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

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**MAY 28, 2009  
7:00 P.M.**

A meeting of the Limerick Township Board of Supervisors was held on Thursday, May 28, 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, Joseph St. Pedro, Kara Shuler, and Kenneth W. Sperring, Jr.

**Others Present:** Joseph J. McGrory, Esq., Township Solicitor; Khaled R. Hassan, P.E., Township Engineer; Daniel K. Kerr, Township Manager; Beth F. DiPrete, Asst. Twp. Mgr./Finance Director/Treasurer; William J. Albany, Chief of Police; Dennis E. Rumler, Fire Code Official; 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 7:35 P.M. Margie Straten led the pledge of Allegiance.

**Opening Comments/Announcements**

**THIS MEETING IS BEING RECORDED.**

Executive Session Prior to Tonight's Meeting – Real Estate considerations and potential litigation.

Yard & Leaf Waste Drop-Off Date – June 1, 2009 at the Limerick Township Public Works Facility.

BOS & PC 2009 Summer Meeting Schedule – Dates will be announced at the June 11, 2009 Meeting.

Manderach Memorial Playground Renovation Kick-Off – Ms. Hegedus announced that fund raising efforts for the Playground Renovation will be posted on the Township website.

**Consideration of Minutes:** **Upon motion made** by Ms. Chesler and seconded by Mr. Sperring, the May 14, 2009 meeting minutes were unanimously approved.

**Public Comments on Agenda Items:** None.

**Bills List:** **Upon motion made** by Mr. St. Pedro and seconded by Ms. Chesler, Bills List #10 for the period of 5/14/09 through 5/27/09 in the amount of \$377,626.96 was unanimously approved.

**Monthly Reports:** **Upon motion made** by Mr. Sperring and seconded by Ms. Shuler, the April, 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.

### **Subdivision and Land Development**

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

- a. Sanatoga Springs (#08-14): Extended to 8/31/09
- b. Tomaselli Land Development (#08-06): Extended to 9/04/09

### **Development Projects:**

Twin County Subdivision (Dinnocenti) (#08-08) – Preliminary Resolution: Mr. McGrory reviewed the provisions of Resolution SLD #08-08 (P). No waivers or deferrals are granted with Preliminary Plan approval. Applicant is in agreement with the terms and conditions as set forth in the Resolution.

**Upon motion made** by Ms. Shuler and seconded by Mr. St. Pedro, Resolution SLD #08-08 (P) granting Preliminary plan approval for Twin County Subdivision, was unanimously approved.

### **Old Business**

Kennedy Mazda – Sewer Dedication: Mr. Kerr explained that this issue is a carry-over from the last meeting wherein there was a question raised about the easement that exists over the Raven's Claw Development in which the Kennedy Mazda line was extended. He said the golf course is maintaining the easement, above and beyond the basic agreement. The concern was with a stockpile of wood and other debris approximately 1,000 feet from Kennedy Mazda, but it is noted that the easement is clear.

Mr. Sperring would like a further explanation/follow-up as to what exactly is going on in that easement area.

**Motion was made** by Ms. Chesler and seconded by Mr. St. Pedro, to accept the Deed of Dedication and Easement, and Maintenance Agreement for the Kennedy Mazda Sewer Line. Motion passed unanimously.

C.J. Tires Zoning Appeal - Settlement Agreement: Mr. McGrory explained that C.J. Tires applied for and was granted a series of side variances with the Zoning Hearing Board. The Township then took the appeal of that approval to the Court of Common Pleas, and the parties have reached an agreement.

**Motion was made** by Mr. Sperring and seconded by Ms. Shuler, to authorize the Township Solicitor and Zoning Hearing Board Solicitor to execute the Settlement Agreement on behalf of the Township on the C.J. Tires Zoning Appeal. Motion passed unanimously.

ZHB – Ransome Rentals – Update: Mr. Kerr explained that Ransome Rentals had a Zoning Hearing Decision previously that allowed them to expand their outside storage area, which was to be a stoned area. It was noted that over the last year or so they expanded that area beyond the approved Zoning limitation. They were cited for it, and they filed a Zoning Appeal to stay the Enforcement Citation. Since then, they have agreed to remove all the excess stone and storage area up to the Zoning Hearing Board limit, within 60 to 90 days.

They would now like to pave the stoned area that was originally approved by Zoning, and they are willing to sign a Professional Services Agreement for Pennoni Associates to make sure that storm water and impervious all meet Township stormwater specifications. A discussion ensued.

**Motion was made** by Mr. St. Pedro and seconded by Ms. Shuler, to approve a Professional Services Agreement with Ransome Rentals. Motion passed unanimously.

### **New Business**

Emergency Management Briefing – Board Members: Mr. Kerr advised that the Township is required to update the Emergency Operations Plan and the Radiological Emergency Response Plan every two (2) years. Mr. Rumler reviewed the Emergency Preparedness Goals in a Power Point presentation, and he explained the responsibilities of the Supervisors in case of an emergency.

Margie Straten, 6 Presidential Drive, Limerick, asked if there is a website for the EOC where information is made available to parties who may be interested in volunteering.

Mr. Kerr explained that the Administration is in the process of creating a Department of Public Safety to better meet the NIMS requirement.

Approval/Resolution – Emergency Operations Plan (EOP) and Radiological Emergency Response Plan (RERP): **Motion was made** by Mr. Sperring and seconded by Ms. Shuler, to approve Resolution No. 2009-19 adopting the two-year update to the Emergency Operations Plan (EOP) and Radiological Emergency Response Plan (RERP). Motion passed unanimously.

