

**EAST LAMPETER TOWNSHIP**

**Lancaster County, Pennsylvania**

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**RESOLUTION NO. 14 - 2019**

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**A RESOLUTION OF EAST LAMPETER TOWNSHIP, LANCASTER COUNTY, PENNSYLVANIA, EXERCISING THE MUNICIPAL OPTION TO PROHIBIT THE LOCATION OF VIDEO GAMING TERMINALS WITHIN EAST LAMPETER TOWNSHIP**

WHEREAS, Act 42 of 2017 amended the Pennsylvania Race Horse Development and Gaming Act, 4 Pa.C.S. § 1101, *et seq.*, and authorized the licensing of ten Category 4 licensed facilities within the Commonwealth of Pennsylvania and further authorized the issuance of establishment licenses for truck stop establishments to allow establishment licensees to install video gaming terminals (“VGTs”); and

WHEREAS, Act 42 of 2017 added Section 1305.1(a.1)(1) to the Pennsylvania Race Horse Development and Gaming Act to give all municipalities within the Commonwealth the option to prohibit or opt out of the siting of a Category 4 licensed facility within its municipal boundaries; and

WHEREAS, in accordance with Section 1305.1(a.1)(1), by Resolution 26-2017 the Board took action to prohibit the siting of a Category 4 licensed facility within East Lampeter Township; and

WHEREAS, Act 63 of 2019 (signed by Governor Wolf on July 2, 2019) amended Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes to give municipalities the option, by delivering a resolution of the governing body to the Pennsylvania Gaming Control Board no later than 60 days after the effective date of Act 63 of 2019, to prohibit the location of an establishment licensee within the municipality; and

WHEREAS, to exercise such option, the resolution to prohibit the location of an establishment licensee within the municipal boundaries must be adopted by the governing body of the municipality and delivered to the Pennsylvania Gaming Control Board no later than August 31, 2019; and

WHEREAS, the Board of Supervisors of East Lampeter Township desires to adopt such a resolution.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, as follows:

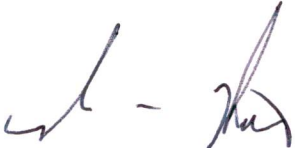
Section 1. The Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, under the power granted under Section 502(a) of Title 53, Municipalities Generally, of the Pennsylvania Consolidated Statutes, as added by Act 63 of 2019 signed by Governor Wolf on July 2, 2019, hereby exercises its option to prohibit the location and operation of establishment licensees within the boundaries of East Lampeter Township, Lancaster County, and to prohibit VGTs within the boundaries of East Lampeter Township.

Section 2. The proper officers of East Lampeter Township are authorized to deliver a certified copy of this Resolution to the Secretary of the Pennsylvania Gaming Control Board no later than August 31, 2019.

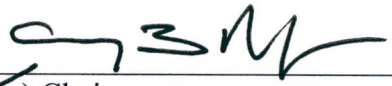
Section 3. In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Resolution, it being the intent of the Board of Supervisors that the remainder of the Resolution shall be and shall remain in full force and effect.

Section 4. This Resolution shall take effect and be in force immediately.

DULY ADOPTED this 15th day of July, 2019, by the Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, in lawful session duly assembled.

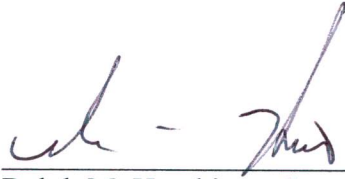
Attest:   
\_\_\_\_\_  
(Assistant) Secretary

EAST LAMPETER TOWNSHIP

By:   
\_\_\_\_\_  
(Vice) Chairman

[SEAL]

I, Ralph M. Hutchison, Secretary of the Board of Supervisors of East Lampeter Township, Lancaster County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of a resolution duly adopted at a legally constituted meeting of the Board of Supervisors of East Lampeter Township held on July 15, 2019, at which meeting a quorum was present and voted in favor thereof.

A handwritten signature in dark ink, appearing to read 'R. M. Hutchison', is written over a horizontal line.

Ralph M. Hutchison, Secretary