



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, March 25, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Bob Feather | Chairman |
| 2. Brian Weaver | Vice-Chairman |
| 3. Brian Ott | Secretary |
| 4. Patrick Greer | Member |
| 5. Thomas Pomroy | Member |

Other Present:

- | | |
|--------------------------|---|
| 1. Andy Tvarzik | Paint Township Supervisor (Vice-Chairman) |
| 2. Pete and Joann Mishko | |
| 3. Pete Mishko Jr. | |
| 4. Joe Huff | |
| 5. Joseph J. Cominsky | |
| 6. Keith Miller | |
| 7. Greg Miller | |
| 8. John Rugg | |
| 9. Brian Kelly | |
| 10. Luke Herlin | |
| 11. Kevin Charney | |
| 12. Evan Morello | |
| 13. Michael Tokarsky | |
| 14. Rocco Teklinsky | |
| 15. Michael J. Tokarsky | |
| 16. Branden Onuschak | |

17. Justin Berkey
18. Tyler Pingatore
19. Bronko Teklinsky (unreadable on sign in sheet)
20. Richard Roseuh (unreadable on sign in sheet)
21. Jacob Forish
22. Derrick Duitha (unreadable on sign in sheet)

Orders of Business

1. Bob Feather called the meeting to order at 7:03 pm. The Pledge of Allegiance to the Flag was conducted.
2. Bob Feather introduced Thomas Pomroy as a new Planning Commission member.
3. The minutes of the February 25, 2009 meeting were distributed and reviewed. A motion to accept the minutes as distributed was made by Patrick Greer and seconded by Brian Ott. All commission members in attendance approved.
4. Pete Mishko - subdivision survey error
 - a. Mr. Mishko presented to the commission member his findings in an anomaly in the survey of his property that was conducted on 5/28/2002 by J. Ripple.
 - b. Brian Kelly (Registered Land Surveyor) then presented his preliminary findings. Mr. Kelly is working to draw a new set of maps of the Mishko property from field data and previous survey data. The new maps will be presented to the commission members when completed.
 - c. The commission advised that a public advertisement be made concerning the new survey, and that a "quick claim deed and description" be presented to the commission after the advertisement waiting period and the new maps are completed.
 - d. No motions or voting actions were necessary in this matter.
5. Boy Scout Troop 110
 - a. Boy Scout troop 110 was introduced and welcomed by Bob Feather.
 - b. Attending this meeting satisfies the troop's requirement of attending a government meeting.
 - c. No motions or voting actions were necessary in this matter.

6. Joseph Cominsky – public sewage question

- a. Ask questions about the maps for public sewage line extensions in the Pomroy's Corner area. These maps were published several weeks before the meeting in the Johnstown Tribune Democrat newspaper.
- b. Mr. Cominsky's questions centered on whether property owners would be charged frontage fees for line installation, or just tap fees.
- c. And Tvarzik (Paint TWP Supervisor) addressed the questions, and apprised the group that state funding for the project is not yet approved but is looking positive. Mr. Tvarzik also stated that, under the foreseen arrangement, property owners would be charged only tap fees and not frontage fees when the proposed lines are installed.
- d. No motions or voting actions were necessary in this matter.

7. John Rugg – Winchester Estates sewage proposal

- a. Brian Kelly (Registered Land Surveyor) is preparing a new sewage module for the Winchester Estates development. Mr. Kelly is requesting 100 more EDUs (Equivalent Dwelling Units) on the sewage plan for Winchester Estates.
- b. Seventy-five of the requested EDUs will be for future expansion of Winchester Estates and 25 of requested EDUs will be for the existing Green Run development and other pre-existing dwellings on the Horn-Road side of Pomroys Drive. The sewage lines that were installed in Winchester Estates have appropriate reserve capacity for the additional EDUs.
- c. A motion to process this request for additional EDUs, when submitted to the commission, was made by Patrick Greer and seconded by Bob Feather. All commission members in attendance approved.

8. Andy Tvarzik – Comprehensive Long-Range Plans for Paint TWP

- a. Mr. Tvarzik (Paint TWP Supervisor) would like to have the Planning Commission begin to create a set of 5yr and 10yr long-range plans for growth in the township.
- b. Mr. Tvarzik transferred the planning materials, which he has collected on this topic, to Patrick Greer who will review them before the next scheduled meeting of the commission.
- c. A committee to carry the plans forward will be appointed at the next scheduled meeting of the commission.
- d. No motions or voting actions were necessary in this matter.

