

**Pocono Township Supervisors
Minutes of the Regular meeting
April 21, 2008 7:00 P.M.**

The regular Meeting of the Pocono Township Supervisors was held on April 21, 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.

NEW PLANS: Sanofi-Pasteur 138KV Substation Land Development Plan - P.C. recommended Conditional Approval. The 90- day time requirement expires 04/21/08. A 60-day Waiver letter was received. Because of a conflict of meetings, Chrissy Himler, Borton-Lawson, Inc. requested the plan be moved up on the agenda. Chrissy Himler represented the plan. The P.C. recommended approval of the plan at their 4/14/2008 meeting. Additional landscaping has been added. J. Cilurso read the summary of the P.C. actions. 3 RFMS.

J. Bramley made a motion, seconded by H. Werkheiser to approve the Request of Modification from SALDO Sec. 2.302.A - Scale of plan. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

J. Bramley made a motion, seconded by H. Werkheiser to approve the Request of Modification from SALDO Sec. 3.201.A - Wetland Study. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

J. Bramley made a motion seconded by H. Werkheiser to approve the Request of Modification from SALDO 3.208 M. 2- Clear Sight Triangle. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

J. Bramley made a motion seconded by H. Werkheiser to approve the Sanofi-Pasteur 138KV Substation Land Development Plan with the following conditions:

- 1) Proper execution of the Certificate of Ownership and Acknowledgement
- 2) All professional fees and Fee in Lieu paid
- 3) External design of the Building shall be in conformity with the buildings in the district
- 4) MCCD favorable comments and procurement of the easement from the Swiftwater Preserve
- 5) NPDES Permit

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

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

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

ADOPTED 5/05/08

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: None

BIDS: Bids for Pocono Township's Paving Project and Line Painting are being advertised for opening and reading aloud at the 5/05/2008 Supervisor's meeting.

SEO REPORT: D. Keesler, Township SEO reported on his duties of the past two weeks. He requested a change in procedure for lots that have repeatedly failed septic testing. Presently, there are lots that have failed, numerous times and they continue to be sold at tax sales. D. Keesler asked the board to amend the fee schedule to provide that sewer permit testing application fees on lots of record that have not passed sewage testing multiple time be non-refundable.

ZONING OFFICERS REPORT: S. Meylach, Township Zoning Officer reported that 23 permits were issued. He attended NIMS training and met with several property owners on various violations. A copy of the full report is on file with township.

ONGOING PLANS:

1) Swiftwater Relo Preliminary/Final Land Dev. Plan - The P.C. recommended Conditional Approval to the plan. The 90-day time requirement expires at the 04/07/08 Sup'v. meeting. Time extended until 5/20/2008. Last Sup'v mtg. 05/19/2008. Michael T. Shiring of Riley, Riper, Hollin & Colagreco, represented the plan for Cingular Wireless. Cingular's equipment is presently located on the Water Tower at Sanofi-Pasteur. Sanofi-Pasteur will be removing the water tower and a new cell tower will be built. Modification Requests are asked from comments 2 through 16 of Boucher & James, Inc. comment letter of February 25th, 2008 J. Bramley made a motion, seconded by H. Werkheiser to approve the Request of Modifications - 2 through 16 of the Boucher & James, Inc. Comment letter of 2/25/2008. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

The Monroe County Conservation has recommended approval of the plan. J. Cilurso made a motion, seconded by J. Bramley to approve the plan with the following conditions:

A. Comments 19,20,21,22,23,24 &26 of the 02/25/2008 Boucher & James, Inc. Comment Letter need to be addressed.

B. All professional fees paid

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

2) 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 04/07/08 Sup'v. meeting. H. Werkheiser made a motion, seconded by J. Bramley to table The Reserve at Cherry Lane Final Plan. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

3) 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 4/07/08 Sup'v. meeting An extension of time waiver has not been received. J. Bramley made a motion, seconded by H. Werkheiser to disapprove the Pocono Haven Lot 7 Block B Lot Consolidation Plan for the reasons set forth in the most recent Township Engineer and Solicitor comment letters unless a time extension waiver is received before 05/04/08. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

4) 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 004/07/2008 Sup'v. meeting. An extension of time waiver has not been received. H. Werkheiser made a motion, seconded by J. Bramley to disapprove the Garvey Agency, Inc. Lot Consolidation Plan for the reasons set forth in the most recent Township Engineer comment letter unless a time extension waiver is received before 05/04/2008. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

WAIVERS: 1) Martinell Land Dev. Plan- 90 days 2) C.L. Becker Construction, Inc. LDP - 60 days 3) Terry Martz Major Prelim. Subdivision Plan - until 8/31/2008 4) The Spirit of Swiftwater, Inc. LDP - 60 - from 05/09/2008 J. Bramley made a motion, seconded by H. Werkheiser to accept the waivers for the above. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

UNFINISHED BUSINESS: Traffic Signal Plan at intersection of SR314W and Rt. 611 and SR314E (by the Amber Club in Swiftwater). A letter recommending approval has been received from the Township's engineers Boucher & James, Inc. T. McManus recommended the plan be tabled until an agreement is in place. H. Werkheiser made a motion, seconded by J. Bramley to table the plan. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

NEW BUSINESS:

- 1) Resolution #522- Addendum to the Pocono Township Fee Schedule re:
 - A) No refund for testing of lots that have been sold at tax sales and have failed or lots that have been tested previously and failed.
 - B) Non-Conforming Signs- \$75.00 every two (2) years;
 - C) Tenant Re-occupancy or "Fit-Out" - \$50.00
 - D) Home Occupation - \$50.00
 - E) Late Fee for Sign Renewals - 10% of Fee Cost
 - F) Charge for Installation of Sign w/o Permit - 2 X cost of original sign.

J. Bramley made a motion, seconded by H. Werkheiser to adopt Resolution #522. Roll Call Vote: J. Cilurso, yes; H. Werkheiser, yes; J. Bramley, yes. Motion carried.

L. RESPONSES AND COMMENTS: Representatives of Boy Scout Troop #75 were present.

Joe Sadowski township resident asked how RKR Hess Associates was selected as engineers for the sewage project, if the supervisor's were considering a 5 member board and the status of Dunkin Donuts. J. Cilurso noted that RKR Hess, Associates was chosen by the board of Supervisors. H. Werkheiser explained the increase in board members were not being considered at the present time. The Township is waiting on revised plans for Dunkin Donuts.

Richard Wielebinski asked if the township could do anything about the former Janson's Store on the corner of Rt. 611 and Warner road. It has been abandoned for several years and is deteriorating. S. Meylach will contact the owner to clean up the property.

Dean Hartshorn, Jim Lyson, and Frank Ruggiero of Pocono Township questioned if the past supervisor, Willard Anglemyer was receiving a severance package. This matter is currently under negotiation.

Dean Hartshorn and Lori Zimmerman, township residents had questions concerning the former Fannuci restaurant site.

Steve Garvey submitted a time extension for the Garvey Lot Consolidation Plan for a 90 day extension.

M. ADJOURNMENT: J. Bramley made a motion, seconded by H. Werkheiser to adjourn the meeting at 8:10p.m. until May 5th, 2008. Motion Carried.

Respectfully Submitted
Pamela Finkbeiner
Recording Secretary