Discussion – Memorial Donations to the Park Program: Ms. Hegedus advised that there are currently eight (8) memorial trees in the park. They are all different types and set-ups, and the plaques are all different as well. Two (2) additional requests have been made from families that are interested in making memorial tree donations to the Community Park. At the present time

there are no programs in place to facilitate such donations. She noted there are approximately 75 locations within the Community Park for placement of tree donations or benches. In order to keep everything local, it is recommended that the following vendors be used: Achin' Back Garden Center has agreed to work with the Township on pricing for donation trees - \$125.00 to \$250.00. Camellian Playscapes is the vendor who was used in the past for the picnic tables in the park, so Karen is working with them for donation benches; and Sign A Rama is the vendor that she is working with for the plaques.

Ms. Hegedus also gave an up-date on the summer camp registrations which total 270 for all three age groups. Camp Shamrock will be held at Limerick Elementary School this year. Pavilion rentals and field rentals are very busy.

Upcoming events include a Community Flea Market on Saturday, June 6, 2009, Family Tennis Day on Sunday, June 7<sup>th</sup>, sponsored by the U.S. Tennis Association, the Summer Concert Series which begins on Sunday, June 14<sup>th</sup>, and Community Day on Saturday, September 26, 2009.

The student representative on the Parks and Recreation Committee, Lindsey Robin, is graduating on June 12<sup>th</sup> and the last meeting she will be attending is next week. The Committee is seeking a new student representative, preferably a Junior.

Appointments/Resolution – Tax Collection Committee Delegates: Ms. DiPrete explained the new Act 32 which was enacted on July 2, 2008, amending the Local Tax Enabling Act. A Resolution is required to appoint Tax Collection Committee (TCC) Delegates. **Motion was made** by Mr. St. Pedro and seconded by Mr. Sperring, to Approve Resolution No. 2009-20 appointing Beth F. DiPrete as Primary Voting Delegate, Daniel K. Kerr as First Alternate Voting Delegate, and Martena Roshon as Second Alternate Voting Delegate to the Tax Collection Committee. Motion passed unanimously.

Amendment to Fee Schedule/Resolution – Amending Fees for Community Planning Department: Mr. Kerr explained that there are two changes to the Community Planning Department section in the current Fee Schedule as follows: Printed Copy of the New Comprehensive Plan is changing from \$35.00 to \$70.00, also available in disk for a charge of \$5.00. **Motion was made** by Mr. Sperring and seconded by Ms. Chesler, to approve Resolution No. 2009-21 amending the 2009 Fee Schedule. Motion passed unanimously.

Discussion – Linsenmaier Pump Station: Mr. Kerr gave a brief overview, noting that the Township met recently at the DEP office in Norristown with the developer to discuss the proposed sewage pump station at Cherry Lane and Lewis Road. DEP requires that the Township take ownership of the pump station. The Township recommends that if the Board should decide to accept ownership of another pump station, it should be built according to Township specifications.

Mr. Rosenthal explained that the total cost per month for maintenance of a pump station that size would be approximately \$7,000.00. Out of that amount, approximately \$3,000.00 would be for electricity. This estimation does not include the cost for any equipment replacement. Therefore, the total cost for maintenance and operation for a pump station this size would be estimated to be roughly \$100,000.00 over a 10-year period.

Mr. Sperring said that in order to get the Lewis Road Project done, he would agree to take ownership of another pump station if the Township would receive a lump sum from the developer for a 10-year maintenance. A discussion ensued.

**Motion was made** by Mr. Sperring and seconded by Ms. Chesler, to accept dedication of the Linsenmaier Pump Station at the appropriate time contingent upon it being built to Township specifications, and a lump sum payment of \$100,000.00 to the Township to cover the projected maintenance for the next 10 years at the time the pump station first comes on line. Motion passed unanimously.

Approval/Resolution - Community Development Block Grant Program: Mr. Kerr explained that a Resolution is required in order to submit the Grant Application for the CDBG Program. **Motion was made** by Ms. Chesler and seconded by Mr. St. Pedro, to approve Resolution No. 2009-22 for Eligibility to Participate in the Community Development Block Grant (CDBG) Program as Administered by the Pennsylvania Department of Community and Economic Development. Motion passed unanimously.

Discussion – Board Committee Appointments: Tabled.

### **Zoning Hearing Board Advisories**

ZHB #09-12, John D. Keohane, 403 N. Limerick Road, Schwenksville: Mr. McGrory explained that the Applicant is seeking a Special Exception/Variance/Interpretation. As a rule he generally advises to oppose an interpretation so as not to set a precedent. **Motion was made** by Ms. Chesler and seconded by Ms. Shuler, to authorize the Township Solicitor to appear in opposition to the Interpretation only, but will remain neutral and take no position on the Special Exception and Variance at the Zoning Hearing for John D. Keohane, ZHB #2009-12. Motion passed unanimously.

Mr. St. Pedro read an e-mail that was received recently by the Township acknowledging that they had a very positive experience when dealing with Ms. Ramsey in the Code Department.

Ms. Shuler noted that the Limerick Fire Company Golf Outing is scheduled for Wednesday, June 3<sup>rd</sup> with morning tee times still available.

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**Public Comments**

Margie Straten, 6 Presidential Drive, asked whether the Board of Supervisors has any jurisdiction or influence over the School Board.

**Adjournment:** There being no further business, **motion was made** by Mr. Sperring and seconded by Ms. Chesler, to adjourn the meeting at 9:12 P.M.

Respectfully submitted,

Daniel K. Kerr  
Township Manager