9. Ridgeview Estates

- a. Previous matters concerning the Ridgeview Estates development were brought to the floor by Bob Feather to ascertain whether or not any new information had been received.
- b. The township secretary received no new information concerning Ridgeview Estates since the last commission meeting on February 25, 2009.
- c. This item is on hold pending receipt of new information.
- d. No motions or voting actions were necessary in this matter.

Bob Feather adjourned the meeting at 7:58pm.

Minutes Submitted April 15, 2009

Brian K. Ott, Secretary



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, April 29, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Bob Feather | Chairman |
| 2. Brian Weaver | Vice-Chairman |
| 3. Brian Ott | Secretary |
| 4. Patrick Greer | Member |
| 5. Thomas Pomroy | Member |

Others Present:

- | | |
|-----------------|----------------------|
| 1. Andy Tvarzik | Paint TWP Supervisor |
| 2. Doug Weaver | |
| 3. Jared Weaver | |

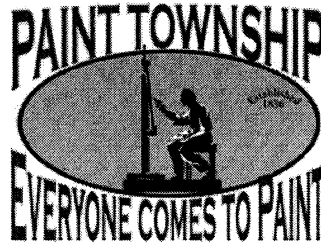
Orders of Business:

1. Bob Feather called the meeting to order at 7:03 pm. The Pledge of Allegiance to the Flag was conducted.
2. The minutes of the March 25, 2009 meeting were distributed and reviewed. A motion to accept the minutes was made by Patrick Greer, and seconded by Brian Weaver. All commission members in attendance approved, and the motion was carried.
3. A letter from the Paint TWP Planning Commission to J. Ripple and Associates was reviewed. This letter pertained to the Rambling Hills Development Phase II. The letter states that plans and details for storm water calculations have been approved pursuant to Paint TWP rules for new developments. No voting action was required in this matter.

4. Paint TWP Comprehensive Long Range Plans - - Paint TWP will form a committee that will be chaired by Patrick Greer (Paint TWP Planning Commission member). The supervisors will discuss this at their next meeting, and will approve or disapprove of creating the committee, and will approve or disapprove of Patrick Greer as head of the committee. Should the supervisors approve both items as listed, the committee will be formed and will have 5 members total. Planning commission members, as well as other citizens can be considered for membership on the committee. No voting action was required in this matter.
5. Question from Doug Weaver - - Mr. Weaver would like to know if his son Jared Weaver can petition to build a dwelling on his lot? Mr. Weaver was informed that this would require a minor subdivision, and was also advised to check the suitability of the proposed building area for onsite sewage before filing a subdivision request. No voting action was required in this matter.
6. Tresnicky Land Merger - - Plans for a merger of a parcel of property to be conveyed to Donald P. and Linda S. Tresnicky to a parcel of property already belonging to, and adjacent to, property already owned by the same was reviewed by the commission members. The survey was prepared by Cortese Associates, and is dated April 1, 2009. The commission noted that item #4 of the survey notes reads "This area is served with public sewer and water." In reality this area is not served with public sewer, only public water. Patrick Greer made a motion to approve the plan with the exception that Note #4 needs to be corrected to reflect the actual conditions. Brian Ott seconded the motion. All commission members in attendance approved, and the motion was carried.
7. Contractor Appeals Board - - The Paint TWP supervisors must have a Contractor Appeals Board in place in Paint Township by July 2009. Patrick Greer made a motion that the Paint Twp Planning Commission board members serve as members of an interim Contractor Appeals Board, until such time as the Paint TWP supervisors issue a final decision. Brian Weaver seconded the motion. All commission members in attendance approved, and the motion was carried.
8. Adjournment - - Patrick Greer made a motion to adjourn the meeting. Thomas Pomroy seconded the motion. Bob Feather then adjourned the meeting at 8:06 pm.

Minutes Submitted May 26, 2009

Brian K. Ott, Secretary



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, May 27, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Bob Feather | Chairman |
| 2. Brian Weaver | Vice-Chairman |
| 3. Brian Ott | Secretary |
| 4. Patrick Greer | Member |

Others Present:

- | | |
|------------------|----------------------|
| 1. Andy Tvarzik | Paint TWP Supervisor |
| 2. Kimberly Bush | Public Participant |
| 3. John Rug | Public Participant |
| 4. Joe Huff | Public Participant |

Orders of Business:

1. Bob Feather called the meeting to order at 7:04 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes of the April 29, 2009 meeting were distributed and reviewed. A conditional motion to accept the minutes was made by Patrick Greer. The exception to accept the minutes was that Item #7 of the April 29th minutes needs to be stricken because: "No one who works for the TWP, or who sits on a TWP board can sit on the Contractors Appeals Board." Bob Feather seconded the motion to approve the minutes. All commission members in attendance approved and the motion was carried.

