

**Pocono Township Supervisors
Minutes of the Regular meeting
April 07, 2008 7:00 P.M.**

The regular Meeting of the Pocono Township Supervisors was held on April 07, 2008, at the Pocono Township Municipal Building, Tannersville, Pa. and was opened by Chairwoman, Jane Cilurso, at 7:00p.m.

ACKNOWLEDGEMENT OF COMMENTS RE RESIDENTS: Chairwoman J. Cilurso noted that any resident wishing to speak re an agenda item could do so at this time or before any action is taken on the matter. Chairwoman J. Cilurso welcomed Boy Scout Troop #75 and encouraged the Scouts to learn more about community matters.

ROLL CALL: Jane Cilurso, present; Harold Werkheiser, present; and John Bramley, present.

Timothy McManus, Solicitor; David Horton, Boucher & James Engineering, Inc.; Pamela Finkbeiner, Recording Secretary; Dennis Keesler, Pocono Township Sewage Enforcement Officer; and Steven Meylach, Pocono Township Zoning officer were present.

BILLS: The semi-monthly bills were presented for payment. J. Bramley made a motion, seconded by H. Werkheiser to approve the Semi-monthly bills for payment. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

COMMUNICATIONS: Communications pertained to plans before the board and were addressed accordingly.

BIDS: The bids for the construction of the "dry sewer" section of the sanitary sewage collection and transmission system facilities along a portion of Rt. 611 in Pocono Township were opened and read aloud at the 03/17/08 Special meeting. A motion to adopt Resolution #521 in relation to a "Notice of Intent to Award" regarding Contract #1 and Contract #2 for the base bids. J. Bramley made the motion, seconded by H. Werkheiser. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

SEO REPORT: D. Keesler, Township SEO explained the duties of the SEO to the audience. A letter was received from DEP for the 2006 sewage reimbursement of approximately \$57,000.00 to the township. Activities of the last three weeks included continued monitoring of the Dunkin Donuts septic system repairs, and meetings with the owners of the former Flower Field Motel, Fanucci's Restaurant and Birchwood on future uses.

ZONING OFFICERS REPORT: S. Meylach, Township Zoning Officer explained the duties of the Zoning Officer to the audience. He reported 34 permits have been issued. He is working on updating the township's vending ordinance, various violations including: Junk vehicles, trash and Barley Creek Restaurant. A copy of the full report is on file with the township.

NEW PLANS: None

TABLING OF PLANS: TABLING OF PLANS:

J. Bramley made a motion, seconded by H. Werkheiser to table The Reserve at Cherry Lane Final Plan, Pocono Haven Lot 7 Block B Lot Consolidation Plan, and Garvey Agency, Inc. Lot Consolidation Plan. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

ONGOING PLANS: 1) The Reserve at Cherry Lane Final Plan - Stroud Twp. has approved their portion of the plan. The Pocono Township Planning Commission recommended Conditional Approval of the plan. The Supervisors accepted an extension of the time requirement until the 06/30/08 Sup'v. meeting. The plan was tabled at the 03/17/08 Sup'v. meeting. See motion above.

2) Pocono Haven Lot 7 Block B Lot Consolidation Plan - Plan submitted 08/02/07 for 08/21/07 Sup'v. meeting. \$300.00 Plan fee received. The Supervisors accepted a 90-day extension of the time requirement until 5/04/08. The last Sup'v. meeting is 04/21/08. The plan was tabled at the 3/17/08 Sup'v. meeting. See the above motion.

