

**BIRMINGHAM TOWNSHIP
BOARD OF SUPERVISORS MINUTES
MARCH 6, 2017**

The regular meeting of the Board of Supervisors was called to order at 7:30 PM in the Township Building by Chairman Conklin with the pledge of allegiance. A quorum of Supervisors was declared. The following Township officials were in attendance:

John Conklin	-	Chairman
Scott Boorse	-	Vice-Chairman
Mike Shiring	-	Supervisor

Chairman Conklin moved to approve the February 6, 2017 minutes as written. Vice-Chairman Boorse seconded the motion which was unanimously approved.

Vice-Chairman Boorse moved to approve the bills submitted for payment since the February 6th meeting. General Fund bills totaled \$46,114.17. Sewer Fund bills totaled \$18,061.90. State Fund Check #182 was approved for \$745.23 to East Bradford Township for the maintenance of East Regimental Drive. Supervisor Shiring seconded the motion and the bills were unanimously approved.

ANNOUNCEMENT

Chairman Conklin announced that the Supervisors met in executive session on February 14th to discuss land acquisition and to collect information on various topics. Chairman Conklin moved to affirm the decision to send a representative to the Westtown Township meetings regarding the Crebilly Farm development and to register Birmingham Township as a party of interest in the proceedings. Vice-Chairman Boorse seconded the motion. Supervisor Shiring recused himself from voting due to a conflict of interest. The motion was carried with two in favor and one recusal.

1301 BIRMINGHAM ROAD – ADEY – SHEDS

Kendra and Bradley Adey, 1301 Birmingham Road, attended the February 21st HARB meeting for the placement of two pre-fabricated run-in sheds on their property for animal shelter. One shed is 8' x 10' and the second one is 8' x 12'. The roofing on both sheds will be 30 year ARC shingles, color Weatherwood. The siding on both sheds will be painted LP Smart Panel Siding, color white. HARB recommended approval of the certificate of appropriateness contingent upon the zoning officer determining the exact location for the sheds since there may be a setback issue due to the fact that the property has front yards on both Thornbury and Birmingham Roads. Chairman Conklin moved to approve the Certificate of Appropriateness as recommended by HARB. Vice-Chairman Boorse seconded the motion which was unanimously approved.

The Adeys attended the February 28, 2017 Historical Commission meeting for approval of the run-in sheds due to the fact that Historical Resource #22 as identified in the Comprehensive Plan is located on the property. Adjacent neighbors within 500 feet of the property were notified by regular and certified mail that the application would be considered. The Historical Commission recommended approval of the placement of the run-in sheds in the pasture on the property.

Supervisor Shiring moved to accept the recommendation from the Historical Commission. Chairman Conklin seconded the motion which was unanimously approved.

800 BIRMINGHAM ROAD – ROCCA – SOLAR PANELS (TERRA SOL)

At its meeting on February 21st, HARB recommended that a Certificate of Appropriateness be issued to Matt and Beth Rocca, 800 Birmingham Road, for the installation of a PV Solar Power System by Terra Sol on the back of the existing roof of the house.

Mr. Rocca was present and stated that the panels would be on the south side of the house and not seen from Birmingham Road. His neighbors, the Needhams, had no problem with the proposal. Mrs. Needham is a HARB member and recused herself from voting on the application. Supervisor Shiring moved to approve a Certificate of Appropriateness as recommended by HARB. Chairman Conklin seconded the motion which was unanimously approved.

As all solar panel applications must come before the Zoning Hearing Board for special exception approval per Section 122-105.8B(1), the Zoning Hearing Board will be considering the application on Wednesday, March 22nd @ 7 PM. Vice-Chairman Boorse moved to take a non-position on the application but to defer to the expertise of the Zoning Hearing Board. Supervisor Shiring seconded the motion which was unanimously approved.

