

Benner Township Zoning Ordinance Hearing

April 20, 2009

The Hearing for the Zoning Ordinance was called to order at 7:30 p.m. by the Chairman, John Elnitski, Jr. with member Dave Breon present. Mr. Swartzell was absent due to attending the annual PSATS Convention. Also in attendance were Doug Weikel, Renee Swancer, Dennis O'Leary, Timothy Schnoover, Doug Shuey, Carol Shuey, Gerald Rogers, Bryan Rodgers, Denny Krout, Joyce Waugh, Mike Joseph and David Palmer.

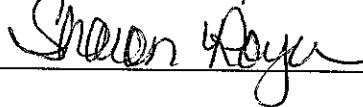
Gerald Rogers questioned what changes have been made to the document since the last version of the document. Mrs. Swancer noted that the main change was the section that deals with prisons. Questions were raised as to where the comments from College Township and Penn State stand. Mrs. Swancer noted that they have been forwarded on to the Planning Commission for their review and consideration. The Planning Commission will be reviewing the comments with the Township's consultant.

Mr. Breon moved to close the hearing the time being 7:35 p.m. Mr. Elnitski seconded the motion.

Vote: Mr. Breon - yes

Mr. Swartzell - absent

Mr. Elnitski - yes



Sharon Royer, Secretary

Benner Township Supervisors

April 20, 2009

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:30 p.m. by the Chairman, John Elnitski, Jr. with member Dave Breon present. Mr. Swartzell was absent due to attending the annual PSATS Convention. Also in attendance were Doug Weikel, Renee Swancer, Dennis O'Leary, Timothy Schnoover, Doug Shuey, Carol Shuey, Gerald Rogers, Bryan Rodgers, Denny Krout, Joyce Waugh, Mike Joseph and David Palmer.

PERSONS TO ADDRESS THE BOARD

No one asked to address the Board.

MINUTES

The minutes of April 6, 2009, were presented to the board for their review and comments. Mr. Breon moved to approve the minutes as presented. Mr. Elnitski seconded the motion.

Vote: Mr. Breon - yes

Mr. Swartzell - absent

Mr. Elnitski - yes

BILLS

The bills of April 20, 2009, were presented to the Board for their review and approval. Mr. Elnitski moved to approve the bills as presented. Mr. Breon seconded the motion.

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

ENGINEER'S REPORT

Mr. Weikel was present to go over his monthly report with the Board.

Mr. Weikel questioned the Board's desire on the bus stop drop off along Penn Tech Drive in the Benner Commerce Park and if the Board wishes to have a shelter built at this stop. The Board indicated that the curb should be handicapped accessible and a shelter should be built.

Purdue Mt. Road - discussion was held concerning the different methods of stabilizing the roadway and the costs associated with each.

ZONING OFFICER'S REPORT

The surety extension documents for Eagle Point Phase 2A was presented to extend the surety for an additional year. Mr. Elnitski moved to approve the surety extension. Mr. Breon seconded the motion.

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

ROAD SUPERINTENDENT'S REPORT

The new backhoe has been delivered.

Door for the Buffalo Run park building. Discussion was held about 16 gauge steel door. Mr. Breon noted that he feels that something heavier than 16 gauge needs to be installed. Mr. O'Leary noted that he would check to see what other options are out there.

It was noted that mulch is needed for the parks. Mr. O'Leary noted that the certified mulch is more expensive than the triple ground but seems to be the same product. The Board noted that for insurance purposes that certified mulch should be purchased.

The outfield fencing for the Buffalo Run Community Park was ordered and has been received.

Paving projects were gone over. Mr. O'Leary noted that he plans to have Penn Dot to finish up the bid documents and get the projects advertised. Areas include to be paved are Purdue Mt., Raymond's Lane and Upper Gyp Road.

Munici-Bid: Mr. O'Leary noted that Munici-bid is a program that costs \$200 a year to join and allows for unlimited advertising to sell off surplus items. This program is another option for municipalities to use instead of advertizing in the local newspaper.

