



Board of Supervisors

Regular Meeting

425 Wells Road
Doylestown, PA 18901
www.doylestownpa.org
Twitter: @DoylestownTwp
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215-348-9915

~ Minutes ~

Tuesday, October 16, 2018

5:00 PM

Meeting / Activity Trailer

I. 5:00 PM REGULAR MEETING

Members of the Board of Supervisors in attendance included Chairperson; Barbara N. Lyons, Vice Chairman; Richard F. Colello with Supervisors; Ken L. Snyder, Jennifer V. Herring and Ryan Manion.

Township Staff in attendance included Township Manager; Stephanie J. Mason, Director of Operations; Dave Tomko, Township Solicitor; Jeffrey P. Garton, and Township Engineer; Mario Canales.

Absent: Chief of Police; A. Dean Logan. On behalf of Chief Logan, Lt. Matthew O'Connor was in attendance.

A. Pledge to the flag

B. Visitors/Public Comments

The Board held a Budget Work Session and met in Executive Session, prior to the meeting to discuss matters of hiring an arbitrator for the PBA negotiations.

II. ANNOUNCEMENTS

A. The next meeting of the Doylestown Township Board of Supervisors will be held on Tuesday, November 20, 2018 at 7:00 PM.

B. The Doylestown Township Municipal Building will be closed on Tuesday, November 6th due to Election Day and Monday, November 12th in observance of Veterans' Day.

C. Voting Districts #1 and #8 are located at the Bucks County Health Department at 1282 Almshouse Road, Doylestown.

D. CB Cares – 2018 Pumpkifest – Saturday, October 20th at the Moravian Tile Works, gate open at 2:00PM. \$20 per car load.

E. Bicentennial Celebration

1. Bicentennial memorabilia for sale: Mercer Tiles - \$20, T-Shirts - \$10, Commemorative Bricks - \$10, Hats - \$15

2. Bicentennial Tree Planting – Saturday, October 20, 2018, 8:00AM-12:00PM, meet up at the New Britain Rd. Access to Central Park. To sign up call the Administration Office @ 215-348-9915
 3. Veterans Day Luncheon – Sunday, November 11, 2018, 1:00PM – 3:00PM, Central Bucks Senior Center, 700 Shady Retreat Road, Doylestown.
 - F. Thompson Performing Arts Series Free Outdoor Movie – “Coco” - Friday, October 19th Dusk at the Covenant Bank Amphitheater in Central Park. Admission is free.
 - G. Doylestown Township Leaf and Yard Waste Recycling – The Drop Off Site is open every third Saturday of each month, March-December, 9 AM – 11 AM. Location: New Britain Road access to the back part of CENTRAL PARK
 - H. You can purchase Discount Movie Tickets from our Administration Offices
 - I. REMINDER: Daylight Savings Time ends on Sunday, November 4th. It’s a good time to replace your smoke alarm batteries.
- III. MINUTES APPROVAL:** Board of Supervisors and Budget Work Session Notes – October 2, 2018

Mr. Snyder made a MOTION; seconded by Ms. Herring the October 2, 2018 Doylestown Township Budget Work Session minutes be approved.

MOTION was ADOPTED 5 to 0

Ms. Herring made a MOTION; seconded by Mr. Snyder the October 2, 2018 Doylestown Township Board of Supervisors Regular meeting minutes be approved.

MOTION was ADOPTED 5 to 0

IV. CORRESPONDENCE

V. REPORTS

A. Solicitor

Mr. Colello made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors acknowledged the grant of conditional use, subject to conditions noted under the agreement and allow applicants; Winchester Acquisitions, LP utilize Use B-15 in the R-1 Residential Zoning District with regards to the Burke Tract located at 3725 Bristol Road, Doylestown under Tax Parcel 9-7-6.

MOTION was ADOPTED 5 to 0.

B. Police Chief

- C. Township Engineer
- D. Director of Operations
- E. Manager
- F. Supervisor

Mr. Snyder reported; the Pension Advisory Committee met previously with an investment advisor and preparing to attend the January, 2019 Board of Supervisors meeting to discuss strategies and offer recommendations.

A tree planting event was held on Saturday, October 13th, where approximately 25 volunteers planted 55 trees within two hours. He thanked the volunteers and staff for a job well done.

Mr. Colello reported that a small group held a meeting with Bucks County Water & Sewer Authority (BCWSA), Gilmore & Associates, LLC and township staff regarding the Pebble Ridge/Woodridge and vicinity sewer project. The meeting was productive where all explained their roles related to the project. In addition, the monthly bills received to date were reviewed. To provide open communication, Mr. Colello informed; flyers will be provided with contact information noting a schedule of the project.

The Planning Commission have begun reviewing and cleaning up the township ordinances.

The Doylestown Township Municipal Authority (DTMA) did not receive a good response from residents regarding public water hook up. However, the Stony Lane Circle and Woodridge area did show interest. DTMA will invite residents along the area to receive a commitment for hook up and then reach out to the community to receive more interest. The meeting is scheduled for November 12th at 7:30pm.

