

**WHITPAIN TOWNSHIP**  
**BOARD OF SUPERVISORS' AGENDA #04-2020**  
**February 18, 2020**  
**8:00 PM**

1. Salute to the Flag.

**ANNOUNCEMENT**

On February 17, 2020, the Finance Committee met in executive session to discuss land acquisition and a personnel matter.

2. Motion to appoint terms of office on Township Boards and Commissions as follows:
  - a. \_\_\_\_\_ to fulfill a vacancy left by Otis Hightower on the Planning Commission with a term expiring December 31, 2021.
  - b. \_\_\_\_\_ as Alternate #1 on the Planning Commission with a term expiring December 31, 2021.
  - c. \_\_\_\_\_ as Alternate #2 on the Planning Commission with a term expiring December 31, 2021.
  - d. \_\_\_\_\_ as Alternate #3 on the Planning Commission with a term expiring December 31, 2023.
  - e. \_\_\_\_\_ as Alternate #1 on the Park & Open Space Board with a term expiring December 31, 2023.
  - f. \_\_\_\_\_ as Alternate #2 on the Park & Open Space Board with a term expiring December 31, 2023.
  - g. \_\_\_\_\_ as Alternate #3 on the Park & Open Space Board with a term expiring December 31, 2023.
3. Consent Agenda:
  - a. Motion to approve the minutes of the Board of Supervisors' meeting of February 4, 2020.

- b. Motion to pass Resolution No. 1330 honoring the Life and Contributions of Otis Lee Hightower, Jr.
- c. Motion to approve the Collective Bargaining Agreement between Whitpain Township and the Whitpain Township Public Works AFSCME Local Union 317 effective January 1, 2019 through December 31, 2022.
- d. Motion to advertise Ordinance No. 380, an Ordinance amending and restating Part II, Section 126 [Streets and Driveways] of the Township Code (1) renaming Chapter 126 “Streets, Driveways, Sidewalks, Curbs and Aprons”; and (2) amending Chapter 126 to create a new Article V to provide for the maintenance of sidewalks, curbs and aprons.
- e. Motion to certify that the following have met the Qualifying Volunteer criteria to receive the Volunteer Local Property Tax Credit for 2019, subject to the confirmation by the Centre Square Fire Company Chief: Jessica Brunner, Sharon Brunner, Robert Celia, Michael DiDomenico, Sr., Antoinette Dowds, Theodore Fonash, Thomas Kozeniewski, Paul Lusch, John Posen, and Scott Tiffany.
- f. Motion to certify that the following have met the Qualifying Volunteer criteria to receive the Volunteer Earned Income Tax Credit for 2019, subject to the confirmation by the Centre Square Fire Company Chief: Joseph Bradley, Jessica Brunner, Sharon Brunner, Zayne Brunner, Robert Celia, Leon Clemmer, Michael DiDomenico, Sr., Antoinette Dowds, Bernard Dwyer, Theodore Fonash, Matthew Kozeniewski, Thomas Kozeniewski, Paul Lusch, Nelson Lee Miller, John Posen, Scott Tiffany, and David Patrick Wilson.
- g. Motion to approve Alternate Sewer Connection Permit Agreement between Stony Creek Elementary School (Wissahickon School District) and Whitpain Township regarding a building addition, allocating 6 EDUs for the additional square footage. This agreement allows the property owner to purchase less sewer capacity than the amount prescribed by sewer allocation formulas; however, sewer usage is monitored by the Township and if the amount used exceeds the capacity purchased, the property owner is required to buy additional capacity at 1.5 times the normal tapping fee.

- h. Motion to authorize McMahon Associates to proceed with Traffic Signal Construction Services for the new traffic signal at Skippack Pike and Centre Square Fire Company/ Centre Square Shopping Center in accordance with their proposal dated January 23, 2020 at a cost not to exceed \$8,400.00.
  - i. Motion to authorize the Township Manager to advertise bids for the SR 073 Skippack Pike Traffic Signal Improvements Project as part of the Green Light Go Funding Program.
4. Does the Board of Supervisors wish to take any action on the following cases scheduled to be heard February 20, 2020?

