
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **522** Session of
1961

INTRODUCED BY MESSRS. DEVLIN AND SARRAF,
APRIL 11, 1961.

REFERRED TO COMMITTEE ON LAW AND ORDER,
APRIL 11, 1961.

AN ACT

Amending the act of April 12 1951 (P L 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill.
Underlining indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws”
further regulating the issuance of new hotel licenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

- 1 Section 1 Section 404 act of April 12 1951 (P L 90) known as
- 2 the “Liquor Code” amended August 25 1959 (P L 746) and November
- 3 19 1959 (P L 1550) is amended to read
- 4 Section 404 Issuance of Hotel Restaurant and Club Liquor Licenses
- 5 Upon receipt of the application the proper fees and bond and upon
- 6 being satisfied of the truth of the statements in the application that
- 7 the applicant is the only person in any manner pecuniarily interested in
- 8 the business so asked to be licensed and that no other person will be in
- 9 any manner pecuniarily interested therein during the continuance of
- 10 the license except as hereinafter permitted and that applicant is a per-
- 11 son of good repute that the premises applied for meet all the require-

1 ments of this act and the regulations of the board that the applicant
2 seeks a license for a hotel restaurant or club as defined in this act
3 and that the issuance of such license is not prohibited by any of the
4 provisions of this act the board shall in the case of a hotel or restaurant
5 grant and issue to the applicant a liquor license and in the case of a
6 club may in its discretion issue or refuse a license Provided however
7 That in the case of any new license or the transfer of any license to a
8 new location the board may in its discretion grant or refuse such new
9 license or transfer if such place proposed to be licensed is within three
10 hundred feet of any church hospital charitable institution school or
11 public playground or if such new license or transfer is applied for a
12 place which is within two hundred feet of any other premises which
13 is licensed by the board or if such new license or transfer is applied for
14 a place where the principal business is the sale of liquid fuels and oil
15 And provided further That the board shall refuse any application for
16 a new license or the transfer of any license to a new location if in the
17 board's opinion such new license or transfer would be detrimental to
18 the welfare health peace and morals of the inhabitants of the neighbor-
19 hood within a radius of five hundred feet of the place proposed to be

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1 licensed And provided further That the board shall not issue new licenses
2 in any license district more than twice each license year effective from
3 specific dates fixed by the board and new licenses shall not be granted
4 except for hotels as defined in this act unless the application therefor
5 shall have been filed at least thirty days before the effective date of the
6 license And provided further That nothing herein contained shall pro-
7 hibit the board from issuing a new license for the balance of any un-
8 expired term in any license district to any applicant in such district who
9 shall have become eligible to hold such license as the result of legisla-
10 tive enactment when such enactment shall have taken place during the
11 license term of that district for which application is made or within
12 the thirty days immediately preceding such term

13 Section 2 This act shall take effect immediately

We certify that this bill has passed the Senate and the House of Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

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Governor