

**WEST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
February 9, 2005**

A regular meeting of the Board of Supervisors of West Goshen Township was called to order by Chairman Edward G. Meakim Jr., at 4:03 p.m. on Wednesday, February 9, 2005, at the West Goshen Township Administration Building. All members were present. Mr. Meakim opened the meeting with the Pledge of Allegiance to the Flag.

Mr. Meakim opened the floor for public comment. No comments were made.

Mr. Meakim announced that the Board of Supervisors met in executive session on January 26, 2005, and on February 9, 2005, to discuss real estate matters.

On motion by Ms. McIlvaine, seconded by Dr. White, the Board unanimously approved the Board of Supervisors minutes from January 3, January 12, and January 26, 2005.

On motion by Dr. White, seconded by Ms. McIlvaine, the Board unanimously approved the Treasurer's Report dated January 31, 2005 for the General Fund, the Sewer Revenue Fund, the Waste and Recycling Fund, and the Capital Reserve Fund, as well as the bills to be paid from the General Fund, the Sewer Fund, the Capital Reserve Fund, and the Waste and Recycling Fund.

Lt. Joseph Gleason gave the Police Report for the month of January 2005. Lt. Gleason announced that the annual Skatearama will be held on Saturday, March 19, 2005 at Ice Line as part of the "Say No To Drugs" program.

Mrs. Evelyn Baker, 900 Sheridan Drive, asked how many of the alarms in the police report were false alarms. Dr. White responded that there were 13 False Alarms billed, 60 False Alarms with warning issued, 6 False Alarms with no permit and 13 Valid Alarms.

Ms. Andrea Testa, Fire Marshal, gave the Fire Marshal Report for the month of January 2005. Ms. Testa also gave the reports for Goshen Fire Company and Good Fellowship Ambulance.

Mr. Richard E. Hicks, Building Official, gave the Building Inspection Activity Report for January 2005.

On motion by Dr. White, seconded by Ms. McIlvaine, the Board unanimously approved a Final Land Development Plan for a 5,608 square foot building addition for Brandywine Coachworks located at 891 South Matlack Street. Mr. David Schultz was present to represent the plan.

Prior to the consideration and possible approval of Resolution 07-2005 authorizing the local tax collector, Berkheimer, to impose and retain costs of collection on delinquent taxes, Ms. Sharon Lynn, Township Manager, explained that this new requirement permits Berkheimer to collect delinquent taxes and that it includes a schedule of costs and associated fees relating to those collections. Mrs. Baker asked if the costs imposed would be a percentage of the money collected and Dr. White replied that costs imposed would be fixed according to a set schedule of fees.

On motion by Dr. White, seconded by Ms. McIlvaine, the Board unanimously approved Resolution 07-2005 authorizing and empowering the local tax collector, Berkheimer, to impose and retain costs of collection on delinquent taxes.

Prior to the consideration of Ordinance 03-2005 which is under consideration as a result of an application from Westrum Land Development, LLC, an entity requesting a text amendment to the I-C District regulations which would permit Westrum to develop and construct a residential active adult retirement community on a tract of land adjacent to Ward Avenue and Five Points Road, Mr. Joseph E. Brion, Township Solicitor, stated that the Board of Supervisors conducted a hearing on December 8, 2004, regarding this ordinance and as set forth in the Municipal Planning Code the Board has 90 days from that date to adopt the ordinance.

Mrs. Evelyn Baker, 900 Sheridan Drive, referred to the possible approval of Ordinance 04-2005, a noise control ordinance, which was to be considered following Ordinance 03-2005, and asked if the regulations contained in Ordinance 04-2005 would apply to Westrum since the noise control ordinance would be considered after the possible approval of Westrum's request for a text amendment. Mr. Brion replied that Westrum has not submitted a formal plan for the development of the property under consideration in the I-C district so the regulations in Ordinance 04-2005 would apply to Westrum's land development plan when it is filed. Mrs. Baker asked for further clarification as to when Ordinance 04-2005 would apply and Dr. White replied that when Westrum's land development plan is filed with the Township, it will be subject to the Code of West Goshen Township as it exists at that time.

Dr. White said that in rendering a decision on Westrum's application the Board took into consideration situations from past Board decisions to be sure a proper judgment was reached. He said that he believes that with the ordinances that are already in existence in the Code, the Westrum development would be successful.

On motion by Dr. White, seconded by Mr. Meakim, the Board voted 2 – 1, with Ms. McIlvaine dissenting, to approve Ordinance 03-2005 amending Chapter 84 of the Code of The Township of West Goshen, titled, "Zoning", specifically by amending the Industrial-Commercial, I-C Zoning District and adding to Section 84-41 of Article XII a new section 84-41.A(14)(k) to include a Retirement Community and to identify use, area and bulk requirements, design standards, and general performance standards for the use in the I-C Zoning District; and adding a definition to Section 84-8 relating to Retirement Community.

The regular meeting was recessed at 4:17 p.m.

**West Goshen Township
Supervisor Hearing
February 9, 2005**

S-01-05

Supervisor Hearing S-01-05 was called to order by Chairman Edward G. Meakim at 4:21 p.m. All members were present.

Mr. Joseph E. Brion, Esquire, was present to represent the Township. The hearing was for the consideration and possible approval of Ordinance 04-2005 amending the West Goshen Township Revised Zoning Ordinance of 1990, as amended, codified in Chapter 84 of the Code of the Township of West Goshen, Ordinance No. 3-1990, by amending Sections 84-37, 84-47 and 84-57.1.

See Court Reporter's Transcript

On motion by Dr. White, seconded by Mr. Meakim, the Board voted 2 – 1, with Ms. McIlvaine dissenting, to approve Ordinance 04-2005 amending the West Goshen Township Revised Zoning Ordinance of 1990, as amended, codified in Chapter 84 of the Code of the Township of West Goshen, Ordinance No.3-1990, by amending Sections 84-37, 84-47 and 84-57.1.

The hearing ended at 4:51 p.m.

**West Goshen Township
Supervisor Hearing
February 9, 2005**

S-02-05

Supervisor Hearing S-02-05 was called to order by Chairman Edward G. Meakim at 4:51 p.m. All members were present.

Mr. Brian L. Nagle, Esquire, was present to represent the Township. Mr. Robert J. O'Hara, III, Esquire, was present to represent the applicant. The hearing was for the consideration of the request by the owners of Applebee's Neighborhood Grill & Bar (Rose Casual Dining, L.P.) to allow an Inter-municipal Liquor License Transfer pursuant to Act 141 of 2000, Pennsylvania Liquor Code, 47P.S. §4-461 for their restaurant that will be located at the Town & Country Shopping Center, 1107 West Chester Pike, West Goshen Township, Chester County, Pennsylvania, and possible approval of Resolution 08-2005 granting the request.

See Court Reporter's Transcript

On motion by Ms. McIlvaine, seconded by Dr. White, the Board unanimously approved Resolution 08-2005 granting the request of the owners of Applebee's Neighborhood Grill & Bar (Rose Casual Dining, L.P.) to allow an Inter-municipal Liquor License Transfer pursuant to Act 141 of 2000, Pennsylvania Liquor Code, 47P.S §4-461 for their restaurant that will be located at the Town & Country Shopping Center, 1107 West Chester Pike, West Goshen Township, Chester County, Pennsylvania.

The hearing ended at 5:06 p.m.

Mr. Meakim re-opened the Public Meeting and asked for public comment. No comments were made.

On motion by Mr. Meakim, seconded by Ms. McIlvaine, the meeting was adjourned at 5:07 p.m.

Respectfully submitted,

Sharon Lynn
Township Manager