

**MINUTES  
BOARD OF SUPERVISORS  
EAST NOTTINGHAM TOWNSHIP  
SPECIAL MEETING  
OCTOBER 19, 2006**

A Special Meeting of the Board of Supervisors of East Nottingham Township was held in the Township Building on October 19, 2006. Those present were Chairman Leo M. Levandowski, Vice-Chairman Charles D. Shelton, Supervisor Thomas J. Olivieri, and Solicitors Alan P. Novak and Helen Esbenshade.

The Meeting was called to order at 8:45 pm.

The Pledge of Allegiance was led by Vice-Chairman Shelton.

The newspaper advertisement for this meeting was read to the audience by Chairman Levandowski.

A Motion was made by Supervisor Olivieri, seconded by Vice-Chairman Shelton to approve the agenda.

There was no public comment on the agenda

**Work Session Action**

- A Motion was made by Supervisor Olivieri, seconded by Vice-Chairman Shelton to direct the solicitor to change the language in the Zoning Ordinance, in the I-2 District, to allow subdivisions of up to five (5) lots, before a Conditional Use Hearing is required, and present the changes to the ENT Planning Commission and Board of Supervisors. If approved, send said changes to the Chester County Planning Commission for review, and prepare a public meeting. The motion carried.

Aye: 3      Nay: 0

- A Motion was made by Supervisor Olivieri, seconded by Vice Chairman Shelton to direct the solicitor to add language to the TDR ordinance that retired land can not be used for Open Space for future or further development. The Solicitor shall send it to the ENT Planning Commission for their recommendation. The changed ordinance will then be presented to the Board of Supervisors. Should the board approve, send the changes to the Chester County Planning Commission for comments. After that it would go to a public hearing. The motion carried.

Aye: 3      Nay: 0

- A Motion was made by Supervisor Olivieri, seconded by Vice Chairman Shelton, to change the formula of the TDR ordinance to remove the 10% bonus when purchasing all TDRs from a sending property. The motion carried.

Aye: 3      Nay: 0

**Historic Commission**

- A Motion was made by Supervisor Olivieri, seconded by Vice Chairman Shelton, to direct the solicitor to send the Historic Ordinance to the ENT Planning Commission for their recommendation. The changed ordinance then moves on to the Board of Supervisors. Should the Board approve, then send the changes to the Chester County Planning Commission for comment and then on to a public hearing. The motion carried.

Aye: 3      Nay: 0

- There was some discussion about the old school bell and where it should be located.

**Footprint Definition**

- A Motion was made by Supervisor Olivieri, seconded by Vice Chairman Shelton, to direct the solicitor to add a definition for "footprint" to the definitions section of the Zoning Ordinance. The motion carried.

Aye: 3      Nay: 0

- A Motion was made by Supervisor Olivieri, seconded by Vice Chairman Shelton to send the footprint definition change to the ENT Planning Commission for their recommendation. The changed ordinance then would be forwarded on to the Board of Supervisors. Should the Board approve, the changes should be forwarded to the Chester County Planning Commission for comment, and then on to a public hearing. The motion carried.

Aye: 3      Nay: 0

**Recognition of Visitors**

- Sam Goodley – reminder about the TDR being adopted to compensate farmers for the 5 acre zoning change
- Rick Orner – Asked about the cost of the last open space purchase price. Who's taking minutes? Some discussion... The solicitor has the motions.
- Joe Scheese – Will the changes recommended to the TDR ordinance from past meetings be included with the changes from this meeting? Yes
- Joel Brown – Doing away with the cluster ordinance in R1, the changes made tonight, along with the 5 acre change in R1 has greatly reduced the value of the land and made it more difficult for the farmer to get the \$12,000 per acre for development rights. By doing these things you are making it more difficult to sell development rights.
- Rick Orner – How do soils come into play with the TDR changes. – Jim Gade, Township Engineer, explained how the soils are taken into account.

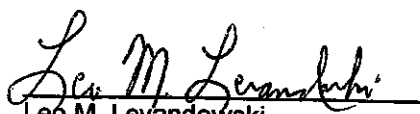
A motion was made by Vice-Chairman Shelton, seconded by Chairman Levandowski to adjourn the meeting. The motion carried.


Aye: 3      Nay: 0

The meeting adjourned at 9:02 pm.

Respectfully submitted,

  
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PJ Scheese, Assistant Secretary

  
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Leo M. Levandowski  
Chairman

  
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Charles D. Shelton  
Vice-Chairman

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Thomas J. Olivieri  
Supervisor