

# PENNSYLVANIA LIQUOR CONTROL BOARD

## MEETING AGENDA

WEDNESDAY, JULY 16, 2025  
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](#)

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**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](mailto:mvigoda@pa.gov)*

*Details for the Microsoft Teams meeting on July 16, 2025 can be found on the PLCB public website.*

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### 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 June 25, 2025 meeting.
- B. Announcement by Chairman for Ratification of a Board Action – Transfers to General Fund

The following Board Action approved on June 27, 2025, was decided by Notational Voting after the adjournment of the Board's last public meeting on June 25, 2025.

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

**Board Action:** At the June 25, 2025, Board meeting, the Pennsylvania Liquor Control Board voted to hold two separate transfers from the States Store Fund to the General Fund relative to the PLCB's collection of certain application and renewal fees as provided under the Liquor Code to allow for further discussion and clarification.

After a subsequent discussion with the Office of Budget, the Board received necessary clarification on these transfers. Because the Office of Budget requested that these transfers be completed prior to June 30, 2025, and our next scheduled meeting was not scheduled until today, July 16, 2025, these matters were presented to the Board for a notational vote.

Chairman Clarke, Member Vulakovich and Member Brewster agreed (3-0 vote) to approve both transfer requests from the State Stores Fund to the General Fund.

#### C. Announcement by Chairman for Ratification of a Board Action – Final-Form Regulation

The following Board Action approved on July 09, 2025, was decided by Notational Voting after the adjournment of the Board's last public meeting on June 25, 2025.

**Board Action:** On October 5, 2022, the Pennsylvania Liquor Control Board approved a proposed regulation concerning Hearings by Teleconference. The rulemaking codified the existing procedures used by the Board and the Office of Administrative Law Judge for holding virtual hearings in license matter, requests for supersedeas, and citation matters. The Final-Form Regulation package has been prepared for submission to the Independent Regulatory Review Commission which included minor amendments and revisions along with explanations in response to comments that were received during the public comment period of the proposed regulation.

The deadline to submit the Final-Form Regulation was July 10, 2025, which was prior to our next scheduled Board meeting. Therefore, a notational vote was requested by the Office of Chief Counsel.

Chairman Clarke, Member Vulakovich and Member Brewster agreed (3-0 vote) to approve the Hearings by Teleconference Final-Form Regulation package.

## 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.

## PUBLIC COMMENT

The Board has reserved 10 minutes for public comment.

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## NEW BUSINESS

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

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|-----------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|
| (1) <b>Borough of Bellevue</b><br><b>Case No. 25-NE-07</b>                                                                  | Municipal Petition for Exemption<br>from Liquor Code Statute<br>Regarding Amplified Sound |
| (2) <b>Lower Yoder Township</b><br><b>Case No. 25-NE-08</b>                                                                 | Municipal Petition for Exemption<br>from Liquor Code Statute<br>Regarding Amplified Sound |
| (3) <b>D &amp; P Brutto, LLC</b><br>1333 Old Swede Road<br>Douglassville, PA 19518-8926<br>License No. R-12795<br>LID 65924 | Request for Recission of<br>Conditional Licensing Agreement                               |

*From the Bureau of Licensing ..... Tisha Albert, Director of Regulatory Affairs*  
*Andrew Stuffick, Director, Bureau of Licensing*

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| (1) <b>Anthony's Coal Fired Pizza of Settlers Ridge, LLC</b><br><b>t/a Anthony's Coal Fired Pizza</b><br>R-8861 (LID No. 65701) Case No. 24-9132<br>1810 Settlers Ridge Center Drive<br>Robinson Township<br>Pittsburgh, Allegheny County | Appointment of Manager –<br>Restaurant                                                                                                                              |
| (2) <b>Armenia Mountain Spirits, LLC</b><br><b>t/a Armenia Mountain Spirits</b><br>(LID No. 129794)<br>177 Douglas Road<br>Armenia Township<br>Troy, Bradford County                                                                      | New & Requests for Interior<br>Connections with Other Businesses,<br>Conduct Other Businesses on the<br>Licensed Premises & Dual<br>Employment – Limited Distillery |
| (3) <b>Beer Buddy, LLC</b><br><b>t/a Beer and Wine Downtown</b><br>R-5655 (LID No. 120628) Case No. 24-9140<br>355 5 <sup>th</sup> Avenue Suite 125<br>Pittsburgh, Allegheny County                                                       | Double Transfer - Restaurant                                                                                                                                        |

