these matters may have already taken place during authorized executive sessions.

In each case, the Board may either vote to approve renewal of the license outright, vote to approve renewal of the license subject to a conditional licensing agreement setting forth specific conditions agreed upon by the parties and which are reasonably intended to address the operational issues of the licensee, or vote to refuse renewal of the license in its entirety. For any case in which the Board would like additional time to review the record prior to making its decision, the Board reserves the right to place a hold on such matter in which case "official action" will not be taken until a future Board meeting.

An applicant aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code. In the event that an appeal is filed, the Board, as required by the Liquor Code, will file a written opinion setting for the specific reasoning for its decision.

For Noise Exemption Cases:

These matters involve municipal petitions for exemptions from the Liquor Code provisions dealing with amplified sound. In all of these matters, an administrative hearing – open to the public - has already been held before a Board-assigned hearing examiner during which the parties were given the opportunity to present sworn testimony and other evidence, as well as to make legal arguments, in support of their respective positions.

The Board has reviewed the administrative record created before the hearing examiner along with any briefs submitted by the parties, as well as the recommendations made by the assigned hearing examiner and the Board's legal counsel. In that the Board is acting in its quasi-judicial capacity, deliberations on these matters may have already taken place during authorized executive sessions.

In each case, the Board may either vote to approve the municipal petition for noise exemption outright, vote to limit its approval to a more defined area of the municipality than what is being requested, or vote to refuse the petition in its entirety. The Board must act upon a municipal petition for noise exemptions within 60 days of receiving such petition.

Any party aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code. In the event that an appeal is filed, the Board will file a written opinion setting for the specific reasoning for its decision as required by the Liquor Code.

For All Matters in Which the Board is Acting in its Quasi-Judicial Capacity

No additional testimony or evidence may be presented by the parties during the Board's public meeting. While the Board reserves the right to allow comments to be made by the public concerning any particular case, this is being done so with the understanding that such comments are not the equivalent of sworn testimony and, thus, will not be given any weight by the Board when rendering its decision. Additionally, the Board is not required to respond to any public comments offered, nor is it required to answer any questions concerning these matters.