

**BIRMINGHAM TOWNSHIP  
BOARD OF SUPERVISORS MINUTES  
NOVEMBER 4, 2019**

The regular meeting of the Board of Supervisors was called to order at 7:31 PM by Chairman Boorse with the pledge of allegiance. A quorum of Supervisors was declared.

Scott Boorse	-	Chairman, Board of Supervisors
Michael Shiring	-	Vice-Chairman, Board of Supervisors
J. Daniel Hill	-	Supervisor

Also in attendance was Township Solicitor Kristin Camp.

Vice-Chairman Shiring moved to approve the October 7, 2019 minutes with one correction. On page 2, under the HARB report, the motion to approve the Certificate of Appropriateness for Mr. Logue/931 Stoney Run Drive was seconded by Supervisor Hill, not Shiring. Vice-Chairman Shiring had made the motion. Supervisor Hill seconded the motion to approve the October 7, 2019 minutes which were unanimously approved as amended.

Vice-Chairman Shiring moved to approve the bills submitted for payment since October 7<sup>th</sup>. General Fund bills totaled \$59,301.61. Sewer Fund bills totaled \$45,881.89. Supervisor Hill seconded the motion and the bills were unanimously approved.

**HARB REPORT**

**LANDON/1270 BIRMINGHAM ROAD/GARAGE DOORS AND PAINT FOR SHED**

At its meeting on October 15<sup>th</sup>, HARB recommended that a Certificate of Appropriateness be issued to the Landons/1270 Birmingham Road for the installation of new garage doors on the shed on their property. The doors will be carriage-style in white, with black hardware and two four-light windows along the top of each door. The tongue and groove vertical siding will be painted using a sage green Behr paint named Environmental.

Sect./Treas. Nelling noted that HARB had suggested that the application might need to be reviewed by the Historical Commission. Mrs. Nelling said that a building permit triggers the need for a review by the Historical Commission and there is no building permit required for this work.

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

**GATES/1031 COUNTRY CLUB ROAD/REVISED LANDSCAPE PLAN**

At the March 4, 2019 meeting the Supervisors had approved a landscape plan for the Gates/1031 Country Club Road.

Vince Pompo, Esq., representing the Gates, was present to request the Board's approval for a revision to the landscape plan previously approved. Mr. Pompo said that the Gates are proposing

to keep the buffering landscape on the western border of the property. However, there is already existing landscaping on the eastern property border, so in order to save cost, the Gates are proposing to just fill in the gaps. The existing vegetation on the front of the property will not be disturbed but no additional landscaping is being proposed at the front of the property due mainly to the location of underground utilities at the southeastern front corner of the property. Mr. Pompo stated that an arborist has determined that there are a couple of trees on the property that need to be removed due to their condition: a siberian elm located northeast on the property near the barn ruins and to the rear of the house; a white pine on the east side of the driveway on the property; and a red oak at the front of the property.

Vice-Chairman Shiring stated that Mr. Pompo was before the Board as a courtesy since the landscape plan had been previously approved by the Supervisors. However, to be clear, the landscape plan is not being offered for compliance with the historical commission ordinance. Mr. Pompo concurred saying that the landscape plan review by the Historical Commission is only required for subdivisions and the Gates application is for a building permit not a subdivision.

Solicitor Camp added that during the initial review of this application that there was some misguided interpretation of the existing ordinance requirements for landscape buffering.

Sam Nakasian, 1043 Squire Cheyney Drive, asked about approvals for fencing being proposed at the rear of the property? Mr. Pompo responded that post and rail fencing with black mesh was intended to be installed on the western rear of the property connecting to the house. The post and rail fence is approximately 4.5 feet in height.

Numerous e-mails had been received prior to tonight's meeting about a six foot fence being installed. Fences five feet and under do not require building permits. The Gates were before the Supervisors for a landscaping modification. Questions were asked about the fencing because of requirements under the historical ordinance but the fence does not trigger the historical ordinance according to Solicitor Camp.

Vice-Chairman Shiring moved to approve the revised landscape plan for Gates/1031 Country Club Road, dated 10/16/19 prepared by Danilo Maffei Landscape Design, LLC which amends the approval of the landscape plan presented at the March 4, 2019 meeting, with the additional approval of the removal of three diseased trees identified on the property being a red oak; siberian elm and white pine. Chairman Boorse seconded the motion which was unanimously approved.

### **POLICE REPORT**

Chief Nelling reported for the month of October. There were 1,020 incidents including ten criminal arrests and three deer struck. There were 8,438 patrol miles logged on the vehicles during the month.

Mary Alfonse, Mather Lane, said that she had her pocketbook stolen off of the back seat of her car at Sandy Hollow Park on October 3<sup>rd</sup>. It was during the daylight hours in early afternoon. She had put a cooler on top of the pocketbook. Her car was locked but the thieves broke her

window. She thinks they used a chip reader to determine if cards with chips were in the vehicle. She had \$6,000. taken out of her bank account. Apparently there is a professional ring of women that are burglarizing vehicles in area parks. She suggested security cameras be placed at Sandy Hollow.

