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**LIMERICK TOWNSHIP - BOARD OF SUPERVISORS  
MEETING MINUTES**

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**MARCH 2, 2010  
7:00 P.M.**

A meeting of the Limerick Township Board of Supervisors was held on Tuesday, March 2, 2010, in the Public Meeting Room of the Limerick Township Municipal Building with Kenneth W. Sperring, Jr., Chairman, presiding.

**Members Present:** Supervisors D. Elaine DeWan, Thomas J. Neafcy, Jr., Joseph St. Pedro, Kara Shuler, and Kenneth W. Sperring, Jr.

**Others Present:** Joseph J. McGrory, Esq., Township Solicitor; Khaled R. Hassan, P.E., Township Engineer; Daniel K. Kerr, Township Manager; Beth F. DiPrete, Asst. Twp. Mgr./Finance Director/Treasurer; William J. Albany, Chief of Police; Karen M. Hegedus, Parks and Recreation Coordinator; Martena Roshon, Director of Sewer Department and Community Planning; and Stuart L. Rosenthal, P.E., Sewer Engineer.

**Call To Order:** Mr. Sperring called the meeting to order at 7:14 P.M. State Representative Thomas J. Quigley led the Pledge of Allegiance.

**Opening Comments/Announcements**

**THIS MEETING IS BEING RECORDED.**

Mr. Sperring announced that after tonight's meeting the Board will meet in Executive Session to discuss Litigation & Real Estate.

Joseph Szafran, the Site Communications Manager at Limerick Generating Station, presented the Township with a check in the amount of \$150,000.00 to show Exelon's appreciation for Limerick Township's support.

Mr. Kerr advised that the 2010 Census forms will be coming out next week, and they must be returned by April 1<sup>st</sup>. Also, there will be representatives from the Census Bureau at the Township Building Monday through Friday from 10:00 A.M. to 2:00 P.M. mid-March to mid-April to answer any questions.

**PRPS Excellence in Programming Award – Limerick Community Day:** Ms. Hegedus announced that the Pennsylvania Recreation and Park Society's Recognition and Awards Committee selected Limerick Township's Community Day as the 2010 winner in Excellence in Programming in the Community Festivals and Celebrations category. The Awards Ceremony will be held at the Seven Springs Mountain Resort in Champion, Pennsylvania on Tuesday, March 23<sup>rd</sup>.

The Easter Egg Hunt is scheduled for Saturday, March 27<sup>th</sup> at 10:00 A.M. in the Community Park. The Paws Event will be held at 11:00 A.M.

Summer Camp Shamrock Registration, Field Rentals, and Pavilion Rentals have all started this week.

Mr. Sperring presented Ms. Hegedus with a check in the amount of \$817.00 from Kara and Ken Shuler and Limerick Golf Club Estates for the Manderach Playground Renovations Project.

Mr. Hassan gave an update on the MS4 Permit, noting that year 7 ends on March 9, 2010. The Pennsylvania DEP has extended the permit for one more year to end on March 9, 2011. All stormwater outfalls in the Township are required to be screened twice each year for chlorine, phenol, copper, detergents and fecal coliform. Limerick's testing is currently in progress, and there have been no discharges detected. Stormwater information is also available on the Township's website. Public participation opportunities include the Perkiomen Watershed Conservancy Annual Stream Clean-up on April 17<sup>th</sup>.

The Board thanked Bill Bradford and his crew for doing an excellent job on the snow removal from the recent storms.

**Consideration of Minutes:** Upon motion made by Mr. St. Pedro and seconded by Ms. DeWan, the February 16, 2010 Board of Supervisors Meeting Minutes were unanimously approved.

**Public Comments on Agenda Items:** None.

**Bills List:** Upon motion made by Ms. Shuler and seconded by Mr. St. Pedro, Bills List #5 for the period of 2/13/10 through 2/26/10 in the amount of \$237,146.32 was unanimously approved.

