

RESOLUTION 2009-01

WHEREAS, Wayne Casual Dining, LLC, a Pennsylvania Corporation, made a formal application to the Radnor Township Board of Commissioners pursuant to 47 P.S. 4-461(b)(3) to approve an inter-municipal transfer of PLCB Eating Place Dispenser License No. E-4912, which is currently located in Clifton Heights, Upper Darby Township, Delaware County, Pennsylvania, for use at the premises to be occupied by the applicant at 223 East Lancaster Avenue, Wayne, Radnor Township, Delaware County, Pennsylvania; and

WHEREAS, formal public hearings were held before the Radnor Township Board of Commissioners on December 8, 2008 and January 26, 2009; and

WHEREAS, the liquor license that the applicant is seeking to have the Radnor Township Board of Commissioners approve for transfer is one currently held for use at an establishment on Baltimore Pike in Clifton Heights, Upper Darby Township, Delaware County, Pennsylvania, thereby making this request for transfer one within Delaware County, hence, subject to the inter-municipal transfer of liquor license provisions; an

WHEREAS, the Radnor Township Board of Commissioners does believe that the inter-municipal transfer of liquor license to Wayne Casual Dining, LLC t/a Cosi will affect the welfare, health, peace and morals of Radnor Township or its residents.

NOW THEREFORE, be it resolved that the Board of Commissioners of Radnor Township does hereby refuse to approve the inter-municipal liquor license transfer to Wayne casual Dining, LLC, t/a Cosi at 223 East Lancaster Avenue, Wayne, Delaware County, Pennsylvania for the following reasons:

1. The granting of the Application will result in a danger to the health, safety, peace, quiet, morals and welfare of Radnor Township and its residents; and
2. The sale of alcoholic beverages at a more casual dining establishment that appeals to young people will likely increase the availability of alcohol to underage consumers; and
3. The sale or service of alcoholic beverages after 10:00 pm at that location will adversely affect the residential character of the

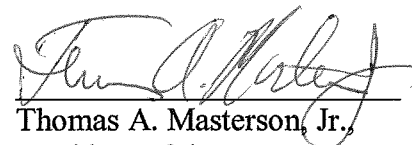
nearby community; and

4. The granting of the application will create more motor vehicle traffic than currently exists and will therefore create a danger to both motor vehicle operators and their passengers as well as to pedestrian traffic.

RESOLVED, this 26th day of January, 2009.

TOWNSHIP OF RADNOR

By:



Thomas A. Masterson, Jr.,
President of the
Radnor Township Board of
Commissioners

Attest:



Coretta Hutchinson, Secretary