HARB REPORT

1312 BIRMINGHAM RD – HALL – ROOF, SIDING, SHUTTERS, WINDOWS, PAINTING

At its meeting on February 21st, HARB recommended that a Certificate of Appropriateness be approved for John Hall to replace the roof, siding, shutters and windows, as well as replacement of the existing siding on the garage at 1312 Birmingham Road which is necessary due to a recent fire. The roof will be CertainTeed Landmark Designer shingles, color Colonial Slate. The siding will be Contractor's Choice Variform by PlyGem, color Island Pearl. The existing board and batten siding on the garage will be painted Island Pearl to match the new siding. The windows will be ViWinco argon gas, color white. The shutters will be Mid-America Building Products, color Classic Blue. Supervisor Shiring approved the Certificate of Appropriateness as recommended by HARB. Vice-Chairman Boorse seconded the motion which was unanimously approved.

1003 LAMBOURNE ROAD – WALTER – WINDOWS AND DOORS

At its meeting on February 21st, HARB recommended that a Certificate of Appropriateness be issued to Sue and Keith Walter, 1003 Lambourne Road, for the replacement of three windows and two doors. The three windows will be Anderson 400 Series Casement windows, color white. The breakfast area door and the potting area door will be Anderson 400 Series Frenchwood Gliding Patio Doors, color white.

Sect./Treas. Nelling said that plans for a deck alteration came in the day of the HARB meeting which could not be approved. The Walters will need to return to the March HARB meeting. Mrs. Walter said that they are not pursuing any changes to the deck at this time so they will not be at the March HARB meeting.

Supervisor Shiring moved to approve the Certificate of Appropriateness for 1003 Lambourne Road as recommended by HARB. Vice-Chairman Boorse seconded the motion which was unanimously approved.

SCHEDULE HEARING DATE FOR STOLTZFUS ORDINANCE PROPOSAL

The Township is in receipt of an application from Earl Stoltzfus, Stoltzfus RV, for an ordinance change which would affect the adjacent Brandywine Patio property which he wants to purchase for a repair facility for his business. The ordinance would amend Section 122-45.G to provide a rear yard setback of 100 feet when the rear yard abuts a residentially zoned property and establishes a rear yard setback of not less than 50 feet when the rear yard abuts a non-residentially zoned property.

Chairman Conklin moved to authorize advertising for a hearing on the ordinance proposal for Monday, April 3rd @ 7:30 PM. Vice-Chairman Boorse seconded the motion which was unanimously approved.

POLICE REPORT

Chief Nelling reported for the month of February. There were 1,377 incidents including 9 criminal arrests. There were 6,423 patrol miles logged on the vehicles during the month. Chief Nelling responded to Police Commissioner Boorse that there were no issues with the PJ Whelihan's Restaurant and there have been no recent burglaries at the car dealerships.

RECREATION, PARK & OEPN SPACE (RPOS) REPORT

At their February 20th meeting, RPOS requested that the Board accept the offer from Sheila Fleming of the Brandywine Conservancy to help with the planning process for the 1200 W. Street Road and 1370 Birmingham Road properties.

Sect./Treas. Nelling noted that the Township had accepted a May 9, 2015 proposal from the Brandywine Conservancy for technical services between \$2,500. and \$3,000. from the Brandywine Conservancy, funded by the William Penn Foundation, for the 1200 W. Street Road property.

Michael Langer, RPOS member, said that the Brandywine Conservancy would roll the Birmingham Road property into the existing effort approved for the W. Street Road property.

It was noted that the W. Street Road property had been on hold until the replacement plans for the Rt. 926 Bridge were finalized.

Mr. Langer said that RPOS has not been able to access the cinder block garage on the Birmingham Road property and the barn structure needs a lot of work to remain on the property.

Vice-Chairman Boorse noted that the Township does not own the Birmingham Road property but the Township is participating in an easement for the property.