Chief Nelling said there is no power source for electricity at Sandy Hollow Park.

### **AUTHORIZE ADVERTISING ON PRELIMINARY 2020 BUDGET**

A meeting to discuss the 2020 budget was held on October 14<sup>th</sup>. A preliminary budget has been prepared for advertising. Proposed general fund revenues are \$2,229,439. which includes a carry forward of \$812,083. Proposed general fund expenditures are \$1,742,246. The millage rate will remain at 1.6 mills. Proposed sewer fund revenues are \$746,023. which includes a carry forward of \$201,079. Proposed sewer fund expenditures are \$462,715. The sewer rent will remain at \$153./edu/quarter.

Chairman Boorse moved to authorize advertising on the 2020 preliminary budget with final adoption at the December meeting. Vice-Chairman Shiring seconded the motion which was unanimously approved.

### **PUBLIC COMMENT**

Jarl Mork, Brinton's Bridge Road, requested that Birmingham Township be a party to the Crebilly 2 Subdivision Application for development in Westtown Township by Toll Brothers. A hearing is scheduled for November 19<sup>th</sup>. Mr. Mork said the residents of Birmingham will be "in the deep weeds" if the subdivision is approved. Pressure should be put on Toll Brothers to preserve view sheds and maintain open space. He added that the Rt. 926/Rt. 202 intersection is graded an "F". An underpass will be needed at that location which will be expensive and disruptive and it would send traffic into the Dilworthtown area. He is in favor of the property owners achieving the revenue potential from the property but he thinks it is very important for Birmingham Township to take an active role in a more sound development of the Crebilly Farm.

Solicitor Camp said that there is a substantive review letter on the traffic impact of the subdivision by PennDOT which she offered to provide to Mr. Mork.

Chairman Boorse informed Mr. Mork that Birmingham Township is taking a similar party position with this application as it did with the original application. The Planning Commission Solicitor will be attending the hearing on behalf of the Township and advising the Board of the appropriate steps to be taken.

Morris Weisman, 1112 Daniel Davis Lane, was present to complain about his neighbor's fence at 1175 Birmingham Road that was falling down in five or six places along his property. He has sent several e-mails to the Zoning Officer requesting that it be addressed. Chairman Boorse asked Mr. Weisman if he had contacted his neighbor directly about the fence. Mr. Weisman said he could, but he hadn't, but was choosing to use the services of the Township Zoning Officer instead. Mr. Weisman was advised that it was a private property issue.

The meeting was adjourned at 8:20 PM. (SCB:MTS)

Respectfully submitted,

Quina Nelling  
Secretary/Treasurer

## Check Register

BIRMINGHAM TOWNSHIP

04-Nov-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
<del>20117</del>	<del>11/4/2019</del>	<del>699</del>	<del>4IMPRINT, INC.</del>	<del>\$290.38</del>
20118	11/4/2019	43	A & D ELECTRIC INC.	\$810.00
20119	11/4/2019	80	AQUA PENNSYLVANIA	\$184.05
20120	11/4/2019	873	CARDMEMBER SERVICE	\$396.85
20121	11/4/2019	600	CHESCO HISTORIC PRESERV NE	\$85.00
<del>20122</del>	<del>11/4/2019</del>	<del>1002390</del>	<del>CJS TIRE &amp; AUTOMOTIVE</del>	<del>\$26.44</del>
20123	11/4/2019	1001902	COMCAST CABLE	\$106.85
20124	11/4/2019	1002182	GALE M FITZPATRICK	\$250.00
20125	11/4/2019	780	GUMBALL MEDIA, LLC\LAND ART	\$2,895.00
20126	11/4/2019	21	H. A. THOMSON	\$27,133.28
20127	11/4/2019	27	H. A. WEIGAND INC.	\$284.90
20128	11/4/2019	422	HARRY TILLMAN AUTOMOTIVE L	\$52.99
20129	11/4/2019	758	JARL MORK	\$96.18
20130	11/4/2019	1002423	L-TRON CORPORATION	\$501.00
20131	11/4/2019	211	LEGISLATIVE REFERENCE BURE	\$25.50
20132	11/4/2019	1001755	MAJIC LANDSCAPES	\$1,816.50
20133	11/4/2019	1002526	MCDONALD UNIFORM CO., INC	\$525.94
20134	11/4/2019	29	PECO ENERGY	\$308.76
20135	11/4/2019	30	PECO ENERGY (TRAFFIC LIGHT)	\$12.85
20136	11/4/2019	171	REILLY & SONS INC.	\$699.07
20137	11/4/2019	1002572	RICHARD P HAUG	\$59.93
20138	11/4/2019	507	ROTHWELL DOCUMENT SOLUTI	\$209.98
20139	11/4/2019	811	S & S CLEANING SERVICE	\$388.00
20140	11/4/2019	426	THE WATER GUY	\$6.68
20141	11/4/2019	23	VANDEMARK & LYNCH, INC.	\$7,152.11
20142	11/4/2019	61	VERIZON 753-804-167-0001-77	\$362.15
20143	11/4/2019	1001913	VERIZON WIRELESS 722423083	\$190.78

