

TOWNSHIP OF UPPER CHICHESTER

January 8, 2009

I. CALL TO ORDER

The regular meeting of the Board of Commissioners was called to order by James R. Stewart, President, at 7:30 P.M., in the Meeting Room of the Municipal Building, Furey Road, Delaware County, Pennsylvania. Mr. Stewart conducted the Pledge of Allegiance.

II. ROLL CALL

Roll was called as follows: Mrs. Devlin, absent, Mr. DiMarco, Ms. Catania, Mr. Gallagher, Mr. Stewart, Mr. McGlade, absent, Mr. Minner, Mrs. Lizza. All present unless otherwise noted.

III. RECOGNITION/RESIGNATION

Mr. Stewart presented James Myers with an award for his 20 years of dedicated service to the Township's Highway & Sanitation Departments.

Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board accept the letter of resignation from Second Ward Commissioner, Thomas E. Ferro, effective January 1, 2009. Question? Motion carried without dissent.

IV. APPROVAL OF MINUTES

1. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board approve the minutes of the regular meeting held on December 11, 2008. Question? Motion carried without dissent.
2. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board approve the minutes of the special meeting held on December 30, 2008. Question? Motion carried without dissent.

V. COMMENTS OF CITIZENS

1. Joe Orfetel, Moser Street, thanked the Township for all of its help from the fire to the rebuilding of his home and reported that they have moved in.
2. Dave Johnson, Ferncroft Avenue, questioned the size of a buildable lot in his area.
3. John Yaletchko, Meetinghouse Road, questioned the Board's decision to discontinue the canine unit in the Police Department.
4. Pearl Zebleckes, Riviera Road, questioned the Board's decision to cut the subsidy to the Senior Citizens organization.
5. Darec Alliston, President of the Twin Oaks Civic Association, asked if community would have any input for the replacement of the Commissioner's seat.

6. Lou Perti, Market Street, asked about the process of replacing a commissioner and how someone could apply.

VI. ENGINEER'S REPORT – Lisa Catania, P.E.

1. Ms. Catania presented her monthly report. A copy of this report is on file in the office.
2. Moved by Mr. DiMarco, seconded by Mr. Minner, that the Board authorize the engineer to complete an inspection of the final punch list items for DeLuca Homes-Creekside. Question? Motion carried without dissent.
3. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board adopt Resolution No 09-02, releasing the Maintenance Bond for DeLuca Homes-Bozman. Question? Motion carried without dissent.
4. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board award the street light maintenance and repair bid to Charles A. Higgins, Inc, in the amount of \$15,011.40. Question? Motion carried without dissent.

VII. SOLICITOR'S REPORT - Howard J. Gallagher, Esquire

1. Mr. Gallagher presented his monthly report. A copy of this report is on file in the Township office.
2. Moved by Mr. DiMarco, seconded by Mr. Minner, that the Board approve Ordinance No. 649, rezoning a 1,056,082.23 SF parcel of land (24.24 acres) more or less fronting on Interstate 95 (I-95) and Township Road (S.R. 3008), from IND-Industrial to CCRC-Continuing Care Retirement Community. Question? Motion carried without dissent.
3. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board approve Ordinance No. 650, rescinding Section 1800-A.06, Continuing Care Facilities, of Ordinance Number 07-635, adopted April 12, 2007. Question? Motion carried without dissent.
4. Moved by Mr. DiMarco, seconded by Mr. Minner, that the Board approve Ordinance No. 651, amending the Zoning Code by creating a Continuing Care Retirement Community District (CCRC), and providing for: legislative intent; definition of terms; use regulations; yard and area regulations, including height requirements, yard and area density requirements, special design standards, and open space; and sign regulations. Question? Motion carried without dissent.

VIII. MANAGER'S REPORT - Judy Lizza

1. Mrs. Lizza presented her monthly report.
2. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board adopt Resolution No. 09-01, authorizing the Delaware County Planning Department to make application for a Local Land Use Planning and Technical Assistance Program Grant (LUPTAP) and authorizing the Commissioners to submit a Delaware County Community Development Block Grant Application (CDBG), the Townships of Aston and Upper Chichester wish to update their Zoning Ordinances respectively and Lower Chichester wishes to completely revise and rewrite it's existing Zoning Ordinance, all for the purpose of implementing the recommendations of

the 2005 Aston, Lower Chichester and Upper Chichester Multi-municipal Comprehensive Plan. Question? Motion carried without dissent.

IX. REPORTS OF COMMISSIONERS

A. Administration, Finance and Traffic Signals

1. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board approve the List of Bills for the General Fund, in the amount of \$300,230.97, as appearing on the bill list. Question? Motion carried without dissent.

B. Public Safety, Open Space and Shade Tree – Mr. Minner, Chairman

1. Mr. Minner presented a copy of the monthly Police Department Report and noted that a copy is on file in the Township office.
2. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board appoint Craig Small, Chief of Ogden as Township Fire Chief.

This item was not on the agenda, so Mr. Stewart asked if there was any public comment from the audience. None was given.

Question? Motion carried dissent.

C. Library, Sewer and Water – Mr. DiMarco, Chairman

1. Mr. DiMarco presented the SDCA minutes and a summary of the Library activities and noted that these are on file in the Township office.

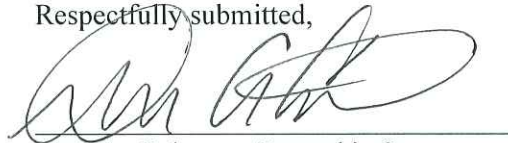
D. Highway & Sanitation, Recreation, Zoning & Planning and Street Lighting - Mr. Stewart, Chairman

1. Mr. Stewart highlighted the monthly Recreation Board report and noted that the monthly Highway & Sanitation Report is on file in the Township office.
2. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board appoint Thomas E. Ferro, to the Vacancy Board. Question? Motion carried without dissent.
3. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board reappoint Mary Burland as the Fifth Ward Representative to the Board of Health. Question? Motion carried without dissent.
4. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board reappoint Robert Harvey as the Fifth Ward Representative to the Planning Commission. Question? Motion carried without dissent.
5. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board reappoint Harold Robinson as the Second Ward Representative to the Recreation Board. Question? Motion carried without dissent.
6. Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board reappoint Steve Spica to the Zoning Hearing Board. Question? Motion carried without dissent.

X. **ADJOURNMENT**

Moved by Mr. Minner, seconded by Mr. DiMarco, that the Board adjourn at 8:05 PM. Question?
Motion carried without dissent

Respectfully submitted,



Dora A. Coleman, Township Secretary