

**POCONO TOWNSHIP SUPERVISORS
MINUTES OF THE REGULAR MEETING**

April 6th, 2009 7:00 p.m.

The Regular Meeting of the Pocono Township Supervisors was held on April 6th, 2009, at the Pocono Township Municipal Building, Tannersville, Pa., and was opened by Chairwoman, Jane Cilurso, at 7:00 p.m. followed by the Pledge of Allegiance.

NOTICE OF MEETING TIMES: J. Cilurso welcomed the audience and thanked them for attending. She noted the regularly scheduled Supervisors meetings are held on the 1st and 3rd Monday of each month at 7:00 p.m. unless rescheduled. The next meeting, April 20th, 2009 has been cancelled due to the Supervisor's Convention.

ACKNOWLEDGEMENT OF COMMENTS RE RESIDENTS: Chairwoman J. Cilurso noted that each visitor has the right to comment at this time or before any action is taken on the matter.

ROLL CALL: Jane Cilurso, present; Harold Werkheiser, present, and John Bramley, present.
Timothy McManus, Township Solicitor, Ross Boucher and Aaron Sisler, Boucher & James Engineering, Inc., Pamela Finkbeiner, Recording Secretary, Steve Meylach, Zoning Officer, were present.

MINUTES: J. Bramley made a motion, seconded by H. Werkheiser, to approve the minutes of the 03/16/2009 regular supervisors' meeting and the minutes of the 03/24/2009 special sewage meeting. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

BILLS: H. Werkheiser made a motion, seconded by J. Bramley, to approve the semi-monthly bills for payment. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

COMMUNICATIONS: All communications pertained to the plans and were addressed when the plans were presented.

BIDS:

- 1) Bids for Road Materials and Paving project are being advertised for opening and reading aloud at the 05/04/09 Sup'v. meeting. A Pre-Bid meeting is being held on 04/27/2009 at 9:00 a.m. at the Pocono Twp. Municipal Building, Tannersville, Pa.
- 2) Bids for installation of an interconnecting trail system, parking facilities and driveway, preparation of playground areas, and other related work were advertised for opening and reading aloud at the 05/04/09 Sup'v. meeting. A pre-bid meeting is being held on 04/23/2009 at 10:00 a.m. at the Pocono Township Municipal Building, Tannersville, Pa. Bid Specs are available at the Twp. Municipal Building for \$30.00.

SEO REPORT: Dennis Keesler, Twp. SEO was absent.

ZO REPORT: Steve Meylach, Twp. ZO reported that 46 permits were issued and reported other activities within the township.

A full copy of his report is on file and available at the township.

NEW PLANS:

1) Camelback Hotel and Waterpark Prelim/Final Land Dev. Plan and Minor Subdivision Plan - Nate Oiler, RKR Hess Associates, represented the plan. The Minor Subdivision Plan was recommended for conditional approval by the Pocono Township Planning Commission with the condition comments of the Twp. Solicitor letter of 02/20/2009 being satisfied. The PT Planning Commission recommended the Board of Sup'v. look unfavorably on the Camelback LDP based on the outstanding comments and the parking situation. N. Oiler addressed the comments of the Twp. Engineers' Letter dated 03/17/2009. Request for Modifications from SALDO Table 3-1 - Design Standards and SALDO Sec. 3.209 - Steep Slopes were approved by the Sup'v. on 09/02/2009.

A. SALDO SEC. 2.106 - Preliminary/Final J. Bramley made a motion, seconded by H. Werkheiser, to approve the RFM for SALDO SEC. 2.106
Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

B. SALDO SEC. 2.304.B.4 - Boundary Survey of remaining lands. J. Bramley made a motion, seconded by H. Werkheiser, to approve the RFM for SALDO SEC. 2.304.B.4
Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

C. SALDO Appendix A, Item B.5 - 1 acre reserve for well. J. Bramley made a motion, seconded by H. Werkheiser, to approve the RFM for SALDO Appendix A, Item B.5.
Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

Ron Johnson questioned the impact on the neighboring wells. N. Oiler noted a study was conducted and submitted to DEP.

D. Stormwater Ordinance No. 65, Appendix B - Reduction of peak release
- Nate Oiler explained the project on the whole meets the requirement, except for one drainage area. The Twp. Engineer concurred the increase is minimal and appears that it can be considered diminimus. J. Bramley made a motion, seconded by H. Werkheiser, to approve the RFM for Stormwater Ord. No. 65, Appendix B.
Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

E. Stormwater Ordinance, Appendix B.7.B.1.g - side slopes. J. Bramley made a motion, seconded by H. Werkheiser, to approve the RFM for Stormwater Ord., Appendix B. 7.B.1.g.
Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

A variance for the proposed 99' height of the hotel was issued by the PT Zoning Hearing Board on 11/16/2006. The PC raised concerns over the approximately 150 overflow spaces that have been deleted from the plan. J. Cilurso encouraged the applicant to show the location of 150 overflow spaces on the plan as reserved for future construction, if needed. Discussion followed on the remaining comments to be addressed.