3. Bush Land Merger - - Kimberly Bush attended the meeting and presented this item for action by the Planning Commission. The parcels, which are the subject of this proposed merger, are located at 3709 and 3715 Berry Drive respectively. Currently there are four deeds covering these parcels, and all of the parcels belong to family members, and or descendants, of Ms. Mary M. Beri. The plans concerning this merger are dated April 23, 2009 and were prepared by Mr. Eugene Bowman. After review of the plans the commission recommended that a statement be added to the plans as follows: "Parcels #1 and #2 will be combined as one parcel and listed as parcel #1. Parcel #3 will remain listed as parcel #3. Easement will be shared with new parcels #1 and #3. Both of the new parcels #1 and #3 will have right-of-way to the easement." A motion to accept the plans (with the addition of the aforementioned) was made by Brian Ott, and seconded by Patrick Greer. All commission members in attendance approved and the motion was carried.
4. Public Comment - - A public comment from John Rugg was made concerning item #3 of the April 29, 2009 minutes concerning the letter that was sent from the TWP to the proprietors of Rambling Hill Estates stating that "plans and details for storm water calculations have been approved pursuant to Paint TWP rules for new developments..." The Planning Commission took the action to assure that EADS Engineering approved the Rambling Hills storm water calculations pursuant to the new TWP regulations of December 4, 2006. If the calculations are found deficient the planning commission will recommend a review of all deficiencies at Rambling Hills Estates, and the Paint TWP supervisors will consider shutting down all building and/or occupancy permits until said deficiencies are corrected. No voting action was required in this matter.
5. Adjournment - - A motion for adjournment was made by Bob Feather and seconded by Patrick Greer. No voting action was required in this matter. The meeting was adjourned at 8:17pm. The next Planning Commission meeting will be held on June 24, 2009.

Minutes Submitted June 17, 2009

Brian K. Ott, secretary



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, June 24, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Brian Weaver | Vice-Chairman |
| 2. Brian Ott | Secretary |
| 3. Patrick Greer | Member |

Others Present:

- | | |
|-----------------|---|
| 1. Andy Tvarzik | Paint TWP Supervisor |
| 2. Tim Walker | Public Participant – Representing Windber Church of God |
| 3. Neil Ickes | Public Participant – Representing Francis Honkus |
| 4. Joe Huff | Public Participant |

Orders of Business:

1. Brian Weaver called the meeting to order at 7:11 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes of the May 27, 2009 meeting were distributed and reviewed. A motion to accept the minutes was made by Patrick Greer, and seconded by Brian Weaver. All commission members in attendance approved and the motion was carried.

3. Old Business – Andy Tvarzik described a meeting held on June 18, 2009 concerning the Rambling Hills Development. The June 18, 2009 meeting consisted of the Paint Township Supervisors, a representative from the office of the Paint Township Solicitor, a representative from EADS engineering, and Bob Feather and Brian Ott from the Paint Township Planning Commission. The main focus of the meeting is the work that the Paint Township Supervisors are doing with DEP soil conservationist Keith Largen to renew the NPDES permits for Rambling Hills and keep the project on track. Also discussed were the township's curtailment of issuance of building and occupancy permits in the Rambling Hills development until new NPDES permits are in place, road deficiencies are corrected, and new construction bonds are issued. During this time the Paint Township Supervisors are trying to keep the adjacent Ridgeview Estates development on track, by getting permission from Keith Largen to extend a sewer line several hundred feet through the Rambling Hills development to service the Ridgeview Estates development. No voting was required on this item.
4. Windber Church of God (WCOG) - - Tim Walker (member of the WCOG) attended the meeting on behalf of the WCOG. WCOG would like to build several residential dwellings on the WCOG property off of Sunny Drive. The property in question is approximately 40 acres. Supposedly these dwellings will be used as retirement homes for retired Church of God pastors. The main question from WCOG focused on what items the planning commission needs to be provided with for the project to move forward. The planning commission advised Mr. Walker that unless a subdivision of the property is created that no planning commission action is necessary, but that necessary township building and sewage permits would be required. However, the planning commission did advise that it would be a good idea to lay out the dwellings according to all planning commission and township regulations so that if WCOG desires to subdivide the property in the future everything would already be in compliance. . No voting was required on this item.
5. Honkus Deed Restructuring - - Presented by Neil Ickes. This item concerns the Honkus property off of Seanor Road. This property contains the Honkus Salvage business and also a large tract of reclaimed strip mine. There are two parcels of property listed on one deed, and it is the desire of Mrs. Frances Honkus to obtain two separate deeds each representing a single parcel of property. Mr. Ickes asked what, if any, actions need to be performed by the planning commission in order for an attorney to draw up two separate deeds. The planning commission members determined that no action was required on behalf of the planning commission because no request for subdivision or land merger is being made. The planning commission did; however, agree to furnish a letter to Mrs. Honkus stating that the planning commission has no jurisdiction or reservations concerning this matter. . No voting was required on this item.

