

PUBLIC HEARING & REGULAR MEETING

A Public Hearing regarding proposed changes to the Fox Township Zoning map and ordinance was held on June 1, 2016 at 6:00 PM with the regular monthly meeting of the Fox Township Board of Supervisors immediately to follow. Those present: Mike Keller, Dave Mattiuz and Randy Gradizzi, supervisors, Kathy Dowie, secretary-treasurer, Amy Cherry and Katie Weidenboerner, newspaper reporters, Richard Feidler, Barb Feidler, Jimmy Alarcon, Kathy Alarcon, Jim Benini, Marlene Benini, Ethel Benini, Mary Petrocchi, Tami Greenthaner, Bernetta Greenthaner, Anne Petrocchi, Matt Hoffman, Odie Hoffman, Mike Agosti, DJ Sampson, Jim Nissel, Brianna Pontzer, Matt Pontzer, Consiglia Wheeler, Rick Vigalone, Brian Schatz, Margaret Schatz, Steve Skyzypek, Zachary Mosier, Jacob Mosier, Judy Woelfel, Joann Grazioli, Dani Schneider, Dave Schneider, Bob Hoffman, PeeWee Quagliani, Carl Schaberl, George Lamb, Lesa Lamb, Michelle Straub, Doug Straub, Dave Gutowski, Don Beale, Jon Carr, Robert Woelfel, Dave Kronenwetter, RoseAnn Kronenewetter, Robert Marshall, Cameron Uhl, Richard Huff, Lois Huff, Rick Krishart, Terry Krishart, Deanna Thompson, Mike Kamandulis, Don Ruffner, Cheryl Ruffner and Deb Agosti.

Before proceeding to the public hearing, sealed bids for seal coating certain roads in Fox Township were opened, with bid results as follows:

NAME	AMOUNT
Jefferson Paving	\$52,579.20
Midland Asphalt	\$58,056.20
Hager Paving	\$49,950.24 **

A motion was made by Randy Gradizzi, seconded by Dave Mattiuz to award the bid to Hager Paving, the lowest bidder. Motion carried.

Chairman Keller called the Public Hearing to order and began by taking testimony from those present. The proposed changes to the zoning map, would change several areas along the Million Dollar Hwy. from Residential (RR or RS) to Highway Commercial. The **proposed** changes to the zoning ordinance are as follows:

§ 110-15 Highway Commercial District – HC District

B. Special exception uses. The following require special exceptions in accordance with Article VI of this chapter:

(4) Light industrial uses

§ 110-16 Light Industrial District – LI District

B. Special exception uses. The following require special exceptions in accordance with Article VI of this chapter:

(4) All residential uses

Dick Feidler stated that he was against the proposed zoning changes and felt that variances should not be allowed, as they defeat the purpose of zoning.

Barb Feidler spoke on behalf on many of the residents of the Million Dollar Hwy. These residents, like herself do not want their neighborhood zoned commercial. As a realtor, she felt that in doing so, it would lower the value of their homes. Furthermore, they do not want a commercial business to be developed near their homes. She asked why this was proposed after 10 years of it being a residential zone.

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After several people stating that they were adamantly opposed to the change and questioning the rationale for proposing the change, Matt Pontzer from the zoning hearing board stated that the Zoning Hearing Board proposed these changes based on some of the hearings they have had. It had seemed liked many of the hearings were held to bring in a commercial business along the highway. He assured those present that the Zoning Board was not intending to take their property or devalue it. They felt the change would be something that property owners in that area would want. After hearing some of the comments, he was sure that there was no need to make the changes.

Comments from those present continued with all having the same concerns – they do not want their neighborhood being zoned commercial. Dean Bender asked if there was someone that expressed an interest in developing a commercial business that may have been the reason for the proposed change. Matt Pontzer replied that there has not been any interest in such.

Lois Huff commented that the proposal to change a section of what is now Highway Commercial to Residential Agriculture, across from Cherry Road, would actually be a benefit to her property.

After listening to all the testimony, a motion was made by Dave Mattiuz, seconded by Randy Gradizzi to approve changing the section of the Million Dollar Hwy currently designated as Highway Commercial to Residential Agriculture as proposed on the submitted map. Motion carried. A motion was made by Dave Mattiuz, seconded by Randy Gradizzi to deny the proposed changes of areas of the Million Dollar Hwy. north of Rt. 948 currently residential (RR or RS) to Highway Commercial as proposed on the submitted map. Motion carried. If any other changes are proposed, the Board of Supervisors will first meet with the Planning Commission and Zoning Hearing Board and notify all affected property owners of these meetings.

