
**LIMERICK TOWNSHIP - BOARD OF SUPERVISORS
MEETING MINUTES**

**FEBRUARY 26, 2009
7:00 P.M.**

A meeting of the Limerick Township Board of Supervisors was held on Thursday, February 26, 2009, in the Public Meeting Room of the Limerick Township Municipal Building with D. Elaine DeWan, Chairman, presiding.

Members Present: Supervisors Renee K. Chesler, D. Elaine DeWan, Kara Shuler, and Kenneth W. Sperring, Jr.

Members Absent: Frank A. Kotch

Others Present: Joseph J. McGrory, Esq., Township Solicitor; Khaled R. Hassan, P.E., Township Engineer; Joseph P. Platt, Traffic Engineer; Daniel K. Kerr, Township Manager; Beth F. DiPrete, Asst. Twp. Mgr./Finance Director/Treasurer; Karen M. Hegedus, Parks and Recreation Coordinator; Martena Roshon, Director of Sewer Department and Community Planning; and Stuart L. Rosenthal, P.E., Sewer Engineer.

Call To Order: Ms. DeWan called the meeting to order at 7:00 P.M. Sandra Wood led the pledge of Allegiance.

Opening Comments/Announcements

THIS MEETING IS BEING RECORDED.

Yard & Leaf Waste Drop-Off Date: March 2, 2009 – 8:00 A.M. to 12:00 Noon at the Public Works Building

Joseph T. Lesinski, Alternate on the Zoning Hearing Board, passed away this past week.

Consideration of Minutes: Upon motion made by Mr. Sperring and seconded by Ms. Chesler, the January 22, 2009 meeting minutes were unanimously approved.

Public Comments on Agenda Items: None.

Bills List: Upon motion made by Ms. Chesler and seconded by Ms. Shuler, Bills List #4 for the period of 2/12/09 through 2/25/09 in the amount of \$154,600.13 was unanimously approved.

Monthly Reports: Upon motion made by Mr. Sperring and seconded by Ms. Shuler, the January, 2009 reports of the Treasurer, Zoning/Code Enforcement Office, Fire/Code Official, Public Works Department, Police Department, Parks & Recreation Department, Sewer Department Superintendent, and Sewer Engineer, were unanimously accepted.

Public Hearing

Comprehensive Plan: Mr. Kerr announced that Peter Simone and Oliver Carley from Simone Collins are the Township Consultants who have been working on the Comprehensive Plan for the past year, and will be presenting an overview of the final draft of the Comprehensive Plan. The Public Meeting was suspended and the Public Hearing was opened. Mr. Carley made his presentation. Mr. Kerr closed the Public Hearing and moved back into the Public Meeting. He advised that the final draft of the Comp Plan will be fine tuned and revised accordingly before a final copy is presented to the Board for adoption in approximately thirty (30) days.

Permits: **Lawrence Junk Yard:** John and Tamara Lawrence were present along with their counsel, Daniel Sager. A Court Reporter was present to record the discussion. **Motion was made** by Mr. Sperring and seconded by Ms. Shuler, to issue a Junk Yard Permit with the following conditions: 1) All business at the subject property shall be conducted behind the berm; 2) The berm shall be 6 feet tall, and 4 feet tall at the driveway; 3) The driveway in the middle of the parcel shall be blocked within 7 days from this evening's decision by the Board; 4) Both berms shall be installed within 60 days of this evening's decision by the Board, to the satisfaction of the Township Engineer; 5) The Applicant will maintain the berm, including vegetation. The nature of the vegetation has to be agreed to by the Township Engineer; 6) The 4 ft. berm must be converted to a 6 ft. berm if Applicant does not receive a County HOP within 6 months from this evening's decision by the Board; and 7) Applicant must abide by the terms of the Ordinance. Motion passed 3-1-0, with Ms. Chesler opposing.

Subdivision and Land Development

Extensions: **Upon motion made** by Ms. Chesler and seconded by Ms. Shuler, the following extensions to the 90-day review period were unanimously accepted:

- a. Tomaselli Land Development (#08-06): Extended to 5/29/09
- b. Ziegler Estate Subdivision (#07-20): Extended to 6/15/09

Pottstown Honda (#06-04): Attorney for Pottstown Honda, Stuart Cohen, and Project Engineer, Adam Brower were present, along with Dan Piazza, V.P. of the dealership located at 633 North Lewis Road. The Township Engineer's review letter included certain discrepancies and matters that constitute a Zoning Violation. Since that time, Applicant submitted an Amended Final Plan showing compliance with Zoning. Removal of some impervious cover remains outstanding. All other items are in compliance. A discussion ensued. **Motion was made** by Ms. Chesler and seconded by Ms. Shuler, to recommend that the Code Enforcement Officer withdraw the Enforcement Notice on the Zoning action for 30 days pending the submission of a correct Amended Plan for review by the Planning Commission. Motion passed unanimously.