Part-Time Seasonal Position: Mr. Elnitski moved to offer the part-time seasonal position to Steve Zelznick. Mr. Breon seconded the motion.

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

OLD BUSINESS

Spring Creek Canyon Property: Mr. Breon noted that we received a digital version on Friday from the consultant Environmental Planning and Design. DCNR had to review the changes and approve them prior to making the document available to the public. Mr. Breon noted that late this afternoon we received DCNR's approval so the study will be on the Township's website later this evening. DCNR has received recommendation letters from Penn State and ClearWater Conservancy on the study. Changes to the plan from the last version include: No active recreation at all will be shown on land that was studied. Bike trails will need future studies to see if it is compatible. No locations will be shown to put boats in or to have them taken out as further studies will need to be completed to see if this use is compatible with the area. Mr. Elnitski moved to adopt Resolution 09-2 which accepts the plan as amended by Environmental Planning and Design. Mr. Breon seconded the motion.

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

Bellefonte Borough Fire Protection Agreement: This item remains tabled.

Garbage Collection: It was noted that the Board needs to decide whether or not they wish to add an administrative fee to pay for someone part-time to assist in answering phone calls etc. for the first six months. Mrs. Royer noted that since the newsletter has gone out only two phone calls have been received with people being against it. Mr. Elnitski moved to waive the collection of the administrative fee. Mr. Breon seconded the motion.

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

Summer Park & Recreation: The Board noted that they really want Mr. Milanese to attend the next Board meeting to review this Summer's plan with him in person. Discussion was held with the extended program. The Board noted that if a certain number of children should sign up for the extended program before it is decided if it will be held or not.

Gerald Clair Waiver: It was noted the notice was received that Dr. Clair is appealing the Board's decision of not granting him his driveway waiver.

NEW BUSINESS

Adoption of the Zoning Ordinance 104: Mr. Elnitski moved to adopt Ordinance 104 which adopts the Township's new Zoning Ordinance regulations. Mr. Breon seconded the motion.

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

Penn State Federal Credit Union Surety Agreement: It was noted the surety amount needed for Penn State Federal Credit Union's final plan is \$259,281.00. This amount has been reviewed and approved by the Township Engineer and the County. Mr. Elnitski moved to approve Penn State

Federal Credit Union's surety as presented. Mr. Breon seconded the motion.

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

Penn State Federal Credit Union - Plan: It was noted that since the surety agreement has been approved, the final plan is now ready for approval and signatures. Mr. Elnitski moved to approve the Penn State Federal Credit Union Land Development plan. Mr. Breon seconded the motion.

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

Grove Park Phase II Surety Extension: Documentation was received from Kish Bank renewing the surety agreement for the Phase II Grove Park Subdivision in the amount of \$96,758.68 for an additional year. Mr. Breon moved to approve the surety extension. Mr. Elnitski seconded the motion.

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

LaCrosse: Mr. Elnitski moved to allow as long just as long as they coordinate with the baseball activities. Mr. Breon seconded the motion.

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

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

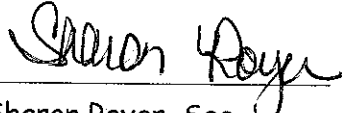
1. Kepler Pool Study
2. Centre County Planning Office
 - a. Amberleigh Square
 - b. information on west nile virus
3. DEP - Bellefonte Borough Chapter 94 Wasteload Management Report
4. SBWJA Minutes of March 23, 2009
5. College Township Official Map changes
6. Geisinger Health Plan Renewal Rates
7. Correspondence from Department of Corrections
8. DEP correspondence Re: Bellefonte Airport
9. Centre County Tax Collector's correspondence

EXECUTIVE SESSION

The Board held an executive session from 8:25 p.m. to 8:35 p.m. to discuss pending litigation.

ADJOURNMENT

The meeting was adjourned the time being 8:36 p.m.


Sharon Royer, Sec.