

**WHITPAIN TOWNSHIP
BOARD OF SUPERVISORS' AGENDA #12-2019
July 16, 2019
8:00 PM**

1. Salute to the Flag.
2. Mission Moment Proclamation - St. Helena's Church – 100th Anniversary
3. Presentations Wissahickon Park Master Site Development Plan
 Inclusive Nature-Based Playground at Center Square Park
 Erbs Mill Park Improvement Plan
4. Consent Agenda:
 - a. Motion to approve the minutes of the Board of Supervisors' meeting of June 18, 2019
 - b. Motion to approve the minutes of the joint meeting of the Board of Supervisors and Elected Auditors of June 16, 2019.
 - c. Motion to approve the June Voucher List in the amount of \$499,632.97, check sequence #67377 through #67611.
 - d. Motion to approve the May Treasurer's Report.
 - e. Motion to pass Resolution No. 1293 authorizing the Chairman and Secretary to execute a Cooperative Agreement between Whitpain Township and the PA Department of Transportation regarding the Intelligent Transportation Systems (ITS) along the Rt. 202 Corridor.
 - f. Motion to pass Resolution No. 1294 authorizing the Township Manager and Parks and Recreation Director to execute all documents and agreements between Whitpain Township and the Commonwealth Financing Authority to facilitate and assist in obtaining a Greenways, Trails and Recreation Program Grant in the amount of \$250,000 to be used for the PECO Line Trail Project.
 - g. Motion to approve the Wissahickon Park Master Site Plan as presented.
 - h. Motion to pass Resolution No. 1295 closing out Community Conservation Partnerships Grant Project (BRC-TAG-22-85) titled Wissahickon Park Master Site Plan.
 - i. Motion to approve the Centre Square Park Master Site Plan for an Inclusive, Accessible Nature-Based Playground as presented.

- j. Motion to pass Resolution No. 1296 closing out Community Conservation Partnerships Grant Project (BRC-TAG-21-131) titled Centre Square Park Master Site Plan for an inclusive, accessible, nature-based playground
- k. Motion to approve the Erbs Mill Park Improvement Plan as presented.
- l. Motion to advertise Ordinance No. 4-255, an Ordinance amending the Township's Zoning Ordinance by (1) adding Definitions of "Advertising Vehicle"; "Individual Establishment"; "Sign"; "Sign, Official Traffic and Highway"; "Sign, Outdoor Advertising; "Sign, Roof; and "Source Light" to Article II, Section 167-7(B) [Definitions/Word Usage and Definitions]; (2) deleting Article XXVI, Section 160-182(B) [Signs/Definitions]; (3) amending Article XXVI, Section 160-187(G) [Signs/Prohibited Signs/Advertising Vehicles]; (4) adding "CSCOD" (Community Shopping Center Overlay District) to Article XXVI, Section 160-188(13) and (14) [Signs/Permitted Signs/On-Premises Advertising and Grand Opening Signs] and 160-191(D) [Signs/Schedule of Sign Regulations/Commercial Districts]; (5) amending Article XXVI Section 160-188(B) [Signs/General Regulations]; (6) replacing the Article XXVI Section 160-191(B) Residential Districts Schedule of Sign Regulations Table; and (7) replacing the Article XXVI Section 160-191 (E) Institutional District Schedule of Sign Regulations Table.
- m. Motion to advertise Ordinance No. 376, an Ordinance amending Chapter 83 [Disturbing the Peace] of the Township's Code to add a new Part 2 [Commercial Generator Noise Ordinance] to limit the noise created by electrical power generators on commercial properties to 5 decibels at the property boundary of neighboring residential properties and 10 decibels at the property boundary of neighboring commercial properties and further providing definitions, measurement procedures, exemptions, inspections and penalties for violation.
- n. Supervisors to consider a request from St. Dunstan's Episcopal Church for a waiver from the requirement of preparing a land development plan to install a 20 ft. x 40 ft. pavilion at St. Dunstan's Church located at 750 Skippack Pike. The waiver from land development is conditioned upon the review and approval of the site plan by the Township Engineer.
- o. Motion to authorize the final release of all remaining funds from the escrow fund for the Scarlet Fox (Snowden Tract) subdivision project located at 683-711 Cathcart Road (S-03-14). A maintenance bond to guarantee the public improvements will be posted for a period of 18 months.
- p. Confirming motion to release \$2,150.00 (Release #3) from the escrow fund for the 637 Cathcart Road subdivision located at 637 Cathcart Road.

- q. Motion to authorize the Township Manager to advertise for bids for the milling and paving of Township Line Road (north) from DeKalb Pike to Wood Spring Drive.
 - r. Motion to extend the current energy contract with Constellation Energy for a period of 65 months ending December 31, 2024, to reflect the current market price of \$0.05025/KWH. The current contract price is \$0.05814/KWH.
5. Motion to appoint _____ to fill the vacancy for the Elected Auditor position.
6. Does the Board of Supervisors wish to take any action on the following Zoning Hearing Board cases scheduled to be heard July 18th?

NO. 2187-19: LUIGI COLELLA, LLC (FIVE POINTS GULF SERVICES CENTER) requests variances from Article V, Sections 160-13 relating to Use Regulations, Article XXVII, Section 160-197 relating to Parking Setback from Ultimate Right of Way and Article XXIX, Section 160-225 relating to Extension of Non-Conforming Use to allow Applicant to repair, park and store motor vehicles within 5 feet of the ultimate right of way line of the street on its property located at 298 Norristown Rd. and a portion of its property located at 1626 Narcissa Rd., both in the Township's R-1 Residential District. In the alternative, Applicant appeals from the determination of the zoning officer and from the Zoning Enforcement Notice that the Applicant may not store and/or repair motor vehicles on its aforesaid properties. Applicant's requested relief, if granted, will permit the Applicant to store and repair motor vehicles on its properties within 5 feet of the ultimate right of way line of the street when the Ordinance prohibits same and/or will permit the storage and repair of motor vehicles on Applicants property as a lawful continuation and/or expansion of an existing non-conforming use.

Note: The following has been continued to August 15, 2019:

NO. 2197-19: LMT REAL ESTATE, LLC (PANACHE RESTAURANT) requests a modification of the third "Additional Condition" to the Whitpain Township Zoning Hearing Board's Decision No. 2072-16 which prohibits the Applicant from playing amplified music outdoors after 9 p.m. at its facility located at 602 Skippack Pike, Blue Bell, PA in the Township's C-Commercial District. Applicant's requested relief, if granted, will permit the Applicant to play amplified music outdoors until 11 p.m. every Friday and Saturday as well as on the following days: December 31st; Memorial Day and the day immediately preceding Memorial Day; July 3rd and July 4th; and Labor Day as well as the day immediately preceding Labor Day regardless of which day of the week those dates fall when the previous Zoning Hearing Board Decision prohibited same.

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7. Public Comment

8. Old Business/New Business/Closing Comments (Supervisors).