Bank Totals:

\$44,811.14

Total Of Checks:

\$44,811.14

230.38  
26.4144,554.45

# Check Register

BIRMINGHAM TOWNSHIP

04-Nov-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK SEWER FUND</b>				
9918	11/4/2019	1002509	AQUA PA WW	\$1,225.62
9919	11/4/2019	80	AQUA PENNSYLVANIA	\$1,455.53
9920	11/4/2019	2	FREEDOM SYSTEMS	\$123.25
9921	11/4/2019	780	GUMBALL MEDIA,LLC\LAND ART	\$3,550.00
9922	11/4/2019	21	H. A. THOMSON	\$4,804.00
9923	11/4/2019	1002424	M & S SERVICE COMPANY INC	\$6,709.34
9924	11/4/2019	1001755	MAJIC LANDSCAPES	\$351.00
9925	11/4/2019	29	PECO ENERGY	\$2,055.25
9926	11/4/2019	1002493	VERIZON 350-442-985-0001-57	\$41.45
9927	11/4/2019	1002401	WALTON WATER SERVICES	\$5,736.96
9928	11/4/2019	574	WASTE MANAGEMENT OF SOUT	\$89.46
<b>Bank Totals:</b>				<b>\$26,141.86</b>
<b>Total Of Checks:</b>				<b>\$26,141.86</b>

## Check Register

BIRMINGHAM TOWNSHIP

21-Oct-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
20108	10/21/2019	8	10-8 EMERGENCY VEHICLE SER	\$380.72
20109	10/21/2019	1001926	AJ BLOSENSKI, INC.	\$161.00
20110	10/21/2019	529	CHRISTY MOBILE	\$100.00
20111	10/21/2019	46	GALLS, LLC	\$188.97
20112	10/21/2019	422	HARRY TILLMAN AUTOMOTIVE L	\$178.98
20113	10/21/2019	211	LEGISLATIVE REFERENCE BURE	<del>VOID \$27.03</del>
20114	10/21/2019	1002526	MCDONALD UNIFORM CO., INC	\$198.69
20115	10/21/2019	171	REILLY & SONS INC.	\$578.34
20116	10/21/2019	1002154	VERIZON 250-441-074-0001-11	\$56.96

Bank Totals:

\$1,870.69

Total Of Checks:

\$1,870.69

2703

1,843.66

# Check Register

BIRMINGHAM TOWNSHIP

21-Oct-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK SEWER FUND</b>				
9917	10/21/2019	1001890	MCGOVERN ENVIRONMENTAL L	\$1,674.00
<b>Bank Totals:</b>				<b>\$1,674.00</b>
<b>Total Of Checks:</b>				<b>\$1,674.00</b>



**Check Register****BIRMINGHAM TOWNSHIP**

14-Oct-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
20099	10/14/2019	557	ALL SEASONS LANDSCAPING C	\$892.31
20100	10/14/2019	775	CONVENIENT CAR CARE CORPO	\$29.95
20101	10/14/2019	560	DRUGSCAN, INC.	\$168.00
20102	10/14/2019	114	FRONEFIELD CRAWFORD, JR. LL	\$440.00
20103	10/14/2019	517	INDEPENDENCE BLUE CROSS	\$5,247.20
20104	10/14/2019	205	PARKWAY DRY CLEANERS, INC.	\$161.94
20105	10/14/2019	1002567	PSAB	\$125.00
20106	10/14/2019	171	REILLY & SONS INC.	\$631.87
20107	10/14/2019	23	VANDEMARK & LYNCH, INC.	\$2,515.84
<b>Bank Totals:</b>				<b>\$10,212.11</b>
<b>TRUMARK SEWER FUND</b>				
9914	10/14/2019	149	AECOM	\$6,452.37
9915	10/14/2019	1002401	WALTON WATER SERVICES	\$6,777.71
9916	10/14/2019	586	VERIZON 450-748-892-0001-25	\$62.08
<b>Bank Totals:</b>				<b>\$13,292.16</b>
<b>Total Of Checks:</b>				<b>\$23,504.27</b>

# Check Register

BIRMINGHAM TOWNSHIP

09-Oct-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
<b>TRUMARK GENERAL FUND</b>				
20097	10/9/2019	780	GUMBALL MEDIA,LLC\LAND ART	\$2,640.00
20098	10/9/2019	30	PECO ENERGY (TRAFFIC LIGHT)	\$51.49
<b>Bank Totals:</b>				<b>\$2,691.49</b>
<b>Total Of Checks:</b>				<b>\$2,691.49</b>

# Check Register

BIRMINGHAM TOWNSHIP

09-Oct-19

Check No	Check Date	Vendor No	Vendor Name	Check Amount
TRUMARK SEWER FUND				
9911	10/9/2019	366	BUCKLEY,BRION,MCGUIRE ATTY	\$161.25
9912	10/9/2019	780	GUMBALL MEDIA,LLC\LAND ART	\$4,575.00
9913	10/9/2019	164	PENNSYLVANIA ONE CALL SYST	\$37.62
Bank Totals:				\$4,773.87
Total Of Checks:				\$4,773.87