

**POCONO TOWNSHIP SUPERVISORS
MINUTES OF THE REGULAR MEETING
September 2nd, 2008 11:00 p.m.**

The Regular Meeting of the Pocono Township Supervisors was held on September 2nd, 2008, at the Pocono Township Municipal Building, Tannersville, Pa., and was opened by Chairwoman, Jane Cilurso, at 11:00 a.m. followed by the Pledge of Allegiance.

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

MINUTES: J. Bramley made a motion, seconded by H. Werkheiser, to approve the minutes of the Supervisor's 08/18/2008 Regular meeting, and the minutes of the Special Meeting 08/26/2008. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

J. Bramley made a motion, seconded by J. Cilurso, to approve the minutes of the Special Meeting of 8/19/2008. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; abstained, J. Bramley; yes. Motion carried.

BILLS: The semi-monthly bills were presented. 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: None

BIDS:

- 1) Bids for the sale of "As Is" Vehicles. H. Werkheiser made a motion, seconded by J. Bramley, to reject the bids received for the "As Is" Vehicles and to notify the bidders of the rejection. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.
- 2) Advertisement will be made for Bids for sale of an "As Is" Austin-Weston Grader Pacer for opening and reading aloud at the 10/06/2008 Supervisor's meeting and one 1985 JD-610-B Loader/Backhoe "As Is".
- 3) Advertisement will be made for Bids for a Subcontractor to Plow the Township Roads, to be opened and read aloud at the 10/06/2008 Supervisor's meeting.

SEO REPORT: D. Keesler, Township SEO reported on the various activities within the township. A full copy of his report is on file at the township.

ZO REPORT: S. Meylach, Township Zoning Officer, reported 18 permits were issued. A full copy of his report is on file at the township.

NEW PLANS:

1) Shiro Restaurant As-Built Land Dev. Plan - The Pocono Township Planning Commission at its 08/25/08 meeting recommended seven (7) RFMs and recommended Conditional Approval of the plan. The 90-day time requirement expires 10/19/08. The last Sup'v. meeting is 10/06/2008. Chrissie Himler, Borton Lawson Engineering, Inc. represented the plan and updated the board on the status of the project. PennDot has approved the design of the entrance and landscaping along Rt. 611. The entrance has been designed to accommodate 60' trucks, entering and exiting. A copy of the PennDot permit will be submitted to the township. MCCD has approved the plan. The Pocono Township Planning Commission recommended not to approve the RFM request from SALDO SEC. 3.201B - Implementation of a lot consolidation plan. All 4 lots will be consolidated.

The seven (7) RFMs recommended by the Pocono Township Planning Commission were:

1. SALDO SEC. 2.303.A - Scale of Plan
2. SALDO SEC. 2.303.B.1 - Location Map of Scale of Plan
3. SALDO SEC. 2.303.B.4 - Requiring Applicant to depict all proposed and existing Streets and Lot layout of adjoining tracts.
4. SALDO SEC. 2.303.B.10 - Soils information
5. SALDO SEC. 2.303.E.9 - Wetland studies.
6. SALDO SEC. 3.209.B.4 - Delineation of Steep Slope Area
7. SALDO SEC. 3.208.M.1 - Clear site triangles at intersections.

J. Bramley made a motion, seconded by H. Werkheiser, to approve the Seven (7) RFMS as recommended by the Pocono Township Planning Commission. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

J. Cilurso made a motion, seconded by J. Bramley to approve the Shiro Restaurant As-Built Land Dev. Plan with the following conditions:

- A. A letter from BCRA regarding water availability.
- B. Fee in Lieu and Professional Fees Paid.
- C. The plans will not be signed and released until all work depicted thereon is complete and receipt of the Township Engineer's verification that all aspects of the plan are completed.
- D. All outside approvals must be obtained.
- E. Developer's agreement

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

Open discussion followed on the water conservation methods that have been incorporated in the construction. D. Keesler, Township SEO commended Vincent Trappasso, Owner Shiro, on the water conservation design aspects.

NEW PLANS CONT:

2) The Spirit of Swiftwater, Inc., Land Dev. Plan - The Pocono Township Planning Commission at its 08/18/2008 meeting recommended Preliminary Approval, conditioned upon all comments of the Twp. engineer's 08/11/2008 review letter being satisfied. The time extension expires 09/06/2008; last Sup'v. meeting is 09/02/2008. Atty. Geoff Worthington, represented the plan. G. Worthington presented a time extension waiver request for 30 days.