J. Bramley made a motion, seconded by H. Werkheiser, to accept the extension of time letter presented until 5/04/2009. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

H. Werkheiser made a motion, seconded by J. Bramley, to table the Camelback Hotel and Waterpark Prelim/Final Land Dev. Plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

ONGOING PLANS:

- 1) Steve Basick Lot Combination Plan-Plan submitted for the 09/15/2008 Sup'v. mtg. \$300.00 fee paid. The Plan was tabled at the 03/16/2009 Sup'v meeting. The Sup'v. accepted a 90-day Waiver at their 03/02/2009 mtg. - until 06/28/09. The last Sup'v. mtg. is 06/15/09. J. Bramley made a motion, seconded by H. Werkheiser, to table the plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
- 2) Nicholas P. Nicholas Properties Final Minor Subdivision/Lot Combination Plan - The Pocono Township Planning Commission recommended Conditional Approval of the plan for final. The plan was tabled at the 03/16/2009 Sup'v. meeting. The 90-day time requirement expires 06/14/09. Last Sup'v. meeting is 06/01/09. J. Bramley made a motion, seconded by H. Werkheiser, to table the plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
- 3) Sanofi Pasteur - 138 KV Substation Final Lot Consolidation Plan - Plan submitted 11/07/2008 for 11/17/2008 Sup'v. Meeting. \$300.00 Plan fee paid. Plan was tabled at the 03/16/2009 Sup'v. meeting. A time extension letter was received until 07/06/2009. H. Werkheiser made a motion, seconded by J. Bramley, to accept the time extension letter until 07/06/09 and table the plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
- 4) Sanofi Pasteur Final Lot Consolidation Plan - South Campus - \$300.00 fee paid. Submitted on 12/22/08 for the 01/20/09 Sup'v. meeting. Plan was tabled at the 03/16/2009 Sup'v. meeting. A time extension letter was received until 07/06/2009. H. Werkheiser made a motion, seconded by J. Bramley, to accept the time extension letter until 07/06/09 and table the plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

- 1) RJAD, LLC (Anthony Diaz) As-Built Land Dev. Plan - \$500.00 Fee paid. Plan was submitted on 01/16/2009 for the 01/26/2009 P.C. mtg. The P.C. recommended conditional approval of the plan at their 02/23/2009 meeting. The plan was tabled at the 03/16/2009 Sup'v. meeting. A 60 - day time extension letter was received. J. Bramley made a motion, seconded by H. Werkheiser, to accept the 60 - day time extension letter and table the plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

WAIVERS:

- A. Sanofi Pasteur Tank Storage Facility Prelim. Land Dev. Plan - Until 05/04/2009 J. Bramley made a motion, seconded by H. Werkheiser, to accept the Time extension letter until 05/04/2009. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
- 2) J.A. Snyder Entities, Inc. - 90 days from 04/06/2009. J. Bramley made a motion, seconded by H. Werkheiser, to accept the 90 - Day Time extension letter. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

UNFINISHED BUSINESS:

- 1) Traffic Signal Plan at the intersection of SR314W and Rt. 611 and SR314E (By the Amber Club in Swiftwater). H. Werkheiser made a motion, seconded by J. Cilurso, to table the plan. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
- 2) There will be a meeting regarding Gypsy Moths at the Pocono Twp. Municipal Building on 04/16/2009 at 7:00 p.m. Bruce Andrews, Bruce's Flying Service, will be taking sign-ups.
- 3) Pocono Twp. 2009 Spring Clean-Up - April 23rd, 24th, and 25th, 2009. Fliers are available in the lobby. H. Werkheiser noted the prices have remained the same as last year.

NEW BUSINESS:

- 1)
 - A. Resolution #549 - Addition to Pocono Twp. Fee Schedule - Re MPC Appeals to Pocono Township \$300.00 and
 - B. Revise Non-Conformance Certificates \$50.00
J. Bramley made a motion, seconded by H. Werkheiser, to approve Resolution #549. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
- 2) Pocono Twp. Burning Ordinance #139 - J. Cilurso noted the Burning Ordinance has been revised to include additional hours for burning of items as specified in the Ordinance. Wednesday evening from 5 p.m. to 9 p.m. and Saturdays 7 a.m. to 2 p.m. H. Werkheiser encouraged residents to recycle and compost as much as possible. J. Bramley made a motion, seconded by H. Werkheiser, to approve Burning Ordinance #139. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

- 3) Pocono Twp. Outdoor Furnace Ordinance #140. H. Werkheiser made a motion, seconded by J. Bramley, to adopt Outdoor Furnace Ordinance #140. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
J. Bramley made a motion, seconded by H. Werkheiser, to amend Resolution# 549 to include a permit fee of \$25.00 for new outdoor furnaces. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.
- 4) Motion to cancel the 04/20/2009 Supervisor's meeting (The annual PSATS Convention) and reschedule for 05/04/09. J. Bramley made a motion, seconded by H. Werkheiser, to cancel the 04/20/2009 Supervisors meeting. The next meeting will be 05/04/2009. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

RESPONSES AND COMMENTS:

Blanche Eiley, resident of Nottingham Manor asked about the status of Nottingham Manor road dedication. R. Boucher, Twp. engineer is waiting for Mr. Maula to submit information to his office. T. McManus, Twp. Solicitor has been working with the Developer's council and is awaiting the updated Title Insurance. The township is waiting for action by Mr. Maula on the borings.

Ron Johnson, township resident, questioned the growing dirt pile on Sullivan's Trail.

Tim Eilber-Skyview Drive, is still waiting for an answer from the township on why a building permit was issued on his street. J. Cilurso will request Dennis Keesler, SEO, to call Mr. Eilber.

ADJOURNMENT: J. Bramley made a motion, seconded by H. Werkheiser, to adjourn the meeting at 8:25 p.m. until 05/04/2009 at 7:00 p.m. at Pocono Township Municipal Building. Roll call vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley; yes. Motion carried.

Respectfully Submitted
Pamela Finkbeiner
Recording Secretary