**DOYLESTOWN TOWNSHIP BOARD OF SUPERVISORS**

**REGULAR MEETING**

**March 16, 2010**

The Regular Meeting of the Doylestown Township Board of Supervisors was held at 7:00 p.m. on Tuesday, March 16, 2010 at the Doylestown Township Municipal Building, 425 Wells Road, Doylestown, PA. Members of the Board of Supervisors in attendance included Vice Chairman; E. Thomas Scarborough, Jr., Supervisors: Barbara Eisenhardt, Cynthia Philo and Richard Colello. Others in attendance included Chief of Police; Stephen J. White, Township Solicitor; Jeffery P. Garton, Township Engineer; Mario Canales, Director of Operations; Richard E. John, and Township Manager; Stephanie J. Mason

Absent: Chairman; Barbara N. Lyons

**PLEDGE OF ALLEGIANCE**

**SWEARING OF RICHARD COLELLO:**

Mr. Richard Colello was sworn in as a member of the Board of Supervisors by District Judge, Mark Douple**.**

**PRESENTATIONS**:

Conestoga Rivers – Annual Storm water Report for the Illicit Discharge and Detection and Elimination Program (Report Attached Exhibit "A")

Conestoga Rivers and Associates engineers, Mr. Richard Burns, P.G. and Russ Mehalick began their presentation by informing the public a copy of their report can be found on www.doylestownpa.org/stormwater.htm,www.depweb.state.pa/us and http://cfpub.epa.gov/npdes/stormwatermonth.cfm .

Mr. Burns provided a power point presentation and explained the purpose of the Annual Storm Water Report was to improve water quality in the township's streams, lakes, ponds and rivers. As a result in CRA annual reports conducted from 2005 through 2009, utilizing …

1) Sample analysis, including Fecal Coliform and Fecal Strep
2) Reviewing data
3) TV inspections of storm lines upstream of identified problems
4) Dye tracing of residential septic systems
5) Reports to the Pennsylvania Department of Environmental Protection (PADEP)

Mr. Burns stated above other townships, Doylestown Township is in compliance with the DEP regulations and is happy with the overall conditions of the creeks. However, going forward Mr. Burns recommends the township continue with additional

1) Submittal of questionnaires to residences
2) Conducting dye tracing of residential septic systems
3) Sampling and analysis of select dry weather outfalls and source areas with historical impact
4) Additional source investigations, if necessary
5) Source mitigation

Mr. Burns concluded by stating the annual reports are necessary to be in compliance with PADEP, locate sources of illicit discharge and improve water quality. He then addressed public questions and comments.

Resident; Mr. Ken Snyder of 50 Foxcroft Drive questioned based upon the testing has the townships creeks conditions improved within five years. Mr. Mehalick answered; based upon samplings analysis and the cleaning of septic tanks every three years, there is less fecal coliform shown in their findings.

Resident; Mr. Phil Holmen of Pine Valley Road, commented that according to the County Health Department, Fecal Coliform is not harmful to humans. Mr. Burns clarified; although Fecal Coliform is not harmful to humans, a high count of Fecal Coliform may lead to other harmful bacteria that will cause sickness.

Resident; Mr. James Bingler of Turkey Lane questioned Mr. Scarborough how close are the boundaries of the three parcels indicated on the report and if they are included in the Township's Septic Management Program. Mr. Scarborough answered; Turk Road, Bristol Road and Lower State Road are very close to the bounderies of the Management Program. Mr. Bingler then questioned if the numbers of affected systems match Conestoga Rivers and Associates' reports and should the reports be coordinated. Ms. Philo agreed and added the reports should reflect one another to make an informed decision as to whether the township should install public sewer and water systems.

Ms. Mason then asked Mr. Richard Johns to coordinate with Conestoga Rivers and Associates and provide one map at a future date.

