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COUNTY OF DAUPHIN

COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 2019- 21

Adopted: December 4, 2019

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF DAUPHIN COUNTY, COMMONWEALTH OF PENNSYLVANIA, RESCINDING A PRIOR RESOLUTION OF SAID BOARD, AND THEREBY VOIDING SAID BOARD'S PROHIBITION AGAINST THE PLACEMENT OF VIDEO GAMING TERMINALS AT TRUCK STOPS WITHIN THE COUNTY'S CORPORATE BOUNDARIES.

WHEREAS, Act 42 of 2017 amended the Pennsylvania Race Horse Development and Gaming Act to permit the installation of video gaming terminals at qualifying truck stops throughout the Commonwealth; and

WHEREAS, Section 4506 of Act 42 of 2017 authorizes a county that hosts a Category 1, Category 2 or Category 3 licensed slot machine facility to prohibit the placement of video gaming terminals within the host county by delivering a resolution to the Pennsylvania Gaming Control Board (hereafter, Gaming Board) by December 29, 2017; and

WHEREAS, Section 4506 of Act 42 further provides that video gaming terminals may not be operated in a host county that has appropriately exercised the option to prohibit video gaming terminals; and

WHEREAS, the County of Dauphin (hereafter, the County), Commonwealth of Pennsylvania, is a county of the third class, and it is governed under The County Code (hereafter, County Code), Act of August 9, 1955, P.L. 323, No. 130, as amended, 16 P.S. §101 et seq.; and

WHEREAS, under Section 203 of the County Code, 16 P.S. §203, the board of county commissioners (hereafter, the Board) is vested with the County's corporate power; and

WHEREAS, the County serves as the host county to Hollywood Casino at Penn National Race Course, a Category 1 slot machine licensee; and

WHEREAS, on December 13, 2017, the Board approved Resolution No. 2017-24, thereby expressly prohibiting video gaming terminals at truck stops within the County's corporate boundaries, all in accordance with Section 4506 of Act 42 of 2017; and

WHEREAS, by adopting Resolution No. 2017-24, the Board effectively "opted out" of the video gaming provisions of Act 42 of 2017; and

WHEREAS, under Act 42 of 2017, a county that "opts out" within the specified time period (i.e., no later than December 29, 2017) can later void the prohibition against video gaming terminals by adopting a resolution of rescission; and

WHEREAS, the Board has further considered the potential economic impact of the installation of video gaming terminals at qualifying truck stops throughout the County; and

WHEREAS, it is the intent of the Board to rescind Resolution No. 2017-24 so that video gaming terminals may be installed at qualifying truck stops throughout the County; and

WHEREAS, the Board understands that, consistent with Act 42 of 2017, once the Board's 2017 "opt-out" is rescinded, the Board cannot reinstate the prohibition against video gaming terminals.

NOW, THEREFORE, be it resolved by the Board as follows:

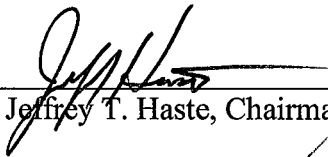
- Section 1: Resolution No. 2017-24 is hereby rescinded in its totality.
- Section 2: Henceforth, consistent with Act 42 of 2017, video gaming terminals may be installed at qualifying truck stops throughout the County.
- Section 3: This Resolution shall take effect immediately, and certified copies of this Resolution shall forthwith be filed with the County's Chief Clerk and the Gaming Board.
- Section 4: This Resolution has been duly approved this 4th day of December, 2019 by a motion and vote of the Board.

ATTEST

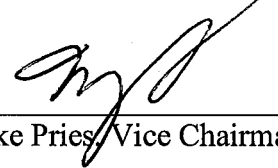


Chad Saylor, Chief Clerk/
Chief of Staff

DAUPHIN COUNTY
BOARD OF COMMISSIONERS

By: 

Jeffrey T. Haste, Chairman

By: 

Mike Pries, Vice Chairman

By: 

George P. Hartwick, III, Secretary