

**RESOLUTION OF LONDONDERRY TOWNSHIP
DAUPHIN COUNTY, PENNSYLVANIA**

RESOLUTION 2022-08

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE TOWNSHIP OF LONDONDERRY, DAUPHIN
COUNTY, PENNSYLVANIA, AUTHORIZING THE
SUBMISSION OF A PETITION TO THE PENNSYLVANIA
LIQUOR CONTROL BOARD FOR A HEARING TO
CONSIDER AN EXEMPTION FROM THE STATUTE
REGARDING AMPLIFIED MUSIC BEING HEARD OFF
THE PREMISES OF LICENSED ESTABLISHMENTS.**

WHEREAS, the Township of Londonderry filed a Petition for Exemption with the Pennsylvania Liquor Control Board, Case No. 15-NE-06, requesting an exemption for the entire limits of the Township of Londonderry from the amplified noise statute; *and*

WHEREAS, the Petition was granted by Order dated July 15, 2015 and expired on July 24, 2020; *and*

WHEREAS, the Township of Londonderry has enacted a Noise Ordinance found in Chapter 10, Part 1 (Noise) of the Londonderry Township Code of Ordinances, which sets forth the maximum permissible noise levels in the Township emanating from Pennsylvania Liquor Control Board licensed facilities; *and*

WHEREAS, the Township of Londonderry wishes to submit a new Petition to the Pennsylvania Liquor Control Board requesting an exemption from 47 P.S. § 4-493(34) pursuant to 47 P.S. § 4-493.1(b) exempting the entire Township from the noise limits set forth by statute; *and*

WHEREAS, following the passage of this Resolution and submission of the contemplated Petition for Exemption to the Liquor Control Board, a duly advertised public hearing will be held at the Londonderry Township Municipal building at 783 South Geyers Church Road, Middletown, PA 17057 for the Liquor Control Board to take testimony, public comment, and consider the Petition for Exemption of the Township.

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of the Township of Londonderry, Dauphin County, Pennsylvania, does hereby approve the submission of a petition to the Pennsylvania Liquor Control Board requesting a hearing to consider an exemption from the noise prohibition set forth in section 4-493(34) as follows:

SECTION 1: The Board of Supervisors of Londonderry Township authorizes the submission of a Petition for Exemption from section 4-493(34) of the Liquor Code, Act of April 12, 1951, P.L. 90, as amended, 47 P.S. § 1-101 *et seq.*, imposing restrictions on the emission of

noise from Pennsylvania Liquor Control Board Licensed facilities in the Township pursuant to section 4-493.1 of the Liquor Code titled rights of municipalities preserved.

SECTION 2: Noise emanating from licensed facilities in the Township will be subject to the limits of the Londonderry Township Noise Ordinance found in Chapter 10, Part 1 (Noise) of the Londonderry Township Code of Ordinances.

SECTION 3: The Township intends to enforce any violation of its noise ordinance through the Township of Londonderry Code Enforcement Department.

ADOPTED as a resolution this 3rd day of October, 2022.

ATTEST:

TOWNSHIP OF LONDONDERRY



Steve Letavic
Township Manager



Ron Kopp
Chair, Board of Supervisors