

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
STOKES ASSEMBLY HALL 1039 WILMINGTON PIKE
March 21, 2005 7:30Pm

In attendance were Supervisors Chairman Kenton S. Stokes, and Vice Chairman L. Charles Scipione; Township Manager Robert Layman; Westtown-East Goshen Police Chief John M. Dumond; and Planning Commission Member Jeff House. There were six guests in attendance.

I. Call to Order.

At the request of the Chairman, Vice-Chairman Scipione called the meeting to order and led those present in the pledge of allegiance.

II. Approval of Minutes (Regular Meeting March 7, 2005).

In the absence of Ms. De Wolf approval of the minutes was deferred to the April 4, 2005 meeting.

III. Departmental Reports.

A. Westtown-East Goshen Police – Chief John M. Dumond.

Chief Dumond stated that February was a quiet month for the Department. He reported on a serious accident on Boot Road in East Goshen. The Citizens Police Academy will be held in the new police facility starting on September 13, 2005. Information will be available at the Police office, Township office and on the Police website. (www.westtownpolice.org)

B. Township Solicitor – Robert F. Adams.

1. Authorization to Advertise Zoning Ordinance Amendments.

Mr. Adams stated the Township is proposing amendments to the Zoning Ordinance. The amendments are being done in two parts. The first part includes simple corrections, map changes and technical corrections. The second part concerns the A/C district pertaining to Crebilly Farm. The first group of amendments are ready for public consideration and when advertised will be sent to the Chester County Planning Commission for their review. A public hearing on the amendments will be held at the May 2, 2005 Board of Supervisors meeting.

Dr. Stokes made a motion to authorize the advertising of the amendments to the Township Zoning Ordinance. Mr. Scipione asked for public comment. There was no public comment. The Board of Supervisors approved advertising of the Zoning Ordinance amendments.

C. Planning Commission – Jeff House.

Mr. House stated that the March 9th Planning Commission meeting was canceled due to the lack of an agenda. He stated that the Commission will continue the review of the second part of the amendments to the Zoning Ordinance at their March 23rd meeting.

Mr. House reported that he and Mr. Layman had attended a hearing, held by Thornbury Township Chester County, for the Squire Cheyney development. He stated Westtown presented its case for the realignment of Shady Grove Way with Cheyney Road. Thornbury listened politely but did not appear receptive to the realignment. Dr. Stokes stated that a study was done in the early 1990's on the Route 926 and 352 corridors. Westtown met jointly with both Thornburys, Edgemont and Willistown Township at that time to discuss the traffic issues. Barry Snyder of PennDOT suggested that Cheyney Road and Shady Grove be realigned as part of improvements to the corridor. Mr. House stated that the Squire Cheyney development will not access onto Route 926 at Cheyney Road. The access for the development will be east of Shady Grove Way

in Thornbury Delaware County across from the Penns Grant Drive in Westtown. Mr. Layman stated that Thornbury Township Chester County's Traffic Committee feels Route 202 is the only route that should be used by north-south traffic. Dr. Stokes said he feels this is an unfortunate position for Thornbury to take.

D. Financial Report – Robert Layman.

Mr. Layman reviewed the February Financial report. He stated the revenue in the Wastewater fund has increased due to the significant increase in sewer rates. He also stated that snow/ice removal is over budget by \$12,000.

IV. Public Comment-Non Agenda Items.

Mr. Pavelchek, 1050 S. New Street, reported on the Friends of Oakbourne Meeting. The Friends are starting a dedication program for replacement of trees in the Oakbourne Park arboretum. The first tree to be planted will be a red oak. Duane Green, Forester Consultant, will develop a schedule for tree replacement. Dr. Stokes asked if residents will be able to purchase a tree for dedication. Mr. Pavelchek responded that they would.

