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

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**MAY 20, 2010  
7:00 P.M.**

A meeting of the Limerick Township Board of Supervisors was held on Thursday, May 20, 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; Christy Staudt, Traffic Engineer; Daniel K. Kerr, Township Manager; Beth F. DiPrete, Asst. Twp. Mgr./Finance Director/Treasurer; and Martena Roshon, Director of Sewer Department and Community Planning.

**Call To Order:** Mr. Sperring called the meeting to order at 7:08 P.M. Mike Jaypinto led the Pledge of Allegiance.

**Opening Comments/Announcements**

**THIS MEETING IS BEING RECORDED.**

American Red Cross Blood Drive – Wednesday, June 30, 2010 from 1:00 PM to 7:00 PM in the Township Building

National Public Works Week – 3<sup>rd</sup> week in May

Household Hazardous Waste & Electronics Collection Program- Saturday, August 21, 2010 from 9:00 AM to 3:00 PM at Spring-Ford Flex School

Re-Dedication of Manderach Memorial Playground – Sunday, May 16, 2010

**Consideration of Minutes:** Upon motion made by Mr. St. Pedro and seconded by Mr. Neafcy, the May 4, 2010 Board of Supervisors Meeting Minutes were unanimously approved.

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

**Bills List:** Upon motion made by Mr. Neafcy and seconded by Mr. St. Pedro, Bills List #10 for the period of 5/01/10 through 5/14/10 in the amount of \$239,541.49 was unanimously approved.

**Monthly Reports:** Upon motion made by Ms. DeWan and seconded by Ms. Shuler, the April, 2010 reports of the Treasurer, Zoning/Code Enforcement Office, Fire/Code Official, Public Works Department, Police Department, Parks & Recreation Department, Sewer Department Superintendent, and Sewer Engineer, were unanimously accepted.

**PUBLIC HEARING**

Zoning Ordinance Amendment – Residential Use Setbacks within Non-Residential Districts: Mr. McGrory suspended the public meeting, and opened the public hearing for consideration of a Zoning Ordinance Amendment for Residential Use Setbacks within Non-Residential Districts. He presented six (6) exhibits for incorporation into the record and proceeded with the public hearing. There being no questions or comments from the Board, Mr. McGrory opened the floor for public comment. There being no questions or comments from the public, he closed the public hearing and moved back into the public meeting. The ordinance has been advertised and the hearing has been properly conducted. Therefore, the Ordinance is available for Board consideration. **Motion was made** by Ms. DeWan and seconded by Mr. Neafcy, to approve Ordinance No. 314 Amending the Limerick Township Zoning Ordinance, Chapter 184 with regard to setbacks. Motion passed unanimously.

CU #10-01, Enterprise Parkway Group, LP - Linfield Corporate Center Lots 59 & 60: Mr. McGrory suspended the public meeting, and opened the public hearing for consideration of the Conditional Use Appeal of Enterprise Parkway Group, LP. He presented eight (8) exhibits for incorporation into the record, and then turned the hearing over to Eric Frey, attorney for the Applicant. After various questions from the Board and subsequent discussions, Mr. McGrory opened the floor for public comment. There being no questions or comments from the public, he closed the public hearing and moved back into the public meeting. He explained that the Board has 45 days to render a decision, and in the meantime a Staff Meeting will be scheduled to discuss any outstanding issues. No action was taken.

CU #10-02, Limerick HC Realty Partners, LP – 36 West Ridge Pike: Mr. McGrory suspended the public meeting, and opened the public hearing for consideration of the Conditional Use Appeal of Limerick HC Realty Partners, LP. He presented eight (8) exhibits for incorporation into the record, and then turned the hearing over to George Broseman, attorney for the Applicant. After various questions from the Board and subsequent discussions, Mr. McGrory opened the floor for public comment. There being no questions or comments from the public, he closed the public hearing and moved back into the public meeting. He explained that the Board has 45 days to render a decision. No action was taken.

**Subdivision and Land Development**

Extensions: **Upon motion made** by Mr. St. Pedro and seconded by Ms. DeWan, the following extensions to the 90-day review period were unanimously accepted:

- a. Tomaselli Land Development (#08-06): Extended to 8/30/10
- b. Spring Valley YMCA (#09-07): Extended to 8/30/10

**Development Projects:**

Providence Oaks Development (#09-11): Mr. McGrory presented the Preliminary/Final Resolution that he was directed to prepare by the Board at the May 4<sup>th</sup> meeting. The Applicant is in agreement with the terms and conditions as set forth, and has executed the Resolution prior to the meeting. **Motion was made** by Mr. Neafcy and seconded by Mr. St. Pedro, to approve Resolution SLD #09-11 (P/F) granting Preliminary/Final Approval to Providence Oaks Development. Motion passed unanimously.