A motion was made by Dave Mattiuz, seconded by Randy Gradizzi to adjourn the public hearing at 7:05 PM. Motion carried.

Chairman Keller continued with the agenda of the regular monthly meeting, by asking the remaining visitors if there were any other comments.

Jimmy Alarcon asked if there was something they could do about the speed limit on the Million Dollar Hwy. The Board advised him to contact PennDOT as well as the State Police to see if the speed limit could be better enforced.

There were no other visitor comments.

Chairman Keller announced that an executive session was held on May 13, 2016 to address the resignation of Jody Muth as summer park director. As a result of Muth's resignation, Cathy Zimmerman was hired for that position. He explained that Cathy was selected at a previous executive session, held during the selection process with the Rec. Board, as an alternate to the position, if one of the other two would have decline the position. Cathy Zimmerman accepted the position on May 16, 2016.

A motion was made by Dave Mattiuz, seconded by Randy Gradizzi to approve the minutes from the regular monthly meeting of May 4, 2016. Motion carried.

CORRESPONDENCE

Landfill inspection report dated 4/29 was received and is available for review.

Ken Yost has submitted his resignation from the Planning Commission. The term will end 2017. Anyone interested in filling this position should submit a resume to the Township office.

The Kersey High School Alumni group would like the Twp. to take over maintenance of the memorial stone. It only needs sealed every couple of years. A motion was made by Dave Mattiuz, seconded by Mike Keller to have the Township maintain the Kersey High School stone. Motion carried.

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There was no unfinished business.

NEW BUSINESS

A motion was made by Randy Gradizzi, seconded by Dave Mattiuz to advertise for bids for 20,000 gallons of MC70 Dust Oil. Motion carried.

The Fox Township Planning Commission has reviewed the following subdivisions and recommended them for approval:

Ken and Shirley Hetrick are subdividing 2.05 acres from their property located along Dagus Mines Road. This parcel will be added to the property formerly owned by Dan Hetrick (deceased) containing an existing home served by public water and sewage and will be sold as a single parcel. The residual parcel will be 1.21 acres and also has an existing home served by public water and sewage. A motion was made by Randy Gradizzi, seconded by Dave Mattiuz to approve this subdivision as presented. Motion carried.

The lands of the Albert Pichler estate, located along Fairview Road and extending into the Robin Road subdivision, are being subdivided as follows: Lot 1 (.569 acres) will contain an existing home intended to be sold. Lot 2 (.865 acres) is a non-building lot to be added to the William & Ellen Pichler property. The residual lands are shown as 3 separate parcels (two are part of the original Robin Road subdivision of 1972) but are still described on a single deed. All of these lots are served by public water and sewage. A motion was made by Randy Gradizzi, seconded by Dave Mattiuz to approve this subdivision as presented. Motion carried.

The following applications have been submitted for use of Township facilities:

- Joni Longhi, Main St. Pavilion, June 5th, birthday party
- Danielle Yatta, Community Park Pavilion, July 17th, birthday party
- Melanie Blessel, Main St. Pavilion, August 20th, birthday party
- Fox Twp. Lioness, Community Bldg., October 2nd, Chinese Auction

A motion was made by Dave Mattiuz, seconded by Mike Keller to approve these applications. Motion carried.

Rob Singer would like to attend the Orenco Municipal Wastewater Workshop in State College, June 22nd 9 AM – 4 PM. No fee. A motion was made by Dave Mattiuz, seconded by Randy Gradizzi to approve this request. Motion carried.

The following bills were submitted for approval for payment:

- From the General Fund, check #26188 thru check #26230 in the amount of \$56,125.77
- From the Landfill Fund, check #1734 thru check #1745 in the amount of \$20,726.15
- From the Fire Protection Fund, check #1556 in the amount of \$138.00
- From the Toby Water account, check #897 thru check #898 in the amount of \$2,765.84
- For a TOTAL of \$79,755.76

A motion was made by Mike Keller, seconded by Dave Mattiuz to approve the bills as present. Motion carried with Keller and Mattiuz in favor. Randy Gradizzi was in favor of the motion but abstained from check #26193 and check #898 to St. Marys Water, as he sits on the Board and check #26220 to Walmart, his wife works there.

OTHER BUSINESS

Randy Gradizzi announced that the Squab Hollow headwall project was completed.

With no further business to discuss, a motion was made by Randy Gradizzi, seconded by Dave Mattiuz, to adjourn this meeting at 7:26 PM. Motion carried.

The next regular monthly meeting will be held July 6, 2016 at 6 PM at the Municipal building.