Mrs. Eisenhardt questioned the procedure for prevention of illegal hookup. Mr. Mehalick stated Director of Operations, Mr. John is notified of illegal hookups. Mrs. Eisenhardt then asked Mr. John what is the procedure for residences who fail dye testing and have illegal hookups. Mr. John answered; the program is ongoing and currently are only collecting data. Mr. John added the situation is open for discussion. Mrs. Eisenhardt then suggested Bucks County Health Department act as the lead agency to follow up with dye testing and report information as they come in to avoid further contamination. Mr. Colello agreed by adding the remediation should be addressed as well to avoid future problems.

Upon a discussion amongst the Board, they agreed to revisit Conestoga Rivers & Associates' CRA Reports upon the coordination with the townships Septic Management Program.

**VISITORS/PUBLIC COMMENTS**

Resident; Phil Holmen of Pine Valley Road, urged the Supervisors to use common sense and not make a big deal out of the Conestoga Rivers & Associates CRA Reports and not use township budget for unnecessary needs.

**ANNOUCEMENTS**:

The next meeting of the Board of Supervisors is scheduled for Tuesday, April 6, 2010 at 7:00 p.m.

The Route 202 Parkway Meeting is scheduled for Thursday, March 18, 2010 at 7:00 p.m. at the Doylestown Township Municipal Building.

Egg Hunt & Breakfast with Bunny will be held on Saturday, March 27, 2010 at The Market on Delaware Valley College campus. Details on Townships website

Touch-A-Truck will be held on Saturday, May 1, 2010 from 1:00 to 4:00 p.m. at Central Park

Doylestown Township Annual Golf Outing will be held on Monday, June 7, 2010 beginning at 8:00 a.m., at the Doylestown Country Club.

**MINUTES APPROVAL:**

Mrs. Eisenhardt made a MOTION to approve the March 2, 2010, Board of Supervisors meeting minutes, seconded by Mr. Colello.

MOTION was ADOPTED 4 to 0.

Mrs. Eisenhardt made a MOTION to approve the March 9, 2010, Special Meeting of the Board of Supervisors, seconded by Ms. Philo

MOTION was ADOPTED 4 to 0.

**CORRESPONDENCE**: Resignation of Ms. Nina Paratore

Ms. Philo made a MOTION with regrets, to accept the resignation of Nina Paratore from the Performing Arts Council, seconded by Mrs. Eisenhardt.

MOTION was ADOPTED 4 to 0.

**REPORTS**

SOLICITOR: No Report

POLICE CHIEF: No Report

TOWNSHIP ENGINEER: No Report

TOWNSHIP MANAGER: TAKE 10 – 2010 Census

Ms. Mason reminded the public that April 1st is Census day and the 2010 Census are out. This year's promotion is taking ten minutes to complete ten questions.

**SUPERVISORS**

Ms. Philo welcomed Mr. Colello to the Board of Supervisors and reminded the public of the Route 202 Parkway update meeting scheduled for Thursday, March 18, 2010 at 7:00 p.m.

Mr. Colello thanked Ms. Philo for her warm welcome and is excited to begin his duties on the Board of Supervisors.

Mr. Scarborough welcomed Mr. Colello to the Board of Supervisors and in a form of a MOTION recommended Mr. Colello to take over various liaison positions previously held by Mr. Jeffrey A. Bennett.

MOTION FAILED due to Ms. Philo and Mrs. Eisenhardt interests in some of the liaison positions for various committees.

Mrs. Eisenhardt suggested the Board rotates each liaison position for every committee in order to be a fully informed Board. Mrs. Eisenhardt then asked Mr. Colello what committee he would like to hold as a liaison. Mr. Colello stated due his lack of interaction with the committees, he would like to continue attending the Bike and Hike Committees and share the duties of liaison for other committees.

Mrs. Barbara Eisenhardt made a MOTION to nominate ***Mr. Richard Colello*** as liaison to the Planning Commission, seconded by Ms. Cynthia Philo.

MOTION was ADOPTED 4 to 0.