6. Beri/Bush Property Merger - - This was an item from the May 27, 2009 meeting of the planning commission. The plans from the previous meeting were again presented with the changes requested by the planning commission on May 27, 2009. The plans were again reviewed and approved by the planning commission. Brian Weaver signed the plans and sent them to the Paint Township Supervisors for final approval. All members in attendance unanimously approved.
7. A motion to schedule the next planning commission meeting for July 29, 2009 was made by Patrick Greer and seconded by Brian Ott. All members in attendance unanimously approved.
8. Adjournment - - A motion for adjournment was made by Patrick Greer and seconded by Brian Ott. No voting action was required in this matter. The meeting was adjourned at 7:46 pm.

Minutes Submitted July 29, 2009

Brian K. Ott, secretary

**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, July 29, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|-----------------|---------------|
| 1. Brian Weaver | Vice-Chairman |
| 2. Tom Pomroy | Member |

Others Present:

- | | |
|------------------|---|
| 1. Andy Tvarzik | Paint Twp Supervisor |
| 2. Reggie Musser | Public Participant- Representing the Temyer Subdivision |

Orders of Business:

1. Brian Weaver called the meeting to order at 7:15 pm and the Pledge of Allegiance to the Flag was conducted.
2. The minutes of the June 24, 2009 meeting were distributed and reviewed. No action was taken for lack of a quorum.
3. Mr. Musser brought the Sewage Planning Module for the Temyer Subdivision to get approval. Members present approved, will check with another member to get approval before Township meeting next week.
4. Next meeting is set for August 26, 2009 at 7:00 pm
5. A motion for adjournment was made by Tom Pomroy and seconded by Brian Weaver. The meeting was adjourned at 7:34 pm.

**Minutes Submitted August 26, 2009
Brian Weaver, acting secretary**



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, Aug 26, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Bob Feather | Chairman |
| 2. Brian Weaver | Vice-Chairman |
| 3. Brian Ott | Secretary |
| 4. Patrick Greer | Member |

Others Present:

- | | |
|--------------------|----------------------|
| 1. Andy Tvarzik | Paint TWP Supervisor |
| 2. Jerry Thomas | Surveyor |
| 3. Joseph Cominsky | Citizen |
| 4. Ed Pitera | Citizen |

Orders of Business:

1. Bob Feather called the meeting to order at 7:05 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes of the June 24, 2009 and July 29, 2009 meetings were distributed and reviewed. A motion to accept the June 24th minutes was made by Patrick Greer, and seconded by Brian Weaver. . A motion to accept the July 29th minutes was made by Patrick Greer, and seconded by Brian Weaver. All commission members in attendance approved and the motion was carried.

3. Old Business – None
4. Patricia Ott property sale – A plan for Patricia Ott to sell 0.58 acre to June Miller (DBV 1826 Pg 691) was submitted by Jerry Thomas, Professional Surveyor. The plan was reviewed by the commission and deemed fit for approval with the exception that the topographical map in the upper right-hand corner shows an erroneous property position of the subject property. A motion to accept the plans, with the exception that the topographical map must be corrected, was made by Bob Feather and seconded by Brian Ott. All members in attendance unanimously approved the motion with the exception as noted.
5. Public Inquiry – Mr. Ed Pitera asked a question about the location of proposed sewer lines along Route 160 South in the vicinity of the Paint TWP Municipal Building. More specifically Mr. Pitera's question was whether or not the proposed sewer lines would run along both sides of Route 160, and if so, would the lines run in front of or behind the houses lining both sides of Route 160. Andy Tvarzik (Paint-TWP Supervisor) answered that the lines are proposed to run on each side of the road, but whether they will run in front of or behind the houses has not yet been determined. No voting action was required in this matter.
6. Public Inquiry – Mr. Joseph Cominsky asked whether the Township had received any subdivision requests from Berwind Corp. Andy Tvarzik (Paint-TWP Supervisor) answered that the Township had received no such requests, but that he (Tvarzik) would be with Mr. Dan Roman from Berwind Corp. on Tue September 1, 2009 and would ask the question to Mr. Roman. No voting action was required in this matter.
7. A motion to schedule the next planning commission meeting for September 30, 2009 was made by Patrick Greer and seconded by Bob Feather. All members in attendance unanimously approved.
8. Adjournment - - A motion for adjournment was made by Patrick Greer and seconded by Bob Feather. No voting action was required in this matter. The meeting was adjourned at 7:45 pm.

