

**BIRMINGHAM TOWNSHIP
BOARD OF SUPERVISORS MINUTES
JANUARY 3, 2022
REGULAR MEETING**

The regular meeting of the Board of Supervisors was called to order immediately following the organizational meeting. A quorum of Supervisors was declared.

Scott Boorse	-	Chairman
Michael Shiring	-	Vice-Chairman
J. Daniel Hill	-	Supervisor

Vice-Chairman Shiring moved to approve the special meeting minutes from December 6, 2021 on the Historical Commission Ordinance and the regular meeting of the Board of Supervisors held on December 6, 2021. Supervisor Hill seconded the motion and the minutes were unanimously approved.

Vice-Chairman Shiring moved to approve the bills submitted for payment since the December 6, 2021 Meeting. General Fund bills totaled \$64,864.60. Sewer Fund bills totaled \$160.00. Chairman Boorse seconded the motion and the bills were unanimously approved.

PUBLIC COMMENT

There was no public comment.

**VMDT PARTERSHIP/JAGUAR ZONING HEARING BOARD (ZHB) APPLICATION
FOR SIGNAGE @ 1330 WILMINGTON PIKE**

Rich Orlow, Esq., CPA, was present on behalf of VMDT Partnership. A hearing will be held on January 19, 2022 before the ZHB for an interpretation that multiple wall signs are permitted for the automobile dealership use and, in the alternative, variances from Section 122-90.B(2) to permit multiple wall signs on the building's frontage and to permit multiple wall signs on the building's side walls for the automobile dealership use.

Mr. Orlow explained that the ordinance does not allow for signs on the non-street side of buildings. The signs being requested are "Jaguar"; "Land Rover"; "West Chester" and "Service". The Jaguar and Land Rover signs are multiple uses within a single building and therefore should be interpreted as a use by right, but if not, a variance is requested for both. The "West Chester" and "Service" signs are being requested by variance for the sales and service identifications for the automobile business.

Mr. Orlow stated that the total square footage for all the signs is 109.69 sq. ft. which meets the ordinance requirement of 122.25 sq. ft.

Mr. Orlow said that a variance is also being requested for the names "Jaguar and its logo" and "Land Rover and its logo" on the southern and northern elevation walls which have no frontage on a street as required by ordinance.

Mr. Orlow commented that he has met with the Township Engineer, Dave Schlott with Arro, regarding ground signage but that is not part of this application. The signage located at the West Chester Pike location has been installed temporarily at the Wilmington Pike location.

Vice-Chairman Shiring moved to take a non-position on the application and to defer to the expertise of the ZHB to render a decision after hearing the testimony. Supervisor Hill seconded the motion which was unanimously approved.

AUTHORIZE ADVERTISING ON STORM PIPE VIDEO INSPECTION BIDS

Chairman Boorse moved to authorize advertising to televise the storm pipe inlets in the Birmingham Hunt and Knolls of Birmingham Subdivisions and on General Lafayette Blvd. with the bids separated out into three alternates, one for each location, as well as a total bid for all three locations. The bids will be advertised on January 11th and 18th and available on PennBid until February 2nd with the bid to be considered for award at the February 7th meeting. Vice-Chairman Shiring seconded the motion which was unanimously approved.

DISCUSSION OF HISTORICAL COMMISSION ORDINANCE

A special meeting to review provisions of the Historical Commission (HC) Ordinance of the Township Code, specifically Article VIIIA Historic Preservation, Section 122-36, was held on December 6, 2021 and continued until tonight following the regular meeting. The purpose of the review is to streamline the review process and identify inconsistencies in the ordinance.

The review continued with discussion of Section 8. (Section 122-36.4, titled, “Demolition of Historic Resources”. Some suggestions made included:

- Removal of alterations and modifications which are handled in another section and just have this section address demolitions.
- Paragraph B – delete Class I, II and III historic resource reference and capitalize Historic Resource.
- Paragraph B – removes significant interior revisions that require building permits and only building permits that have a structural element to the application; that affect load bearing walls, would come to the Supervisors for review. Alterations and modifications would be removed from the HC’s purview.
- Notification requirements to neighbors reduced from 500’ to 200’ and certified mail notifications changed to the property being posted seven days prior to the meeting.
- Elimination of time frame requirements.

Suggestions made during the discussion of Section 10 (Section 122-36.6, titled, “Landscaping and Screening” included:

- Elimination of landscaping and screening review by the HC and only as part of the subdivision and land development review process.
- New building setback of 50’ for that is bordering a tract of land that is the Historic Resource and 100’ for a new building from an Historic Resource
- Move Section D to A so the architect knows what they are looking for in preparing a landscape plan.

Suggestions made during the discussion of Section 11 (Section 122-36.7, titled “Changes to Historical Resources” include:

- Discussion of addition versus alteration with an addition being a change to the footprint with an increase in floor area or height. The footprint doesn’t change in an alteration.
- Addition excludes decks
- In Section H the standards should match those applicable for the National Register to provide guidelines to the applicant

Section 12 (Section 122-36.8 titled “Historic Resource Impact Study): is deleted for minor subdivisions and land development plans and is only applicable for major subdivisions and land development plans unless waived, or modified by the Board of Supervisors. Solicitor Camp felt the studies were expensive to do and didn’t provide any additional help in rendering a decision.

