

**Fastshoez Conditional Use Hearing**  
**June 5, 2006**

The Conditional use hearing for Fastshoez was called to order at 7:30 p.m. by the Chairman, David Breon with members James Swartzell and John Elnitski, Jr. present. Also in attendance were Jeff Haas, Walter Schneider, Don Gordon, Don Klinefelter, Pat Hubert, Gary Sweeney, Elaine Mothes, Bob Eberhart, Carol Shuey, Mike Glass, Gary McEwen, Matt Harlow, Renee Swancer and Ed Galus.

Mr. Breon asked Mr. Haas if anything has changed with his plans and documentation that he previously presented to the Board. He indicated that nothing has changed from what was presented and that he has nothing new to present.

The hearing was adjourned the time being 7:35 p.m.

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Sharon Royer, Sec.

**Benner Township Supervisors**  
**June 5, 2006**

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:36 p.m. by the Chairman David Breon with members James Swartzell and John Elnitski, Jr. present. Also in attendance were Don Gordon, Don Klinefelter, Pat Hubert, Gary Sweeney, Elaine Mothes, Bob Eberhart, Carol Shuey, Mike Glass, Gary McEwen, Matt Harlow, Renee Swancer and Ed Galus.

**PERSONS TO ADDRESS THE BOARD**

Elaine Mothes/Gary Sweeney/Pat Hubert: The group representing Nittany Glen were present to see how the Board would feel about the company purchasing the adjoining property currently owned by Janos Koltay and expanding their mobile home park. The group noted that in order to do this it would require a change of zoning. Mr. Hubert noted that preliminary sketches indicate that an additional 154 lots may be created on this additional acreage. Mrs. Mothes indicated that an interconnecting road

would be built so that the entire park would flow together and it wouldn't look like two communities it would actually be an extension of Nittany Glen. Walking trails, picnic pavilions were some of the recreation facilities that would be considered for this section of the park. Mr. Swartzell moved to pass this request on to the Planning Commission for their review and recommendations. Mr. Elnitski seconded the motion.

Vote: Mr. Elnitski - yes                      Mr. Swartzell - yes                      Mr. Breon - yes

Amberleigh Development/Mike Glass/Gary McEwen: Mr. Glass was present to see if there is anyway that building permits can be issued without sewer tap ons for the model homes in his development. Mr. Glass went on to say that he believes that a section of the Pennsylvania Municipalities Planning Code allows building permits to be issued without the sewer taps. Much discussion was held. It was noted that SBWJA requires that sewer lines be installed, pressure checked, dedicated and as built drawings be provided before they will issue sewer permits. The board noted that Mr. Glass will need to provide specific information as to the Article and Section of the MPC that he feels allows permits to be issued for the Township Solicitor to review and make his legal recommendations to the Board.

Don Gordon - Sportsmen Federation: Mr. Gordon read the Board a letter on his position as to why Penn State University should not receive any of the Rockview Prison property and what uses should be allowed on the properties that are to be transferred. This letter is attached to these minutes as exhibit "A".

## **MINUTES**

The minutes of May 8, 2006; May 15, 2006 and May 25, 2006, were presented to the Board for their review and comments. Mr. Swartzell moved to approve the minutes as presented. Mr. Elnitski seconded the motion.

Vote: Mr. Elnitski - yes                      Mr. Swartzell - yes                      Mr. Breon - yes

## **BILLS**

The bills of June 5, 2006, were presented to the Board for their review and approval. Mr. Swartzell moved to approve the bills as presented to the Board. Mr. Breon seconded the motion.

Vote: Mr. Elnitski - yes                      Mr. Swartzell - yes                      Mr. Breon - yes

## ZONING OFFICER'S REPORT

Mrs. Swancer presented the Board a copy of her written report. It was noted that several of the Planning Commission members intend to attend the Public Forum that Senator Corman is holding on June 8 regarding the Rockview property.

Mr. Elnitski questioned the status of the "No Parking" Ordinance. Mrs. Swancer reported that Mr. Bernhard is currently reviewing this ordinance.

## OLD BUSINESS

Spring Township Agreement/Boundary Change: This item continues to be tabled.

Patton Township/Benner Township Boundary: This item continues to be tabled.

Adelphia Franchise Fee Agreement Renewal: It was noted that after Comcast and Adelphia reviewed the proposed Franchise Ordinance they made many changes to the ordinance. Additional meetings are being scheduled to review the changes. It was decided by the CACC Board that letters should be sent to the Township's legislators stating that the Township is not in favor of any legislation that will discontinue Local Franchising Regulations. Mr. Elnitski moved to send these letters. Mr. Swartzell seconded the motion.

Vote: Mr. Elnitski - yes                      Mr. Swartzell - yes                      Mr. Breon - yes

A resolution was also prepared stating the Board was also against legislation that would abandon local government control concerning franchising authority. Mr. Swartzell moved to adopt Resolution 06-5. Mr. Breon seconded the motion.

Vote: Mr. Elnitski - yes                      Mr. Swartzell - yes                      Mr. Breon - yes

NVJPC - Zoning Ordinance: Nothing new to report.

Emergency Management Coordinator: Table.

New Truck: It was noted that M & T Bank has provided the Township with an interest rate of 4.8% for three years for the \$73,000 loan that will be

required to acquire the truck. Mr. Swartzell moved to approve the paperwork for this loan. Mr. Breon seconded the motion.

Vote: Mr. Elnitski - yes            Mr. Swartzell - yes            Mr. Breon - yes

Tarp & Bed Liner: The Board decided to table this until the next meeting when more information can be presented.

## **NEW BUSINESS**

Tim Bertram Subdivision: It was noted that Bertrams are going to divide their parcel into three pieces to settle their family's estate. Mr. Breon moved to approve the plan with the Zoning Officer's comment to correct the setback line requirements. Mr. Swartzell seconded the motion.

Vote: Mr. Elnitski - yes            Mr. Swartzell - yes            Mr. Breon - yes

Roadway repair and Equipment replacement schedule: Mr. Breon noted that he would like to see Mr. Bernhard prepare a 10 year plan on the township roads and what repairs/improvements will need to be made to them as well as the equipment that will need to be replaced and a schedule of replacement so that they can better prepare for such expenses in the future.

## **CORRESPONDENCE**

The Board acknowledged receipt of the following correspondence:

1. PSATS Alert
2. Minor Land Development PA Fish & Boat Commission
3. Remodelers Workshop Land Development Plan
4. SBWJA Minutes of May 8, 2006

## **ADJOURNMENT**

The meeting was adjourned the time being 9:23 p.m.

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Sharon Royer, Sec.