Supervisor Shiring said that the easement for the Birmingham Road property is in draft form with the Brandywine Conservancy. The Conservancy is not concerned about the garage on the

property. However, exploring the possibilities for the barn on the property is the next step in finishing the easement. He thought it might be prudent to hold off on approving technical services from the Brandywine Conservancy until the use of the barn on the property is determined,

RPOS has requested that a structural engineer be hired by the Township to evaluate the structural integrity of the existing barn. Supervisor Shiring moved to approve the hiring of a structural engineer for the review of the barn and to approve the request of RPOS to include the Birmingham Road property in the technical services review proposal by the Brandywine Conservancy at no cost to the Township. Chairman Conklin seconded the motion which was unanimously approved. If there is a cost associated with the services of the Brandywine Conservancy, the proposal will have to be re-considered by the Supervisors.

PUBLIC COMMENT

Newly elected State Representative Carolyn Comitta of the 156th district introduced herself to the Board members tonight. She said she had been a member of the Birmingham Meetinghouse for 25 years and she was delighted to attend tonight's meeting and to serve the residents of Birmingham Township.

The meeting was adjourned at 8:07 PM. (JLC;SCB)

Respectfully submitted,

Quina Nelling
Secretary/Treasurer

Check Register**BIRMINGHAM TOWNSHIP**

13-Feb-17

Check No	Check Date	Vendor No	Vendor Name	Check Amount
NATIONAL PENN GENERAL FUND				
18367	2/13/2017	80	AQUA PENNSYLVANIA	\$2,348.25
18368	2/13/2017	366	BUCKLEY,BRION,MCGUIRE ATTY	\$600.68
18369	2/13/2017	66	CCATO	\$65.00
18370	2/13/2017	1001949	CHADDS FORD CLIMATE CONTR	\$40.00
18371	2/13/2017	560	DRUGSCAN,INC.	\$168.00
18372	2/13/2017	146	F.O.P. LODGE #37	\$500.00
18373	2/13/2017	422	HARRY TILLMAN AUTOMOTIVE L	\$670.86
18374	2/13/2017	205	PARKWAY DRY CLEANERS, INC.	\$180.63
18375	2/13/2017	29	PECO ENERGY	\$950.18
18376	2/13/2017	30	PECO ENERGY (TRAFFIC LIGHT)	\$13.93
18377	2/13/2017	7	QUINA NELLING	\$54.50
18378	2/13/2017	61	VERIZON 610-793-2600-794	\$329.66
18379	2/13/2017	1002102	WIGGINS SHREDDING INC	\$160.00
Bank Totals:				\$6,081.69
Total Of Checks:				\$6,081.69

Check Register

BIRMINGHAM TOWNSHIP

13-Feb-17

Check No	Check Date	Vendor No	Vendor Name	Check Amount
NATIONAL PENN GENERAL FUND				
18380	2/13/2017	517	INDEPENDENCE BLUE CROSS	\$4,429.72
18381	2/13/2017	30	PECO ENERGY (TRAFFIC LIGHT)	\$53.15
Bank Totals:				\$4,482.87
Total Of Checks:				\$4,482.87

Check Register**BIRMINGHAM TOWNSHIP**

13-Feb-17

Check No	Check Date	Vendor No	Vendor Name	Check Amount
NATIONAL PENN SEWER FUND				
9092	2/13/2017	483	BIRMINGHAM TOWNSHIP, GENE	\$71.78
9093	2/13/2017	366	BUCKLEY, BRION, MCGUIRE ATTY	\$618.25
9094	2/13/2017	1002016	COURIER SYSTEMS, INC.	\$2.50
9095	2/13/2017	1001859	COYNE CHEMICAL	\$1,103.65
9096	2/13/2017	1001963	M & B ENVIRONMENTAL INC	\$6,123.08
9097	2/13/2017	798	PA ONE CALL SYSTEM, INC.	\$19.68
9098	2/13/2017	29	PECO ENERGY	\$2,710.26
9099	2/13/2017	586	VERIZON 610-399-6923 315	\$51.85
Bank Totals:				\$10,701.05
Total Of Checks:				\$10,701.05

Check Register

BIRMINGHAM TOWNSHIP

22-Feb-17

Check No	Check Date	Vendor No	Vendor Name	Check Amount
NATIONAL PENN GENERAL FUND				
18382	2/27/2017	1002154	VERIZON 610-4291316 676	\$49.31
Bank Totals:				\$49.31
Total Of Checks:				\$49.31