During the today's Budget Work Session, a 1/2 mil increase was decided for 2019.

On behalf of Friends of Kid Castle Chairman; Joe Salvati, Ms. Manion thanked Training for Warriors of Doylestown for hosting a fund raising event that raised \$1,465. In addition, Jeanie and John Hubbard created a matching donation program to match all online donations up to \$5,000. Online donations can be submitted via www.helpkidscastlenow.org.

Mrs. Lyons invited anyone interested to attend the November 11th Veterans Day Luncheon from 1:00pm until 3:00pm at the Central Bucks Senior Center.

On October 17th, items for the Time Capsule will be selected and recorded by the Telecommunications Board (TAB). The TAB Board will also include a video for the capsule of events throughout the entire year of 2018.

The Franking event will be held on December 18th, where holiday cards will be branded with a special bicentennial logo. Mrs. Lyons reminded the public to ensure to bring an extra card to send to themselves.

VI. UNFINISHED BUSINESS

A. Fireworks Restrictions – Further Discussion

Ms. Mason presented for Board review and comments, the proposed Fireworks Restriction Ordinance. Upon reviewing, Mrs. Lyons requested to remove Christmas and Christmas Eve from the permitted fireworks list. Ms. Manion questioned what type of provisions is noted for special events such as marriages or notify us. Ms. Mason answered; a resident may contact the Administrative Offices to obtain a permit for special events.

Ms. Mason reminded the Board, fireworks will be permitted on New Years Eve, Chinese New Year, Memorial Day and July 4th. Discharge will be allowed during New Years Eve and Day from 11:45pm until 12:15am with a limited duration of 30 minutes. For the Chinese New Year, Memorial Day and July 4th the duration will be 10 minutes from 5:00pm until 10:00pm. Within the five hour period, fireworks are able to be discharged once for ten minutes. Mr. Colello suggested to lengthen the duration to 20 minutes.

Upon a discussion amongst the Board, Mr. Colello and Ms. Herring suggested to have an open time to discharge fireworks during the noted times, instead of only once per 10 or 30 minutes. Ms. Lyons agreed. Mr. Garton suggested to include language indicating the Board of Supervisors may approve an additional night depending upon the special event.

Mr. Colello suggested to include a fee for violations. Mr. Garton recommended having a structure fine of \$100 for the first offense, \$500 for the second and \$1,000 for the third. The Board agreed.

Mr. Colello made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors authorize the Township Solicitor; Jeffrey P. Garton to create a proposed Fireworks Restriction Ordinance without advertisement until Board review of the final version.

MOTION was ADOPTED 5 to 0.

VII. NEW BUSINESS

A. Clean Up Ordinance -Authorization to Advertise

Township Planning Consultant; Judy Stern Goldstein reported; The Doylestown Township Planning Commission and Code Enforcement Director; Sinclair Salisbury have been working together for several years in cleaning up Township Ordinance issues. As a result, a comprehensive list of items was created and outlined in August 27, 2018 memorandum. The second memorandum dated September 24, 2018 notes additional items to be reviewed, as recommended by Mr. Salisbury.

Topics addressed in the August 27th Memo consist of ...

Outdoor storage - clearing inconsistencies in the current ordinance that permitted outdoor storage, but didn't clarify where it can be placed.

Livestock - Discrepancies with either 50 or 100 feet from the property line, whether as an accessory or agricultural use. The Commission agreed to state 100 feet no matter what use is noted.

Accessory Structures and Detached Garages - In the current ordinance, it's noted as long as an out building is considered a garage, it may be placed closer to the property line. The Commission is currently clearing the discrepancy as an accessory structure at 144 square feet or large will require to address setbacks.

Agriculture Use - the ordinance requires an annual permit for sales. However, no permit form is on record. As a result, the requirement was removed.

Swimming Pools - the ordinance pertains to Pennsylvania Uniform Construction Code UCC and not BOCA National Codes.

Mineral Extraction - All issues are listed under the Quarry Ordinance. MPC deals with mineral extraction, which deals with all different types of extraction, including gas. As a result, the ordinance has been updated to include Mineral Extraction.

The second memo dated September 24th outlines additional items as ...

Tract width - Use B15, where all other uses are related to lot width. The tract width section will be eliminated.

American Disability Act (ADA) Parking - the township's parking spaces are 10 x 20. The ordinance has a specific size for handicap spaces, but conflicted with ADA regulations. As a result, all spaces were made consistent.

Fair Housing Compliance - the definition of family will be submitted for Board review. The Commission proposes to eliminate the B11 Residential Group Home and replacing with C13 Institutional Residences. This is to provide the right of a protective class lived together as a family in a residential dwelling. Once it reaches an institutional use, which is the intent by the B11. As a result, the Commission is clarifying the section. This is consistent with a memo written by Rachel Wentworth, Executive Director of Housing Equality Center of Pennsylvania.