*The Board previously voted to send the Solicitor to appear before the Zoning Hearing Board in opposition of cases #2213-19 and #2227-19.*

**NO. 2213-19: 720 PENLLYN PIKE, LLC** requests the following variance relief from the Whitpain Township Zoning Ordinance, as amended: (1) Article V, Section 160-14 relating to lot area and width requirements in the R-1 Residence District; (2) Article V, Section 160-15 relating to front yard setback requirements in the R-1 Residence District; (3) Article V, Section 160-17 relating to side yard requirements for single family dwellings requirements in the R-1 Residence District; (4) Article V, Section 160-19 relating to rear yard setback requirements in the R-1 Residence District; (5) Article XXIII, Section 160-157 relating to IN Institutional District use regulations; (6) Article XXIII, Section 160-158(A) relating to area and width regulations requirements in the IN Institutional District; (7) Article XXIII, Section 160-158(D)(1), (2), (3) relating front yard, side yard, and rear yard requirements in the IN Institutional District; (8) Article XXIII, Section 160-158(D)(4) relating to required setbacks in the IN Institutional District when abutting a residential use or district; (9) Article XXIII, Section 160-158(D)(5) relating to required space between buildings in the IN Institutional District; (10) Article XXIII, Section 160-158(E) relating to required buffering in the IN Institutional District; (11) Article XXIII, Section 160-159(B) relating to off-street parking requirements in the IN Institutional District; (12) Article XXIII, Section 160-160 relating to IN Institutional District additional controls for exterior lighting and setbacks; (13) Article XXV, Section 160-172 relating to FP – Floodplain Conservation District uses permitted by special exception; and (14) Article XXXI, Section 160-241 relating to expiration of special exceptions and variances.

Applicant proposes an 8-lot residential subdivision and development on the property located at 720 and 730 Penllyn Pike (further identified as Tax Parcel Nos. 66-00-05374-00-5 and 66-00-05371-00-8) within the Township's R-1 Residence and the IN Institutional Districts. Proposed lots 1-3 shall be located in the R-1 District and proposed lots 5-8 shall be located in the IN District. Proposed Lot 4 is located partially in the R-1 and partially in the IN District.

**NO. 2227-19: 720 PENLLYN PIKE, LLC** requests the following variance relief from the Whitpain Township Zoning Ordinance, as amended: (1) Article XXIII, Section 160-158(A) relating to area and width regulations requirements in the IN Institutional District; (2) Article XXIII, Section 160-158(D)(4) relating to required setbacks in the IN Institutional District when abutting a residential use or district; (3) Article V, Section 160-13 relating to Use regulations; and (4) Article XXXI, Section 160-241 relating to expiration of special exceptions and variances.

Applicant proposes to merge two lots located at 720 and 730 Penllyn Pike (further identified as Tax Parcel Nos. 66-00-05374-00-5 and 66-00-05371-00-8) within the Township's R-1 Residence and the IN Institutional Districts into a single lot having 3.85 total acres and develop a 10,200 s.f. one story ambulatory surgical center on the said property.

**NO. 2228-20: STEPHEN K. AND KATHERINE E. JACKSON** requesting a variance from Article V, Section 160-17 relating to Side Yards for Single Family Dwellings and Article XXVIII, Section 160-203 relating to Residential projections into side yards. Applicants requested relief, if granted, will permit Applicants to construct a two story addition to the side of their residence located at 901 Skippack Pike, Blue Bell, PA in the Township's R-1 Residential District which will project into the side yard when the Ordinance prohibits same and will reduce the side yard width to 9.4 feet when the Ordinance requires a minimum of 45 feet.

5. Public Comment.
6. Old Business/New Business/Closing Comments (Supervisors).