

DOYLESTOWN TOWNSHIP BOARD OF SUPERVISORS

REGULAR MEETING

October 21, 2008

The Regular Meeting of the Doylestown Township Board of Supervisors was held at 7:00 p.m. on Tuesday, October 21, 2008 at the Doylestown Township Municipal Building, 425 Wells Road, Doylestown, PA., Members of the Board of Supervisors in attendance included Barbara N. Lyons, Chairman; E. Thomas Scarborough, Jr., Vice Chairman; Barbara Eisenhardt and Cynthia Philo. Absent: Jeffrey Bennett. Others in attendance included Jeffrey Garton, Township Solicitor; Stephen White, Chief of Police; Mario Canales, Township Engineer; and Stephanie Mason, Township Manager.

PLEDGE OF ALLEGIANCE

Ms. Lyons announced that this meeting is being televised and recorded.

VISITOR/PUBLIC COMMENTS: None

ANNOUNCEMENTS:

The Board of Supervisors will hold a 2009 Budget Work Session on Monday, October 27, 2008 at 10:00 AM. The next meeting of the Board of Supervisors is scheduled for Tuesday, November 18, 2008. The Township Administrative Offices will be closed on Tuesday, November 4, 2008, due to the General Election and Tuesday, November 11, 2008, in observance of Veterans' Day.

MINUTES APPROVAL:

Mr. Scarborough made a MOTION, seconded by Ms. Philo to approve the notes from the Budget Work Session held on October 14, 2008.

MOTION carried 4-0.

Mr. Scarborough made a MOTION, seconded by Ms. Philo to approve the minutes from the Board of Supervisors meeting held on October 7, 2008.

After discussion regarding corrections that needed to be made the minutes, page 2 indicating that Ms. Lyons met with residents regarding Rt. 263/Rt. 313 at her office and page 4 in which Ms. Eisenhardt suggested additional information was need on the Gross Tract.

Mr. Scarborough made a MOTION, seconded by Ms. Philo to table the minutes from the Board of Supervisors meeting held on October 7, 2008.

MOTION carried 4-0.

Mr. Scarborough made a MOTION, seconded by Ms. Philo to approve the notes from the Budget Work Session held on October 7, 2008.

Motion carried 4-0

CORRESPONDENCE: The Township received a letter from Doris Clegg, Chairman of the Environmental Advisory Council, submitting her resignation. She is moving out of the area.

The Board accepted Mrs. Clegg's letter with regrets and wished her God speed.

Mr. Scarborough made a MOTION, seconded by Ms. Philo to accept Mrs. Clegg's resignation.

MOTION carried 4-0.

REPORTS:

Solicitor: No report

Police Chief: No report.

Township Engineer: No report.

Manager: No report.

Supervisors:

Ms. Eisenhardt indicated that Central Bucks Ambulance now has an official site at Pine Run Community, as a satellite location in the township. Central Bucks Ambulance will host a special "Save Trick or Treat Night" and open house and haunted house. They will also check candy.

The referendum for the Central Bucks Ambulance (.25 mill) is on their web site, cbambulance125.org.

Ms. Eisenhardt indicated that she participated in the Bucks County Health Department Pandemic flu vaccine event at the Ottsville Firehouse last Saturday. She indicated that over 448 flu shots were given. There were several stations and people were lined up by 8:00 AM. She said it went very smoothly and that there was a debriefing after the event where those volunteers were able to give their input on various aspects of the event. She credited the EMS personnel involved and said it was a good event for the community.

Mr. Scarborough took a moment to recognize Doris Clegg and thanked her personally for all her hard work and years of service on the EAC.

Ms. Clegg indicated that she had great people to work with and thanked the Board for the opportunity to participate on the EAC.

Ms. Philo indicated that she met with eight concerned residents regarding the Rt. 263 & Rt. 313 area. She indicated that she enjoyed meeting them and looked forward to working with them.

Ms. Lyons indicated that she and Ms. Philo have been working with several staff members to review the Vehicle Use Policy and that a final draft should be ready prior to the next meeting. It will be emailed to Board members so that they can review it.

Ms. Lyons also commented that she was wearing pink as it is Breast Cancer Awareness month and she watched 3,100 women march into Villanova Stadium after the 3-day breast cancer walk. They raised \$8.1 M dollars. Kathy Brown, Park & Recreation Board member, was on a team from Doylestown. She hopes to participate in the future and hopes that more people from Doylestown will participate as well.