### **Subdivision and Land Development**

**Extensions:** Upon motion made by Ms. Shuler and seconded by Ms. DeWan, the following extension to the 90-day review period was unanimously accepted:

- a. Allied Landscape & Contractor Supply Company (#07-14): Extended to 6/14/10

### **Development Projects:**

**Discussion - Coale Subdivision (#09-09), Preliminary Resolution:** Mr. McGrory reviewed the provisions of proposed Resolution SLD #09-09 (P). Rick Mast was present on behalf of the Applicants, Beth and Elizabeth Coale. He explained that the reason for the Coales' desire to acquire the lot along Cemetery Road is for their parents who are in failing health, and the subsequent requirement to create 2 additional lots along North Limerick Road due to the way the Zoning is worded. He explained that these 2 additional lots will be maintained by the property

owner, and there is no intent at this point to sell the lots or to build on them. Therefore, the Coales are asking the Board to consider deferring a portion of the fees associated with these 2 lots until such time as a Building Permit Application is submitted. Mr. Kerr said there also should be some clarification on who must sign the Resolution. Ms. DeWan questioned, if the Board were so inclined to defer some of the fees, how would the Administration ensure that the deferred fees would get paid? A discussion ensued. Mr. McGrory explained the policy of charging 60% of the waivers.

Ms. DeWan recommended against waiving the amount of fees that are in the Resolution on the premise that they be negotiated with the actual owners of the 2 lots. This was the consensus of the Board. No action was taken by the Board at this time.

Discussion - Providence Oaks Development, LLC (#09-11): Tom Smith of Conner and Smith Engineering was in attendance along with the potential developers, the property owners and their realtor. During the subdivision process, a drainage problem along King Road was brought to the Applicant's attention through the Township Engineer's review letter, and the Applicant was asked to try to help with this problem. In addition, widening of King Road and Lewis Road and the installation of sidewalks are required improvements for this project, all of which contribute to additional impervious coverage. In an effort to try to assist with the drainage situation, the Applicant is working with the Township to provide a grass line swale along King Road. The Applicant would like to get a consensus from the Board on a possible request for waiver of curb, sidewalk, and road widening, and utilizing construction of the swale as an off-set to the road improvement fees. Ms. DeWan said she would consider deferring sidewalks, not waiving them. Mr. Smith said the Applicant would agree to defer sidewalks, but would request a waiver of curbing. A discussion ensued. Mr. Hassan recommended that on King Road the sidewalks be deferred, and any road improvements be waived. He explained that King Road is a pool at this point, and any road widening would only expand the size of the pool. On Lewis Road, he recommends waiving sidewalks and noting it on the Record Plan and the Resolution, but the curbing should be waived and become a part of any improvements that will be taken on as part of another project because we don't know the specifics of the project at this point in time. A discussion ensued regarding the function of the swale and its maintenance. Mr. McGrory summarized the discussion as follows: When the project comes in for a vote, the Board would be inclined to waive the road improvements, defer sidewalks, and the Applicant would construct the swale with no credit for construction of the swale. He also noted that PennDOT is now requiring five foot sidewalks. Mr. Sperring recommended that the Applicant make sure there is enough width for future street scaping. No action was taken by the Board at this time.

### **Confirmed Appointments**

Dr. Bruder – Linfield-Trappe Road: Rob Lewis of Kaplin Stewart was in attendance representing Dr. Bruder, who has purchased the property and obtained the zoning necessary to

relocate his practice at 1030 Linfield-Trappe Road. He intends to renovate the interior of the existing building, repair the existing parking facilities, and to construct minimal additional parking facilities, which will trigger Land Development due to the impervious surface. Pursuant to the Subdivision and Land Development Ordinance, Dr. Bruder would be entitled to a Waiver from the formal Land Development process because the proposed impervious surface is less than 5,000 square feet. A discussion ensued regarding the procedure for Plan submission, parking lot improvements, and the conditions for issuance of a Building Permit and Grading Permit. No action was taken by the Board at this time.

### **New Business**

Authorization to Advertise – Ordinance to Refinance 2005 Sewer Bond: **Motion was made** by Mr. St. Pedro and seconded by Ms. Shuler, to authorize the advertisement of a Public Hearing to consider an Ordinance to Refinance 2005 Sewer Bond. Motion passed unanimously.

Mr. McGrory said that he would like to add a 5-day Effective Clause. Mr. Kerr noted that this public hearing is scheduled for the April 6, 2010 Board of Supervisors meeting.

Authorization – Solicit Proposals for Sewer Banking - **Motion was made** by Mr. St. Pedro and seconded by Ms. DeWan, to authorize solicitation for Proposals for Sewer Banking. Motion passed unanimously.

**Public Comments**: None.

Mr. Sperring announced that the Board will adjourn into Executive Session to discuss litigation and real estate.

**Adjournment**: There being no further business, **motion was made** by Ms. DeWan and seconded by Ms. Shuler, to adjourn the meeting at 8:12 P.M.

Respectfully submitted,

Daniel K. Kerr  
Township Manager