J. Bramley made a motion, seconded by H. Werkheiser, to accept the 30-day time extension waiver until 10/06/2008. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

3) Camelback Hotel and Waterpark Land Development Plan and Minor Subdivision - Request for 2 RFMs. The Pocono Planning Commission recommended a time extension to 10/17/08, as requested. The last Sup'v. is 10/06/2008. Nate Oiler, RKR Hess, Associates represented the plan. The hotel and Waterpark will be located on an existing parking lot of the Camelback Ski Resort. The site has been modified over the years, altering the existing slopes of the site. The present sod road will be used to access the hotel. Because of the present and existing conditions of the site and road, a request for modifications from SALDO SEC. Table 3-1 - Design standards for roads and Saldo Sec. 3.209 - Steep Slopes is requested.

J. Bramley made a motion, seconded by H. Werkheiser, to approve the RFMs for:

SALDO SEC. Table 3-1 - Design standards for roads

SALDO SEC. 3.209 - Steep Slopes

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 a Waiver letter extending the requirement until 11/30/2008. The plan was tabled at the 08/18/08 Sup'v. meeting. 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) 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 08/18/2008 Sup'v. meeting. The 90-day time requirement expires 10/20/08. 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 Interim Planning Modules - The Pocono Township Planning Commission recommended that the Supervisor accept the Sanofi Pasteur Interim Planning Modules for forwarding to the DEP for approval as a revision to the Pocono Township Act 537 Plan, contingent upon receipt of a sewer service agreement between Sanofi and Pocono Township.

ONGOING PLANS-SANOFI PASTEUR INTERIM PLANNING MODULES CONT:

J. Bramley made a motion, seconded by H. Werkheiser to approve Resolution #535-Forwarding Planning Modules to DEP for their acceptance as per revision to the Township's Act 537 plan, contingent upon receipt of a sewer service agreement between Sanofi and Pocono Township. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

WAIVER LETTERS:

- 1) Miller/Clubhouse Road Minor Subdivision - The Pocono Township Planning Commission recommended a Waiver Letter until 12/01/08, as requested.
- 2) The Village of Iroquois Ridge Major Subdivision Preliminary Plan - The Pocono Township Planning Commission recommended a 90-day Waiver Letter from 09/02/2008, as requested.

H. Werkheiser made a motion, seconded by J. Bramley to accept the above time extension waiver. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

UNFINISHED BUSINESS

1) Traffic Signal Plan at intersection of SR314W and Rt. 611 and SR314E (By the Amber Club in Swiftwater). Twp. Solicitor has submitted a draft agreement for review by Mt. Airy. J. Bramley made a motion, seconded by H. Werkheiser, to table the Traffic Signal Plan. Roll Call Vote: J. Cilurso; yes, H. Werkheiser; yes, J. Bramley; yes. Motion carried.

2) Pocono Township Community Days is scheduled for September 27th, 2008, from Noon until 5:00 p.m. Application are available for non-profit organizations.

3) Pocono Township's Fall Clean-up is scheduled for October 2, 3, and 4, 2008. Fliers are available in the lobby of the Township building.

NEW BUSINESS:

1) Diane Zweifel, Pocono Township resident presented information to the board on various ordinances concerning prohibiting and/or reducing the amount of time allow for open burning. The present burning permit allows for open burning, 6 days per week. It is a nuisance and health hazard for persons with breathing difficulties and also inhibits the enjoyment of outside activities in some cases. J. Cilurso notes that Pocono's burning ordinance is 20 years old and will be reviewed and updated.

2) Tannersville Dunkin Donuts - The township engineer recommended release of \$86,242.33. J. Bramley made a motion, seconded by H. Werkheiser, to approve the release of \$86,242.33 on condition all professional fees are paid. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

3) The Supervisors have received comments from the Monroe County Planning Commission and the Pocono Township Planning Commission regarding the proposed Act 167.

RESPONSES AND COMMENTS: Several township residents expressed concerns about the traffic problems at Route 715 and Sullivan Trail.

ADJOURNMENT: H. Werkheiser made a motion, seconded by J. Bramley, to adjourn the meeting at 12:45p.m. until September 15th, 2008 at 7:00 p.m. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

Respectfully Submitted
Pamela Finkbeiner
Recording Secretary