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| <p>(4) <b>Blue Water Enterprise Inc.</b><br/><b>t/a Blue Water Saloon</b><br/>R-13919 (LID No. 114774) Case No. 24-9148<br/>118 Main Street<br/>Mifflin, Juniata County</p> | <p>Renewal – Restaurant</p>                                                                                              |
| <p>(5) <b>El-Canelo VI, Inc.</b><br/><b>t/a El-Canelo</b><br/>R-13148 (LID No. 51487) Case No. 24-9092<br/>4236 Peach Street<br/>Erie, Erie County</p>                      | <p>Notice of Change in Business<br/>Structure – Restaurant</p>                                                           |
| <p>(6) <b>Hamilton-Maloy VFW Post 595 Canteen, Inc.</b><br/>CC-2617 (LID No. 50307) Case No. 24-9142<br/>401 Shipley Street<br/>Everson, Fayette County</p>                 | <p>Renewal with Notice of Change in<br/>Officers – Catering Club</p>                                                     |
| <p>(7) <b>Overseas Veterans of Kulpmont PA</b><br/>C-4845 (LID No. 2219) Case No. 24-9145<br/>821-823 Chestnut Street<br/>Kulpmont, Northumberland County</p>               | <p>Request for Hearing After<br/>Revocation –<br/>Club</p>                                                               |
| <p>(8) <b>Philadelphia Beer Works, Inc.</b><br/>G-271 (LID No. 36088) Case No. 24-9108<br/>4118 Main Street<br/>Philadelphia, Philadelphia County</p>                       | <p>Renewal – Brewery</p>                                                                                                 |
| <p>(9) <b>Prima Arts, Inc.</b><br/><b>t/a Prima Theatre</b><br/>(LID No. 120675) Case No. 24-9174<br/>941 Wheatland Avenue<br/>Suite A<br/>Lancaster, Lancaster County</p>  | <p>Request for Hearing after<br/>Administrative<br/>Cancellation – New – Performing<br/>Arts<br/>Facility Restaurant</p> |
| <p>(10) <b>33 North 2nd Street Tavern, LLC</b><br/>R-54022 (LID No. 109441) Case No. 2024-109441<br/>31-33 North 2nd Street<br/>Coplay, Lehigh County</p>                   | <p>Renewal – District 4</p> <p><b>HOLD 4/30/25 SESSION</b></p> <p><b>Conditional Licensing Agreement</b></p>             |
| <p>(11) <b>319 BLT, Inc.</b><br/>R-13523 (LID No. 59816) Case No. 2020-59816 and<br/>2022-59816<br/>319 Market Street<br/>Philadelphia, Philadelphia County</p>             | <p>Renewal – District 10</p>                                                                                             |

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| <p>(12) <b>I. B. P. O. E. W. Cyrene Lodge No. 169</b><br/>CC-1692 (LID No. 3187) Case No. 2024-3187<br/>140 Frank S Brown Boulevard<br/>Steelton, Dauphin County</p>                                                                    | <p>Renewal – District 2<br/><b>HOLD 5/14/25 SESSION</b><br/><b>Conditional Licensing Agreement</b></p> |
| <p>(13) <b>Johnstown Beer And Eats, LLC</b><br/><b>t/a Country Garden 6 Pak Featuring Red’s Texas BBQ</b><br/>R-18176 (LID No. 106095) Case No. 2023-106095<br/>3116 Elton Road<br/>Richland Township<br/>Johnstown, Cambria County</p> | <p>Renewal – District 1<br/><b>HOLD 5/14/25 SESSION</b></p>                                            |
| <p>(14) <b>McCann Restaurant Group, LLC</b><br/>R-3332 (LID No. 72771) Case No. 2024-72771<br/>163-165 West Main Street<br/>Monongahela, Washington County</p>                                                                          | <p>Renewal – District 6</p>                                                                            |
| <p>(15) <b>SOBO, Inc.</b><br/><b>t/a Belmont II</b><br/>R-9939 (LID No. 49742) Case No. 2024-49742<br/>1805 North Main Street Extension<br/>Center Township<br/>Butler, Butler County</p>                                               | <p>Renewal – District 6</p>                                                                            |
| <p>(16) <b>Sulli’s Enterprises, LLC</b><br/><b>t/a Sullivan’s Bar &amp; Restaurant</b><br/>R-16997 (LID No. 91095) Case No. 2025-91095<br/>1239 Glades Pike<br/>Jefferson Township<br/>Somerset, Somerset County</p>                    | <p>Renewal – District 1<br/><b>Conditional Licensing Agreement</b></p>                                 |