430 Linfield-Trappe Road (#10-01): Mr. McGrory presented the Preliminary Resolution that he was directed to prepare by the Board at the May 4<sup>th</sup> meeting. He reviewed the provisions of the Resolution, and the Applicant is in agreement with the terms and conditions as set forth. **Motion was made** by Mr. Neafcy and seconded by Ms. DeWan, to approve Resolution SLD #10-01 (P) granting Preliminary Approval to 430 Linfield-Trappe Road. Motion passed unanimously.

**Confirmed Appointment:**

D&L Associates – Waiver of Land Development: Mr. McGrory stated for the record that HRMM&L represents the seller with reference to forming the condominium association, so the firm is related to this project. **Motion was made** by Mr. St. Pedro and seconded by Ms. DeWan, to authorize the preparation of a Resolution to consider waiving the Land Development process for D&L Associates. Motion passed unanimously.

**Old Business**

Resolution – Tapping Fee Installment Payment Plan: **Motion was made** by Mr. St. Pedro and seconded by Mr. Neafcy, to approve Resolution No. 2010-09 approving the Tapping Fee Installment Plan. Motion passed unanimously.

**New Business**

Discussion – Act 209 Update: Skipped.

Discussion - Official Road Map: Skipped.

Discussion - Moscariello/Fruitville Sewer Cost Credit: Mr. Kerr noted there is an issue which arose over the last few months while moving the Planning Module forward for this residential development proposal. While the development remains stalled due to the current economy, the developer has expended funds to finish the sewer planning approvals from DEP. Part of the overall sewer design is two stub lines off of the new main line to serve Cement and Faust Roads. The developer was not obligated to install these lines but agreed to work with the Township to provide public sewer to these two areas. The reimbursement monies noted within the Agreement

deal with expenses incurred as part of the review of these Township sewer stubs and not the main line required for the development. Mr. Moscariello has asked for consideration from the Township in the amount of \$1,298.00 for the review fee, as well as a \$3,000.00 credit for a manhole. **Motion was made** by Ms. DeWan and seconded by Mr. St. Petro, to approve the Agreement to reimburse sewer costs to the Fruitville Road Subdivision (#05-12). Motion passed unanimously.

Resolution – Budget Amendment: Ms. DiPrete explained this is a routine process the Administration has offered to the Board in the past to ensure that the working Budget is in line with the operations and issues occurring during the year. The biggest item within the amendment is the proposed purchase of the Linfield Sportsman's property which was not contemplated last fall when the Budget was formulated. **Motion was made** by Mr. St. Pedro and seconded by Mr. Neafcy, to approve Resolution No. 2010-10 Approving the Budget Amendment. Motion passed unanimously.

Resolution – Condemnation of Linfield Athletic and Sportsman's Club: Mr. McGrory stated that settlement is scheduled for May 27, 2010. He noted that the purpose of the Resolution is to save on Transfer Tax - a Deed in Lieu of Condemnation would save \$10,000.00 for both parties. **Motion was made** by Ms. DeWan and seconded by Mr. Neafcy, to approve Resolution No. 2010-11 Authorizing the Condemnation of the Property of Linfield Athletic and Sportsman's Club. Motion passed unanimously.

### Zoning Hearing Board Advisories

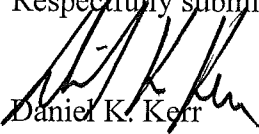
ZHB #10-04, Holly C. Paulus – 39C Fruitville Road, Pottstown: The Board decided to remain neutral and not send opposition to the Zoning Hearing on the Zoning Application of Holly C. Paulus.

**Public Comments:** None.

Mr. Neafcy recommended that the Board begin utilizing the first meeting of the month as a Workshop, and the second meeting for business items. He also suggested forming a subcommittee to assist in the development of a street scape Ordinance.

**Adjournment:** There being no further business, **motion was made** by Ms. DeWan and seconded by Mr. St. Pedro to adjourn the meeting at 10:03 P.M.

Respectfully submitted,

  
Daniel K. Kerr  
Township Manager