Mrs. Barbara Eisenhardt made a MOTION to nominate ***herself*** as the liaison to the Park and Recreation Committee, seconded by Ms. Cynthia Philo.

MOTION was ADOPTED 3 to 1, with Mr. Scarborough voting nay.

Mrs. Barbara Eisenhardt made a MOTION to nominate ***Ms. Cynthia Philo and Mr. Richard Colello*** as co-liaison to the Traffic Committee, seconded by Mr. Colello

MOTION was ADOPTED 4 to 0.

Ms. Cynthia Philo made a MOTION to nominate ***Mr. Richard Colello*** as liaison to the Bike and Hike Committee, seconded by Mrs. Barbara Eisenhardt.

MOTION was ADOPTED 4 to 0.

Resident; Mr. Jim Bingler questioned Mr. Colello's position as Chairman and Liaison of the Planning Commission. Mr. Garton answered; as long as there is not a majority of Board of Supervisors on the Planning Commission, second class Township Code permits members of the Board of Supervisors to be on the Planning Commission.

Mr. Scarborough would like to thank the Township's road crew for their hard work cleaning the streets of debris after recent rain and wind storms.

**NEW BUSINESS**:

Thompson Organization – Waiver Request

Thompson Organization's Attorney; Mr. John VanLuvanee request the Board's approval for a modified or separate waiver request for relief of tree disturbance associated with improvements proposed as part of their Land Development application with no change to the plans.

Mr. VanLuvanee explained at the August 24, 2009, The Planning Commission work session, they approved the Preliminary Land Development Plan application for six (6) waivers under SLDO Section 153.32.C(2). in regards with the tree preservation calculations and ordinance requirements. However, due to an oversight, Mr. VanLuvanee requested a modified or separate waiver request for SLDO Section 153.34C(2) with regards to remove more than 10% of the caliber inches of trees and the 25 inch to 40 inch caliber trees, not 153.32.C(2).

Ms. Philo made a MOTION to approve the request for a modified or separate waiver request under Section 153.34.C(2) not 153.32.C(2) for relief of tree preservation calculations and ordinance requirements associated with the improvements proposed as part of the Thompson Organization Preliminary Land Development Plan application, seconded by Mrs. Eisenhardt.

MOTION was ADOPTED 4 to 0.

Neamand Tract/White Eagle Labs Sketch Plan

Mr. Edward Murphy presented ideas to the Board of Supervisors, with supporting presentations from Greg Glitzer, George Donovan and Jeff Marshall, regarding the non-conforming uses for the Neamond Tract located on Lower State Road. Mr. Murphy informed the Board, currently the R1 tract is 28 acres and broken out into two separate tax parcels. The first parcel is 19 acres including the White Eagle Labs. The second parcel is approximately 9 acres including the Neamand Farm.

Mr. George Donovan of AIA Associates referred to a Power Point slide and informed the public of their plans to clean the areas along the cottage, shed and provide paving. The current condition is a mess and is in need of renovations.

Mr. Jeff Marshall of Heritage Conservancy provided a brief history of the 200 year old main house and added upon their research the home should be considered for historical structure.

The main idea to be presented to the Planning Commission will be to renovate the main home, built in 1769. The plans include replacement of the current wraparound porch with a smaller porch, adding a sitting porch on the southeast end of the building overlooking the pond and redirect the front walk. Free standing two car garage will be added as well as landscaping to bring the home back into decent shape.

A proposed ten (10) additional townhome units with a grouping of small office building will be added totaling 32,000 square feet with an additional 18,000 square feet of coverage to create an outdoor space. A slight realignment of a walking path will redirect the path to go between the townhomes and office buildings.

Mr. Murphy concluded by stating the with the assistant of Mr. Marshall they would like to use the B-15 use single family attached dwelling in conjunction with historic structure with continual use with land development approval. The plan will have approximately 3.8 acres of imperious surface, which equals to 24 1/4 of total green area with up to16 acres of open space for the township use along Neshamey Creek.