Check Register

BIRMINGHAM TOWNSHIP

27-Feb-17

Check No	Check Date	Vendor No	Vendor Name	Check Amount
NATIONAL PENN GENERAL FUND				
18383	2/27/2017	1001913	VERIZON WIRELESS	\$148.50
Bank Totals:				\$148.50
Total Of Checks:				\$148.50

Check Register**BIRMINGHAM TOWNSHIP**

06-Mar-17

Check No	Check Date	Vendor No	Vendor Name	Check Amount
NATIONAL PENN GENERAL FUND				
18384	3/6/2017	1001926	AJ BLOSENSKI, INC.	\$147.74
18385	3/6/2017	80	AQUA PENNSYLVANIA	\$38.00
18386	3/6/2017	366	BUCKLEY,BRION,MCGUIRE ATTY	\$1,928.00
18387	3/6/2017	873	CARDMEMBER SERVICE	\$425.40
18388	3/6/2017	51	CHESTER COUNTY TREASURER	\$504.26
18389	3/6/2017	415	COLLEEN M. PIMER	\$105.00
18390	3/6/2017	1001902	COMCAST CABLE	\$104.85
18391	3/6/2017	775	CONVENIENT CAR CARE CORPO	\$274.45
18392	3/6/2017	707	DAVID S RATHBUN	\$250.00
18393	3/6/2017	1002258	EASTERN SALT COMPANY INC	\$2,865.10
18394	3/6/2017	1002011	FRANCOTYP-POSTALIA INC	\$237.00
18395	3/6/2017	114	FRONEFIELD CRAWFORD. JR. LL	\$1,800.00
18396	3/6/2017	780	GUMBALL MEDIA,LLC\LAND ART	\$84.00
18397	3/6/2017	422	HARRY TILLMAN AUTOMOTIVE L	\$405.88
18398	3/6/2017	1002053	MICHAEL J HOCHHAUS	\$250.00
18399	3/6/2017	178	PAGE EXCAVATING COMPANY,I	\$12,415.00
18400	3/6/2017	205	PARKWAY DRY CLEANERS, INC.	\$93.04
18401	3/6/2017	554	RED THE UNIFORM TAILOR	\$180.52
18402	3/6/2017	171	REILLY & SONS INC.	\$940.31
18403	3/6/2017	75	RJCRAIG GRAPHICS & DESIGN	\$525.00
18404	3/6/2017	811	S & S CLEANING SERVICE	\$368.33
18405	3/6/2017	26	SIGNAL SERVICE INC.	\$150.00
18406	3/6/2017	1001833	STAPLES BUSINESS ADVANTAG	\$50.34
18407	3/6/2017	1002003	TYNAN CONSULTANTS	\$500.00
18408	3/6/2017	424	UNITED STATES POSTAL SERVI	\$1,500.00
18409	3/6/2017	23	VANDEMARK & LYNCH, INC.	\$9,209.58
Bank Totals:				\$35,351.80
Total Of Checks:				\$35,351.80

Check Register**BIRMINGHAM TOWNSHIP**

06-Mar-17

Check No	Check Date	Vendor No	Vendor Name	Check Amount
NATIONAL PENN SEWER FUND				
9100	3/6/2017	80	AQUA PENNSYLVANIA	\$1,202.93
9101	3/6/2017	483	BIRMINGHAM TOWNSHIP, GENE	\$70.00
9102	3/6/2017	366	BUCKLEY, BRION, MCGUIRE ATTY	\$492.05
9103	3/6/2017	1001859	COYNE CHEMICAL	\$3,246.60
9104	3/6/2017	586	VERIZON 610-399-6923 315	\$36.15
9105	3/6/2017	574	WASTE MANAGEMENT OF SOUT	\$57.12
9106	3/6/2017	821	WILLIAM J KIRKPATRICK	\$250.00
9107	3/6/2017	1001834	WM P MCGOVERN INC	\$2,006.00
Bank Totals:				\$7,360.85
Total Of Checks:				\$7,360.85