3) Garvey Agency, Inc. Lot Consolidation Plan - (Lots 807 & 808 Alpine Lake) Plan submitted for 02/04/2008 Sup'v. mtg. \$300.00 Plan fee paid. Plan was tabled at the 03/17/2008 Sup'v. meeting. See the above motion

4) Swiftwater Relo Preliminary/Final Land Dev. Plan - The P.C. recommended Conditional Approval to the plan. The 90-day time requirement expires at the 03/17/08 Sup'v. meeting. A Waiver letter has been received for extension until 5/20/2008. J. Bramley made a motion, seconded by H. Werkheiser to accept the waiver letter and table the plan. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

5) Twinsiva Real Estate, LLC. Proposed Restaurant Dev. Final Land Dev. Plan- The P.C. recommended Conditional Approval of the plan. The 90-day time requirement expires 04/07/08. The plan was tabled at the 03/17/08 Sup'v. Meeting. Sal Caiazzo, Hanover Engineering Inc. represented the plan for a 25 seat restaurant located on Bartonsville Ave. and Route 611, Bartonsville. A modification had been approved for a wetland encroachment. The M.C. Conservation District has given their approval. J. Bramley made a motion, seconded by H. Werkheiser to approve the plan with the following conditions:

- A. Certificate of ownership and accuracy signed
- B. Planning modules approval
- C. All professional fees and Fee in Lieu paid
- D. Acceptable Developer's Agreement and performance guaranty needs to be provided and entered into.
- E. Approval of Brodhead Creek Regional Authority
- F. Acceptable Stormwater Management and Easement Agreement needs to be provided and entered into.
- G. Design for retaining walls need to be signed and sealed as per Pocono Township Engineer's comment letter of 02/20/2008.

Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

6) WAIVERS: 1) Minor Subdivision of Lands of the Estate of George Howard Sebring - 90 days 2) The Spirit of Swiftwater - 60 days from 03/10/08 - until 05/09/08 3) Pocono Manor PRD Plan - until 06/30/2008 H. Werkheiser made a motion, seconded by J. Bramley to accept the time waivers/extensions for the above. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

J. UNFINISHED BUSINESS: 1) Request for Release of \$5,000.00 balance of performance guaranty re Anthony and Marlene Maula Nottingham Manor Subdivision. A letter from the Township engineer on this project has been received stating the corrections to the stormwater basin have been made. A letter from Attorney Geoffery Worthington has been received requesting the release of monies. J. Cilurso and H. Werkheiser have visited the site. H. Werkheiser made a motion, seconded by J. Bramley to release of the \$5,000.00 balance of Performance Guaranty to Anthony and Marlene Maula as per the Township engineer's letter of 3/26/2008. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

2) Traffic Signal Plan at intersection of SR314W and Rt. 611 and SR314E (by the Amber Club in Swiftwater). The Township engineer is still reviewing the plan.

K. NEW BUSINESS: 1) Motion for March 25, 2008 Change of Scope for anti-degradation analysis for the remainder of the sewer project construction. Estimated fee range of \$30,000.00 to \$40,000.00 (for RKR Hess Associates - Pocono Township Sewer Project)H. Werkheiser made a motion, seconded by J. Bramley to approve the March 25, 2008 Change of Scope for the anti-degradation analysis, (for RKR Hess Associates). Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

2) Motion for release of \$11,106.68 of Performance Guaranty to Brookside Farms Minor Subdivision - Payment of Release #2 based on Township engineer's letter of 3/20/2008. J. Bramley made a motion, seconded by H. Werkheiser to release \$11,106.68 of the Performance Guaranty for the Brookside Farms Minor Subdivision. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

3) Motion to release of \$49,251.12 of Performance Guaranty to Turkey Hill based on the Township engineer's letter of 1/18/2008. The plan has not received final approval from PennDot. J. Bramley made a motion, seconded by H. Werkheiser to table the release of \$49,251.12 of the Performance Guaranty to Turkey Hill. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

4) Pocono Township Spring Clean-up will be Thursday, April 17th, 2008 for Metal Items and Friday, April 18th, and Saturday, April 19th, 2008 for Landfill items.

L. RESPONSES AND COMMENTS: David St. Hilaire, Boy Scout Troop #75, asked about the Ambulance services and meetings. Lori Zimmerman questioned S. Meylach, ZO on the changes to the vending permit he might make.

M. ADJOURNMENT: H. Werkheiser made a motion, seconded by J. Bramley to adjourn the meeting at 7:45 p.m. until April 21nd, 2008. Motion Carried.

Respectfully Submitted: Pamela Finkbeiner, Recording Secretary