Resident; Mr. Ken Snyder questioned what plans are there to sell the townhomes with the Route 202 Parkway project against them. Mr. Murphy answered; the plans will create a 60 to 75 feet buffer between the townhomes and Route 202 to make attractive, but there are always risks.

Resident; Mr. John Everett of 2111 Turk Road asked if the site will use public/private sewers. Mr. Glitzer answered; the plans will tie into public sewers.

Mrs. Eisenhardt questioned if there is a market for more office space in the township. Mr. Murphy indicated their offices received a high demand for more office space near the hospital.

Resident; Mr. John Everett then asked if there is enough water. Mr. John clarified the township is allowed to pull up to 4 million gallons a day in water. Currently the township only pulls approximately 1 million gallons a day of water.

Resident; Mr. Bingler asked if the registration for historic structure is denied, what would the calculations be of the amount of units on the R1 parcel. Mr. Glitzer speculated it would involve converting the White Eagle Lab site to all lots in the area to hold 10+/- units.

Mr. Murphy then requested the Board's direction on four issues…

1) Destination of the farmhouse to add to the historic list
2) Recognition of the non-conforming use
3) Take the dedication of 16 acres of open space
4) Is relocating the multipurpose trail a good idea

Mr. Colello believes there is a lot of potential for the township, but will be giving up a lot. He suggested Mr. Murphy answer this question at a Planning Commission meeting. Mr. Colello then questioned if the farmhouse is visible from the road, so the residents can be proud of the structure. Resident; Mr. Snyder believes with the new townhomes, the farmhouse may not be visible.

The Board agreed by consensus, the plans be forwarded to the Planning Commission and have Mr. Murphy speak with the neighbors near the Neamand Tract for their input and comments and forward the feedback to the Board of Supervisors.

Boy Scout Request for Building Permit Fee Waiver - Peter Hollander's Eagle Scout Project

Troop 59 Eagle Scout, Peter Hollander requested the Board's approval for a $70.00 Permit Fee Waiver regarding his Eagle Scout Leadership project to construct two attached sheds structure to store a tractor and gardening tools for the Bucks County Housing Group. Mr. Hollander added the shed will meet with township's 15 foot setback requirements. The project's total cost is $3,500.00 and the permit fee will cause a time restriction for both construction and donations.

Ms. Philo made a MOTION to waive the $70.00 Permit Fee for the construction of a shed and workspace by Peter Hollander, seconded by Mrs. Eisenhardt.

Mrs. Eisenhardt applauds Mr. Hollander for his efforts, and suggested he also abide by rules and regulations for the construction of the shed.

MOTION was ADOPTED 4 to 0.

Resident; Mr. Everett offered to donate the use of his tools and time for the construction of the shed.

Wren Grant – Rain Garden/Building Permit Waiver Request

Special Project Manager, Ms. Sandra Zadell requested the Board's approval to waive a $179.00 Permit Fees in order to construct an observation deck, not budgeted for a rain garden located at Delaware Valley College.

Mrs. Eisenhardt made a MOTION to waive the $179.00 Permit Fee for the construction of a observation deck to a rain garden, seconded by Mr. Colello

MOTION was ADOPTED 4 to 0.

Zoning Hearing Board Application

At the recommendation of the Township Manager, the Board agreed by consensus to forward Scott & Robin Paul of 1602 Lower State Road request for a special exception and request for variance to the Zoning Hearing Board without representation.

**TREASURER'S REPORT**

Mrs. Eisenhardt made a MOTION to accept the March 16, 2010, Treasurer's Report, seconded by Mr. Colello.

MOTION was ADOPTED 4 to 0.

**BILLS' LIST**

Mrs. Eisenhardt made a MOTION to approve the March 16, 2010, Bill's List in the amount of $181,476.59, seconded by Mr. Colello.

MOTION was ADOPTED 4 to 0.

**ANNOUCEMENTS**:

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**ADJOURNMENT**: 8:46 p.m.

Respectfully submitted by,

Stephanie J. Mason, Secretary