

THE TOBYHANNA TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING
JANUARY 3, 2017

The January 2017 Regular Meeting of the Tobyhanna Township Board of Supervisors was held on January 3, 2017 at the Tobyhanna Township Government Center Building, 105 Government Center Way, Pocono Pines, Pennsylvania 18350.

Present were Supervisors Anne Lamberton, John J. Holahan III, Heidi A. Pickard, Brendon Carroll and John E. Kerrick, Solicitor Jonathan J. Reiss, Esquire and Township Manager John Jablowski Jr.

Executive Session

1. Chair Anne Lamberton called the meeting to order at 4:12 p.m. It was determined that a quorum was present.

2. Pledge of Allegiance was recited.

3. Chair Anne Lamberton made the following announcements:

The next scheduled meetings will be held on February 6th 2017 at 8 a.m. for the Work Session and February 13th 2017 at 7 p.m. for the Regular Business Meeting.

4. The Board will consider the minutes from the December 2016 meeting once they are received.
5. Board will table considering the Treasurer's Report until sufficient time is allowed for review.
6. Solicitor reports that the subdivision ordinance amendment has been sent for the 3,000-square foot exemption which can be discussed at a later date. Meanwhile there are two sections in the zoning ordinance that also have to be changed to coincide with the SALDO amendment. Solicitor will circulate amendments to the board to consider the SALDO and the zoning ordinance at the same time.

Solicitor advises Board that he has been contacted by two other municipalities, one in Bucks County and one in Northampton County, that have been contacted by people interested in obtaining licenses from the State to grow medical marijuana. Solicitor has

drafted zoning ordinances for both of those communities and will do the same for Tobyhanna Township if requested by the Board.

Anne Lamberton states that it would be in the Board's best interest to have that information. Solicitor suggests that once ordinances are drafted they normally go back to the Supervisors for review and authorization to send to both planning commissions for review and comment before it comes back for a public hearing.

7. John Jablowski Jr, Township Manager reports that the new Tobyhanna Township sign has arrived and has been put up by the DPW. The Townships plans to continue with the sign project.

There has been continuous work with land developers along the village corridor including a series of meetings this month including a meeting with the Department of Agriculture and the Pennsylvania Land Association in Harrisburg at the end of this month. The township plans to continue this effort throughout 2017.

8. Committee Reports

Pocono Mountain Regional EMS report given by Heidi Pickard.
Nothing to report at this time.

Pocono Mountain Regional Police report given by John Jablowski Jr.
Will update Board after meeting being held later in the week.

Open Space Committee report given by Maureen Minnick.
Committee will be submitting a grant application with proposal to the county by January 20, 2017. John Jablowski Jr adds that Heidi Pickard has been working very diligently with the Open Space Team to put together the \$20,000 grant application, matched with resources of both the DPW and other resources to begin the first component of the Tobyhanna Township Hike & Bike Trail.

Overlay Committee report given by John Jablowski Jr.
Part of the Blakeslee overlay process continues full speed ahead. We will have an update for the Board as meetings with developer and potential funding sources take place.

Sign Regulations Advisory Committee report by Mike Christian.
The draft of the proposed sign ordinance is completed. The review completed over the past six months included review of the current ordinance, the previously proposed ordinances, the

MCPC and model ordinance, gathering advice from Solicitor, Maureen Minnick, Township Engineer and public comment. Mike Christian thanks all those who contributed time and talent to this effort.

Mike Christian conveys a question from public regarding the process of sending to the Planning Commission and the County Planning Commission; does it go concurrently and when it comes back before going to public hearing, what if there are changes.

Solicitor Jonathan Reiss responds that once the Board authorizes it to go to the planning commissions, they go simultaneously to them. They have 30 days to provide comments on the proposed amendment and then it would come back to the Board of Supervisors. Public hearing would not be scheduled until the comments came back from the planning commissions.

Anne Lamberton thanks Mike Christian and his committee on behalf of the Board for the time and effort they put into this project.

9. Old Business

- A. John Kerrick moved to amend the process of calling for emergency responders for Tobyhanna Fire Department to include all emergency incidents within the Tobyhanna Township area. Brendon Carroll seconded.
Vote: All in Favor; Motion carried.

John Kerrick states that subsequent to this meeting that he and the MA Director will contact the County Control Office and let them know, should it be passed.

- B. Mike Christian asks if the water problem that was reported a month ago, had been resolved. John Jablowski Jr responds that the fire department has been doing testing and have begun monitoring it.

10. New Business

- A. John Holahan III moved to adopt Resolution 2017-005 establishing the Tax Collector's Annual Compensation; Heidi Pickard seconded.
Vote: All in favor; Motion carried.

B. Brendon Carroll moved to adopt Resolution 2017-006 reappointing John Briggs to Zoning Hearing Board; John Kerrick seconded.

Vote: All in favor; Motion carried.

11. Board of Supervisors Report/ Comment
No report or comments at this time.

12. Public Questions and Comment

Robert Forrester, 1315 Crestview Lane, Pocono Pines, PA is looking for a zoning map change. He has a client that would like to build a house that is 38 feet high. It sits in the middle of 52 acres and backs up to State Game Lands. He went to Zoning for approval and it was declined due to the height restriction of 29 feet high in R1 zoning.

Solicitor Jonathan Reiss advises that Mr. Forrester can appeal within 30 days of the written decision at the Court of Common Pleas level. Once the appeal is filed Mr. Reiss can enter his appearance to draft a settlement agreement that will then be brought in front of the Board of Supervisors at public meeting to be approved.

John Kerrick moved to authorize Jonathan Reiss, Esquire to enter his appearance to try to settle the case involving Robert Forrester, conditional upon an appeal being filed with the Court of Common Pleas; John Holahan III seconded.

Vote: All in favor; Motion carried.

13. Anne Lamberton moved to adjourn the meeting; John Holahan III seconded.

Vote: All in favor; Motion carried.

Meeting adjourned at 4:45 p.m.

Minutes recorded by Debra S. Jean.