*From the Bureau of Human Resources ..... Jason Lutcavage, Director of Administration  
Jennifer Haas, 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

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Inter-Agency Charges:

- (1) **Department of General Services (DGS) Vehicle Purchases (Job 66)** – Billing of \$303,941.00 to purchase two 2025 Ford Transit Cargo AWD vans & three Econoline 350 DRW Cutaway/Express for the PLCB by means of DGS. These vehicles will be purchased to replace high-mileage vehicles in the Facilities Maintenance offices in Regional Office 1, Region 2 and Region 3.

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

- (1) **#0294 – Olympia Shopping Center, 4313 Walnut Street, McKeesport Exercise Option**
- (2) **#0937 – Oxford Oaks Shopping Center, 1601 Big Oak Road, Yardley Amendment**
- (3) **#2320 – Manoa Shopping Center, 1305 West Chester Pike, Havertown Amendment**
- (4) **#3901 – Crest Plaza Shopping Center, 1516 Cedar Crest Boulevard, Allentown Amendment**
- (5) **#4503 – 1152 Route 390, Cresco Amendment**
- (6) **#4647 – The Court at Harleysville, 237 Harleysville Pike, Harleysville Amendment**
- (7) **#5401 – 530 Pottsville Park Plaza, Pottsville Amendment**
- (8) **#6524 – Tri-County Plaza, 321 Tri-County Lane, Belle Vernon Amendment**

*From the Bureau of Product Management ..... Megan Painter, Director of Product Management*

**VENDOR – ITEM NAME**

**BOARD ACTION REQUESTED**

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

Various  
Various

- 1. Regular New Items Accepted
- 2. Regular Recommended Delist

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## 1. Regular New Items Accepted

<u>BRAND NAME AND SIZE</u>	<u>REASON</u>
<b><u>Jim Beam Brands Co</u></b>	
196 Grapefruit Vodka Seltzer 4x355 mL Cans	18
196 Peach Vodka Seltzer 4x355 mL Cans	18
196 Strawberry Vodka Seltzer 4x355 mL Cans	18

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
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

## 2. Regular Recommended Delist

<u>BRAND NAME AND SIZE</u>	<u>CODE</u>
<b><u>Sutter Home Winery</u></b>	
Menage a Trois Sweet Collection Hot Pink Sweet Rose Blend 750 mL	97778
<b><u>WJ Deutsch Sons LTD</u></b>	
Yellow Tail Sangria 750 mL	7915
<b><u>The Wine Group Inc</u></b>	
Lemonade Stand at Main and Vine Strawberry Lemonade Rose 1.5 L	96145

EFFECTIVE DATE: The transference to closeout will become effective June 9, 2025

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**FINANCIAL REPORT ..... *Michael J. Burns, Comptroller Operations, Office of Budget***

None

**OTHER ISSUES**

*From the Director of Supply Chain..... Cliff McFarland*

**Bailment Fee:**

This office recommends that the Board modify the current bailment agreement by implementing a per case bailment fee for all bailment inventory received at a PLCB distribution center. The fee will help to partially offset warehousing costs and provide an additional tool for the Bureau of Supply Chain to manage inventory levels and supplier performance. The fee would be set at \$1.00 per case with a recommended start date of January 1, 2026.

**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 6, 2025 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.