Solicitor Camp will update the ordinance per the input from the two meetings for review and further comment by the Supervisors.

The meeting was adjourned at 8:50 PM. (SCB:JDH)

Respectfully submitted,

Quina Nelling
Secretary/Treasurer

Check Register**BIRMINGHAM TOWNSHIP**

10-Feb-22

From: 07-Dec-21 To: 03-Jan-22

Check No	Check Date	VendorNo	Vendor	Check Amount	Status
Bank Account: 11 TRUMARK GENERAL FUND					
21320	12/13/2021	43	A & D ELECTRIC INC.	\$295.00	O
21321	12/13/2021	80	AQUA PENNSYLVANIA	\$2,430.84	O
21322	12/13/2021	66	CCATO	\$250.00	O
21323	12/13/2021	1002182	GALE M FITZPATRICK	\$191.00	O
21324	12/13/2021	1001827	GREGORY KUREY	\$422.94	O
21325	12/13/2021	798	PA ONE CALL SYSTEM,INC.	\$18.98	O
21326	12/13/2021	178	PAGE EXCAVATING COMPA	\$2,300.00	O
21327	12/13/2021	205	PARKWAY DRY CLEANERS,	\$237.25	O
21328	12/13/2021	226	SIRCHIE FINGER PRINT LAB	\$148.86	O
21329	12/13/2021	1002154	VERIZON DO NOT USE	\$365.54	O
21330	12/13/2021	917	WITMER PUBLIC SAFETY G	\$100.98	O
21331	12/28/2021	1001926	AJ BLOENSKI, INC.	\$170.80	O
21332	12/28/2021	1002659	ARRO CONSULTING, INC	\$19,872.10	O
21333	12/28/2021	1002659	ARRO CONSULTING, INC	\$2,610.00	O
21334	12/28/2021	1001950	CARA M FITZPATRICK	\$275.00	O
21335	12/28/2021	1002782	CELS LANDSCAPE & TREC	\$4,875.00	O
21336	12/28/2021	1002390	CJS TIRE & AUTOMOTIVE	\$806.31	O
21337	12/28/2021	775	CONVENIENT CAR CARE C	\$149.75	O
21338	12/28/2021	422	HARRY TILLMAN AUTOMOTI	\$351.48	O
21339	12/28/2021	517	INDEPENDENCE BLUE CRO	\$11,243.98	O
21340	12/28/2021	1002756	PATRIOT WORKWEAR	\$146.50	O
21341	12/28/2021	171	REILLY & SONS INC.	\$872.48	O
21342	12/28/2021	507	ROTHWELL DOCUMENT SO	\$175.30	O
21343	12/28/2021	26	SIGNAL SERVICE INC.	\$1,375.00	O
21344	12/28/2021	1001833	STAPLES BUSINESS ADVAN	\$142.28	O
21345	12/28/2021	1002392	TRI-COUNTY PEST CONTRO	\$100.00	O
21346	12/28/2021	1001924	ULINE	\$417.44	O
21347	12/28/2021	23	VANDEMARK & LYNCH, INC.	\$538.35	O
21348	12/28/2021	1001913	VERIZON WIRELESS 722423	\$187.69	O
21349	12/28/2021	917	WITMER PUBLIC SAFETY G	\$71.95	O
21350	12/28/2021	80	AQUA PENNSYLVANIA	\$323.43	O
21351	1/3/2022	873	CARDMEMBER SERVICE	\$616.29	O
21352	1/3/2022	1001918	CH CO FOP LODGE #11	\$348.00	O
21353	1/3/2022	1002390	CJS TIRE & AUTOMOTIVE	\$63.59	O
21354	1/3/2022	1002121	CLEVENS K-9 SCOOP	\$228.00	O
21355	1/3/2022	70	CONCORD AUTO BODY, INC	\$1,912.63	O
21356	1/3/2022	21	H. A. THOMSON	\$5,410.75	O
21357	1/3/2022	280	PENNSYLVANIA CHIEFS OF	\$175.00	O

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10-Feb-22

From: 07-Dec-21 To: 03-Jan-22

Check No	Check Date	VendorNo	Vendor	Check Amount	Status
21358	1/3/2022	91	PSATS	\$1,250.00	O
21359	1/3/2022	171	REILLY & SONS INC.	\$974.36	O
21360	1/3/2022	1002784	RILEY RIPER HOLLIN & COL	\$150.00	O
21361	1/3/2022	811	S & S CLEANING SERVICE	\$388.00	O
21362	1/3/2022	1001881	YCG, INC.	\$1,881.75	O
Bank Total:				\$64,864.60	
Bank Account: 81 TRUMARK SEWER FUND					
10311	12/28/2021	1002659	ARRO CONSULTING, INC	\$95.00	O
10312	12/28/2021	1002783	LORI KIZUN	\$60.00	O
10313	12/30/2021	1002761	ROBERT DOWNS	\$5.00	O
Bank Total:				\$160.00	
Total Of Checks:				\$65,024.60	