UNFINISHED BUSINESS:

Decision on Heritage Building Group (Gross Tract – Old Dublin Pike):

Mr. Garton indicated that at the last public meeting representatives from the Township and the Gross Tract presented testimony to further develop the record, as this matter had been remanded back by Judge Gibbons. Te testimony was taken regarding the development of the Gross Tract and the alignment of Sandy Ridge Road. He reviewed the brief by both parties, the Township’s attorney as well as the applicants attorney. He has prepared a decision for the Board’s consideration and he read into the record the last part of it:

“And now this 21st day of October, 2008, upon consideration of the application of Heritage Group, the various reports, correspondences, and minutes set forth within the file, the testimony presented, as well as the post-hearing Memorandum of Law and other documents received from the applicant and the Township, the Board of Supervisors herein denies the final land development application due to the failure of the Heritage Group to comply with the provisions of Doylestown Township’s SALDO Section 153-24A and the conditions imposed as part of the Board of Supervisors grant of preliminary plan approval which occurred on July 20, 2004, which said conditions were agreed to by Heritage Group at that proceeding.”

Ms. Philo made a MOTION, seconded by Ms. Eisenhardt to approve the Findings of Fact, Discussions, Conclusions of Law and Decision related to the remand proceeding associated with the Gross Tract.

MOTION carried 4-0.

NEW BUSINESS:

Adult-Oriented Uses Ordinance – Request Authorization to Advertise:

Mr. Garton indicated that this matter had been tabled from two meetings ago. He indicated that Ms. Goldstein and the staff had met to review this area of the proposed ordinance.

Ms. Goldstein indicated that by amending the proposed ordinance and adding to Section 2 -19A, the building or structure of such use shall be located no less than 400 feet from any residential use or district, public or private school, church, recreation facility, or any other religious institutional or educational within Doylestown Township or any adjoining municipality. By adding the words, adjoining municipalities, indicates that there are two residential parcels located within the 400 ft. boundary being established as part of this ordinance. Therefore, it would eliminate the Rt. 263/Rt. 313 area from adult use.

Ms. Eisenhardt had a question on section on 2-19I as proposed. Instead of using the word neighborhood it was suggested to use the word “vicinity”.

Ms. Eisenhardt questioned the need to change in the Special Exception various sections noting that they have to go to the Zoning Hearing Board and why we need to create a new section.

Ms. Goldstein indicated that section of the ordinance has no other uses addressed so that is why it becomes a new use.

It was indicated that at the hearing we would provide the current ordinance for the I-2.

Ms. Philo indicated this clarifies the Rt. 263/Rt. 313 buffer zone adjoining municipalities by expanding that use and limits the area.

Mr. Scarborough made a MOTION, seconded by Ms. Eisenhardt authorizing the advertisement of the Adult Oriented Use Ordinance with the amendments.

MOTION carried 4-0.

Traffic Signal Change Order #2 –

Ms. Eisenhardt made a MOTION, seconded by Ms. Philo approving the Change Order #2 for State St. & Memorial Dr./Private & Progress Dr., State St. & Burpee Rd./SR0611/SR0202 (Ramp AB) and Butler Ave./State St. & New Britain Rd.

MOTION carried 4-0.

Police Pension Plan – 2009 Elimination of Contributions

Ms. Eisenhardt made a MOTION, seconded by Mr. Scarborough to approve the 2009 elimination of contributions by the Doylestown Township police officers.

MOTION carried 4-0.

Treasurer's Report:

Mr. Scarborough made a MOTION, seconded by Ms. Eisenhardt to approve the Treasurer's Report of October 21, 2008.

MOTION carried 4-0.

Bills List:

Mr. Scarborough made a MOTION, seconded by Ms. Philo to approve the Bills List of October 21, 2008 in the amount of \$1,657,609.24.

MOTION carried 3-1. Ms. Eisenhardt opposed.

ANNOUNCEMENTS:

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The next meeting of the Board of Supervisors will be held on Tuesday, November 18, 2008.

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ADJOURNMENT: 7:29 P.M.

Respectfully submitted,

Stephanie Mason, Township Manager

jmr