Request for Reasonable Accommodations - the series of regulations for a zoning officer to make an office determination. This will allow an individual under a protective class not be required to meet with the zoning hearing board. It will also be part of ADA.

Ms. Stern Goldstein concluded by requesting Board approval for advertisement. The ordinance will then return to the Planning Commission and Bucks County Planning Commission for review before Public Hearing.

Ms. Herring reference the Livestock section indicating two animals per five acres and suggested to change as one acre for poultry. Mr. Garton indicated; the ordinance can note property with more than one acre will be allowed with a reasonable amount of poultry. Ms. Stern Goldstein added; normally a maximum of 25 is allowed. However, the issue with the zoning officer is Roosters make a lot of noise.

Ms. Herring reference Section 113-3 under the noise nuisance and noted; livestock is not included or clear. She suggested to place livestock under the nuisance section to cover roosters. Ms. Mason noted; it will make enforcement difficult.

Upon a brief discussion amongst the Board, Ms. Stern Goldstein recommended having the livestock ordinance remain the same and create a separate regulation for poultry. The livestock will remain as five acres per accessory use in residential and remove poultry to have as a separate ordinance. The Board agreed. Mr. Garton suggested to have the small component be a separate ordinance. He also suggested to contact Penn State Extension as an additional resource. Ms. Stern Goldstein recommended to remove Livestock Sections A1 and A11 to perform additional research.

Ms. Herring questioned; a product not under the agricultural use is acceptable, as long as it's considered an accessory. Ms. Stern Goldstein answered; the language used for the ordinance is derived from the Acreage Legislation and completed throughout the state under the agricultural use.

Ms. Herring noted the coal, oil and natural gas extraction is excluded from the realty transfer tax. Mr. Garton responded; the section is state precluded and taxed separately.

Ms. Manion made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors authorize advertisement of the Clean Up Ordinance with the exception of the Livestock Section revision.

MOTION CARRIED 5 to 0.

C.S. Davidson

Mr. Colello requested status of the C.S. Davidson agreement. Mr. Garton responded; the revised agreement will be ready for review for the Board of Supervisors November Regular meeting. Internal conversations were completed with staff and a draft agreement is in the process with the language to be included.

B. Firefighter's Stipend

Ms. Mason reported; in 2017, the Board approved Resolution #1992 indicating the amount of \$500.00 per qualified, active member in the various Fire companies. The fire fighters are residents of the municipality, who provide assistance to Doylestown Township. The fire fighting companies also provide the township with information of members who qualify in their criteria. A significant list has been submitted. Chalfont and Warrington Township also received a list.

Ms. Mason recommends Board authorization and provide an equivalent of the \$500.00 per qualified fire fighters be sent to each of the companies.

Ms. Manion made a MOTION; seconded by Ms. Herring the Doylestown Township Board of Supervisors authorize the Finance Department make the appropriate payment of \$500 per resident/volunteer that has met the fire companies' requirements, including Doylestown, Chalfont and Warrington Townships.

MOTION CARRIED 5 to 0.

C. Inter Municipal Water Supply Agreement – Furlong Water Systems

Ms. Herring made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisors approve the proposed Inter-municipal Water Supply Agreement, to be executed by Buckingham Township, Doylestown Township and the Doylestown Township Municipal Authority to supply public water to the Furlong area.

MOTION was ADOPTED 5 to 0.

D. Foundation at the Manor – Request Zoning Fee Waiver – Gazebo

Mr. Colello made a MOTION; seconded by Ms. Herring the Doylestown Township Board of Supervisors waive a zoning fee of \$690.00 on behalf of the Foundation at the Manor for enhancements towards the Gardens at Neshaminy Manor Courtyard.

MOTION CARRIED 5 to 0.

E. Pebble Ridge/Woodridge Sewer Project –Clearing & Grubbing - Change Order No. 2

Mr. Colello informed; Alex Dyke indicated the requested change order should not have an impact to the project completion date. Mr. Dyke agreed and clarified the grubbing and clearing is being extended. However, the overall construction project will not be affected.

Ms. Manion made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisors approve Change Order No 2 for a contract time extension date to February 28, 2019 with Rutledge.

MOTION was ADOPTED 5 to 0.

F. Treasurers Report – October 16, 2018

Ms. Manion made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors approve the October 16 2018 Treasurer's Report.

MOTION was ADOPTED 5 to 0.

G. Bills List – October 16, 2016

Ms. Manion made a MOTION; seconded by Ms. Herring the Doylestown Township Board of Supervisors approve the October 16 2018 Bill's List in the amount of \$237,613.48.

MOTION was ADOPTED 5 to 0.

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IX. ADJOURNMENT

Hearing no further business, the October 16, 2018 Doylestown Township Board of Supervisors Regular meeting was adjourned at 5:40 pm.

Respectfully submitted by:

Stephanie J. Mason, Secretary