Margaret Holback, 902 Tyson Drive, stated that for the past fourteen years she has faithfully cleaned up trash on Little Shiloh Road and Oakbourne Road. She feels there should be articles in the Township Newsletter concerning organizing groups of residents to clean up the roads in Westtown. She also asked about having people who need to do community service clean up the roads. Chief Dumond advised Mrs. Holback to contact Judge Winther, District Magistrate for Westtown, concerning community service projects. Mr. Scipione suggested working with the Township's Parks Advisory Group to organize groups, such as the Boy Scouts to do road cleanup.

Wes Runnels, Keystone Novelties, would like to have a temporary tent for fire work sales in the Market Place Shopping Center. He stated that he was told by Mr. Layman that he would need to address the Board concerning this issue. Chief Dumond advised the Board that certain types of fireworks are legal in Pennsylvania and this makes July 4th the busiest holiday of the year for the Department. Mr. Layman said his interpretation of the Zoning Ordinance is that the tent sale would require a conditional use hearing. Mr. Adams said the use being requested is not the issue but whether retail sales in a tent constitute an accessory use to a principle use in a shopping center. Mr. Runnels was asked to leave information for the Board on the fire work sales. Mr. Adams will further address this issue.

V. Old Business:

A. Approval Investment Agreement with First Financial Bank.

Mr. Layman stated that all Township funds have been deposited with First Financial Bank. Since First Financial will be handling the investment of Township funds an agreement needs to be made with the bank concerning how the funds would be invested. The Township has decided on a non-discretionary agreement which allows the Township to approve any recommendations made by First Financial on the investments.

Dr. Stokes made a motion, seconded by Mr. Scipione, to approve the Non-Discretionary Investment Agreement with First Financial Bank. Mr. Scipione asked for public comment. There was no public comment. The Board of Supervisors approved the Financial Agreement.

B. Grant Extension Westtown School Athletic Building.

Mr. Layman stated that Westtown School's plan review expires on March 31st. The school is requesting an additional 60 day review period for the plan as the Planning Commission has not completed its review.

Dr. Stokes made a motion, seconded by Mr. Scipione, to approve a 60 day extension, until May 30th, for review of the Westtown School Athletic Building plan. Mr. Scipione asked for public comment. There was no public comment. The Board of Supervisors approved the extension.

VI, New Business.

A. Approve Payment Requests Westtown-East Goshen Police Station MCA \$158,010.78, Keares Electric \$51,146.72, Cook's Service Company \$59,807.00.

Mr. Scipione said he has reviewed the payments with the architect and they are in order for payment this evening.

Dr. Stokes made a motion, seconded by Mr. Scipione, to approve the following payment requests for Westtown-East Goshen Police Station: MCA \$158,010.78, Keares Electric \$51,146.72, and Cook's Service Company \$59,807.00. Mr. Scipione asked for public comment. There was no public comment at this time. The Board of Supervisors unanimously approved the payments as presented.

B. Approval of Declaration of Covenants – Conditions & Restrictions – Oakbourne Park.

Mr. Layman stated that in order for the Township to be reimbursed by the County for the Phase I improvements in Oakbourne Park the Township must approve a Declaration of Covenants insuring that Oakbourne Park will remain as a park facility for active and passive recreation purposes only. Mr. Adams stated that the Declaration is in order for adoption this evening.

Mr. Scipione made a motion, seconded by Dr. Stokes, to approve the Declaration of Covenants – Conditions and Restrictions for Oakbourne Park. Mr. Scipione asked for public comment. There was no public comment. The Board of Supervisors approved the Declaration of Covenants.

VII. Public Comment (all topics)

There was no public comment.

VIII. Payment of Bills.

On the motion of Dr. Stokes, seconded by Mr. Scipione, the Board of Supervisors unanimously approved payment of the bills as presented.

IX. Adjournment.

On the motion of Dr. Stokes, seconded by Mr. Scipione, the meeting was unanimously adjourned at 8:22Pm.

Respectfully Submitted,
Robert Layman
Township Manager