Old Business

Discussion - ZHB #2008-25, Girish Sheth – W. Linfield-Trappe Road, NW Corner: This matter was removed from the Agenda due to Applicant requesting additional time, and will be placed on the 3-12-09 Board of Supervisors Agenda.

Conditional Use Decision and Order – CU #08-05 Sanatoga Interchange Associates, LP: **Motion was made** by Ms. Shuler and seconded by Mr. Sperring, to approve the Conditional Use Decision and Order for Sanatoga Interchange Associates. Motion passed 3-0-1, with Ms. Chesler abstaining.

New Business

Country Club Estates Pump Station Dedication: **Motion was made** by Ms. Chesler and seconded by Mr. Sperring, to accept the Deed of Dedication and Easements, and the Maintenance Agreement for Heritage – Country Club Estates, L.P. pump station. Motion passed unanimously.

Notice of Award – Contract No. 09-01 – Air Valve Chamber Replacement: Mr. Rosenthal briefly described the contract for Air Valve Chamber Replacement at Pump Station #5 on Benner Road. **Motion was made** by Mr. Sperring and seconded by Ms. Chesler, to award Contract No. 09-01 (Sewer) for the Air Valve Chamber Replacement Project in the total bid amount of \$28,000.00 to Aqua Net Environmental Inc. Motion passed unanimously.

Appointment - Township Planner: Mr. Kerr recommended that the Board consider the approval of the appointment of Simone Collins to the Staff as the Township Planner in order to facilitate the application of various grants. **Motion was made** by Mr. Sperring and seconded by Mr. Chesler, to approve the appointment of Simone Collins as the Township Planner per the 2009 Compensation Schedule. Motion passed unanimously.

Proposal - DCNR Greenway Master Plan Grant Application and DCNR Grant Application - Linfield Sportsman Club: Mr. Collins briefly explained the DCNR Grant Application for Greenways Master Plan, as well as the DCNR Grant Application for Acquisition of the Linfield Athletic and Sportsman Club property.

Mr. Kerr advised that the Linfield Sportsman Club Project was previously discussed when the Township was going through the Kurylo Property Acquisition. If the Board wishes to pursue this project the matters will be confidential and will require Executive Sessions. The Grant Application, however, will be a public action.

Motion was made by Ms. Chesler and seconded by Ms. Shuler, to authorize Simone Collins to prepare and submit the DCNR Grant Application for Greenways Master Plan and the DCNR Grant Application for Acquisition of the Linfield Athletic and Sportsman Club property, for a fee in the amount of \$2,500.00 each. Motion passed unanimously.

Appraisal and Phase I Study - Linfield Sportsman Club: Mr. Kerr explained that an Appraisal is necessary in order to submit the Grant Application for Linfield Sportsman Club by April.

Motion was made by Ms. Shuler and seconded by Ms. Chesler, to approve the preparation of an Appraisal of the Linfield Athletic and Sportsman Club property by the Indian Valley Appraisal Company for a fee of \$2,600.00. Motion passed unanimously.

Mr. Kerr pulled the proposal for a Survey and Phase I Study by Pennoni Associates from the Agenda because he was able to obtain a clean copy of the Study that THP Properties had done in 2005, thereby eliminating the need for the Township to obtain their own Study for a savings of \$2,500.00.

Proposal - DVRPC "EGGS" Grant: Mr. Collins explained that the DVRPC "EGGS" Program encourages planning in the land use and transportation area in order to reduce congestion and encourage pedestrian mobility. He suggests a collaborative effort between Limerick Township and Lower Pottsgrove Township in the Sanatoga Interchange area, although in his opinion Limerick Township would have a good chance at pursuing the application on its own if need be for a fee of \$500.00.

Motion was made by Ms. Chesler and seconded by Mr. Sperring, to approve the preparation of a DVRPC "EGGS" Grant Application by Simone Collins for a fee in the amount of \$500.00. Motion passed unanimously.

Federal Transportation/Infrastructure Grants – Sanatoga Interchange: **Motion was made** by Ms. Chesler and seconded by Ms. Shuler, to direct the Township Manager to offer a letter of support on a co-grant basis for infrastructure improvements for sanitary sewer, storm sewer, and water line, elements C, D, and E, as proposed by O'Neill Development. Motion passed unanimously.

Zoning Hearing Board Advisories

ZHB #2009-01, William & Susan Ferrier – 3433 Pruss Hill Road: Ms. DeWan brought Zoning Hearing Board Application #2009-01 before the Board for a dimensional variance in a side yard setback. The Board decided not to send opposition and allow the Zoning Hearing Board to hear the application.

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ZHB #2009-03, Central Perkiomen Rotary Club – 1027 Cemetery Road: Ms. DeWan brought Zoning Hearing Board Application #2009-03 before the Board, seeking variances for an existing non-conforming use. The Board decided not to send opposition and allow the Zoning Hearing Board to hear the application.

Public Comments: None.

Adjournment: There being no further business, **motion was made** by Mr. Sperring and seconded by Ms. Chesler, to adjourn the meeting at 9:55 P.M.

Respectfully submitted,

Daniel K. Kerr
Township Manager