

**DRAFT MINUTES OF THE PUBLIC HEARING
OF THE ANNVILLE TOWNSHIP BOARD OF COMMISSIONERS
September 7, 2021**

A Public Hearing was held by the Annville Township Board of Commissioners starting at 6:30 PM on September 7, 2021 in the Commissioners' Room of Annville Town Hall, 36 North Lancaster Street, Annville, PA for the purpose of receiving questions, comments, and recommendations on the application of Mannino's A&M, LLC to have eating place liquor license No. E5128 be transferred from Palmyra Borough to the premises at 35 West Main Street, Annville.

The following members were present: Rex A. Moore, President (via telephone); Henri B. Lively, Vice President; Thomas R. Embich, Treasurer; and Anthony C. Perrotto. Also in attendance were Nicholas T. Yingst, Township Administrator and Secretary to the Board of Commissioners; Bernard Dugan, Chief of Police; Corey Lamoureux, Esq., Township Solicitor; Vito Mannino, Mannino's A&M, LLC; Heather Eggert, Esq., Henry & Beaver; Bobbie Ginder, West Water Street; and Heather Monk, Woodside Court.

President Moore called the Public Hearing to order and led those present in the Pledge of Allegiance to the flag of the United States of America. Mr. Lamoureux reported that the hearing was advertised according to law.

Ms. Eggert, the attorney representing Mannino's A&M, LLC, began by asking Mr. Mannino a number of questions regarding his application. In response to her question about the nature of Mr. Mannino's current business in Palmyra, he indicated he is the owner of A&M Pizza in that municipality and has been working there since age 12. Per a follow-up question from Ms. Eggert, he indicated he has not had any contact with the criminal justice system. He then described his plans for the proposed restaurant at 35 West Main Street in Annville, noting he was not planning to simply start another pizza shop but rather desired to establish a sit-down, Mediterranean-style restaurant. As such, while he would serve standard pizza shop fare such as pizza and pasta, he was envisioning a higher-end establishment that used different, higher quality ingredients to create fresh, in-house made foods that would bring new flavors to the area. Mr. Mannino then provided a sample menu and the proposed floor plan to the Commissioners, noting there would be tables and an open kitchen concept that would allow customers to watch and interact with the chef. Per a question from Ms. Eggert, who noted this location was next to J&S Pizza, he indicated he did not want to be in competition with J&S and believed that would be avoided by his restaurant providing a different type of experience and serving different fare. Per a follow-up question from Ms. Eggert, Mr. Mannino indicated he did not envision a bar type of environment that would serve mixed drinks, further noting if the license transfer was approved he would like to upgrade it to a restaurant license in order to serve wine.

Per a question from Mr. Embich, Mr. Mannino indicated his pizza shop in Palmyra currently sold six packs of beer to go, although that was not his ultimate intention for the restaurant in Annville and he desired it to be a family friendly establishment. Per a question from Ms. Eggert, he indicated he would not be targeting college students as a particular customer base. Mr. Mannino stated he wished to open the restaurant in January 2022 if all went according to schedule and, per a question from Mr. Embich, he noted he would not be closing the pizza shop in Palmyra and was seeking to transfer the liquor license from that location to his property in Annville. Per a question from Mr. Lively, Mr. Mannino indicated he was not planning to sell hard liquor should his license be upgraded to a restaurant license, and he was not sure if he could do so. Mr. Lamoureux opined that he believed hard liquor could be sold under a restaurant license. He also noted that such a

license upgrade would not come before the Board of Commissioners for consideration, as the Board was only involved in a proposed transfer of a license between municipalities, and license changes would be processed solely through the Pennsylvania Liquor Control Board (PLCB). He then discussed this process with the Commissioners. Per a follow-up question from Mr. Lively, Mr. Mannino indicated he was planning to apply for a license upgrade prior to the restaurant opening, if possible.

When Mr. Lively inquired about hours of operation, Mr. Mannino indicated the restaurant would be closed on Sundays and Mondays and would serve lunch and dinner the remaining days of the week, and would likely be open no later than 10 PM on Saturdays. Per a question from Mr. Embich, Mr. Mannino indicated the servers would be 21 years of age or older. Per a question from Mr. Lively, he indicated he was not currently intending for there to be beer on tap. Per a follow-up question from Mr. Lively, Mr. Mannino indicated that a customer would not be able to take a six pack from a cooler and carry it out. He also noted he was certified in the PLCB's Responsible Alcohol Management Program (RAMP) and his staff would be, as well, with he and the house manager being responsible for training the staff. Per a question from Mr. Lively, Mr. Mannino explained his strategy for dealing with intoxicated individuals, further noting there had been no PLCB license violations at the A&M Pizza in Palmyra in the last ten years or so and the last violation, which concerned a patron using falsified identification, did not involve him.

Carissa Eby and Dustin Ferrillo, South King Street, arrived at the Public Hearing at 5:42 PM.

Per a question from Mr. Lively, Mr. Mannino indicated the license at A&M Pizza in Palmyra has never been suspended. Per a question from Mr. Lamoureux, he indicated he had not yet selected managers for the restaurant as had been working on other things. Per a question from Mr. Perrotto, Mr. Mannino indicated he would ensure background checks were completed on all managers. Per a question from Mr. Embich, he also described the exterior changes he was considering for the property and noted he had received information from the Township Office regarding the need to have the Historic Architectural Review Board (HARB) first review any such changes and he was planning to attend the September 20, 2021 HARB meeting for this purpose.

John Wentling, West Main Street, arrived at the Public Hearing at 6:47 PM.

Mr. Lively asked if outdoor seating would be provided and Mr. Mannino indicated this would be a possibility if he was able to redesign the rear parking area, noting that if this would happen at all it would be sometime down the road. Per a follow-up question from Mr. Lively, he explained that he believed alcohol sales were necessary for the restaurant because it made for a full dining experience that complemented the food. Per a question from Mr. Perrotto, Chief Dugan indicated that he spoke to the Palmyra Police Department (PPD) about A&M Pizza in Palmyra and the PPD reported no incidents there relating to alcohol sales and spoke highly of the business. Per a question from Mr. Lively, Mr. Mannino indicated he planned for the restaurant to close at 9 PM or 10 PM, depending on the day of the week. Per a question from Mr. Embich, he indicated there were no plans for having amplified music outdoors.

Hearing no further questions or comments, **MOTION** by Mr. Perrotto, second by Mr. Embich to close the Public Hearing. Motion carried unanimously and the hearing was declared closed at 6:50 PM.

Rex A. Moore, President

Nicholas T. Yingst, Secretary