Minutes Submitted September 30, 2009
Brian K. Ott, secretary



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, Sep 30, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Bob Feather | Chairman |
| 2. Brian Weaver | Vice-Chairman |
| 3. Brian Ott | Secretary |
| 4. Thomas Pomroy | Member |

Others Present:

- | | |
|--------------------|--|
| 1. Andy Tvarzik | Paint TWP Supervisor |
| 2. Ken Hollsopple | Paint TWP Supervisor |
| 3. Joe Poborsky | South Fork Resident, Representing Windber Church of God |
| 4. Diane Poborsky | South Fork Resident, Representing Windber Church of God |
| 5. Joseph Cominsky | Paint Township Resident |
| 6. Fred Paulovich | Paint Township Resident |
| 7. Joe Huff | Paint Township Resident |
| 8. Vince Helsel | Richland Resident representing son who is a Paint Twp Property Owner |
| 9. Mrs. Helsel | Richland Resident representing son who is a Paint Twp Property Owner |
| 10. John Rugg | Windber Borough Resident, representing Winchester Estates |

Orders of Business:

1. Brian Weaver called the meeting to order at 7:05 pm, and the Pledge of Allegiance to the Flag was conducted.

2. Bob Feather arrived at 7:08 and took control of the meeting.
3. A review of the minutes of the August 26, 2009 meeting was conducted. A motion to accept the August 26th minutes was made by Brian Weaver, and seconded by Thomas Pomroy. All commission members in attendance approved and the motion was carried.
4. Old Business – Bob Feather questioned when the roads in the Rambling Hills development would be completed. Andy Tvarzik informed the group that the Rambling Hills roads are to be completed by October 31, 2009. There was no voting action required on this matter.
5. Public Inquiry - Joseph Cominsky – Berwind Corporation letters to residents along Route 160 offering to sell back lots to property to property owners along Route 160. Mr. Cominsky presented the commission an informational letter concerning this issue. Mr. Cominsky asked the Planning Commission to ask probing questions of Berwind Corporation if and when Berwind Corporation presents a plan to the planning commission. Mr. Cominsky's letter is hereby on record. The commission members reiterated to Mr. Cominsky that the planning commission has no jurisdiction in this matter. There was no voting action required on this matter.
6. Windber Church of God – Mr. Joe Poborsky presented a preliminary plan for what the Windber Church of God would like to do with their 40-acre property situate along Sunny Drive. The property currently contains the church parsonage and a picnic pavilion. The Church desires to build four separate dwelling units, but not to subdivide the property. The action of the Church does not require planning commission approval, but the commission advised the church on regulations that must be followed in regard to roads, sewer, lines, etc., concerning what would be considered an apartment complex. If the roads are installed to code the church may present a plan to the planning commission to petition the township to take over the roads. The commission also advised the church to have their project engineer communicate with EADS (the current township engineering firm). There was no voting action required on this matter.
7. Myron Shaffer – Plan to subdivide a lot off of Mr. Myron Shaffer's property was previously given to the township secretary Wendy Senior. There was no representative present to present the plans at the meeting. The intent of this subdivision is to create a future building lot for a family member. Motion to accept plan made by Brian Ott, and seconded by Thomas Pomroy. There was unanimous approval by commission members and the motion carried.

8. Vince Helsel was here representing his son. Mr. Helsel's son Mathew Helsel owns a lot at the top of Baumgardner Heights in Paint Township. Mr. Helsel's son would like to subdivide his existing lot into three lots and sell them as building lots. There is public sewer and public water on site. Commission suggested that they line up a potential buyer(s) and then proceed with a subdivision as necessary, as there is nothing to preclude a subdivision. There was no voting action required on this matter.
9. Winchester Estates - John Rugg presented a modified plan for the installation of natural gas utility lines in the Winchester Estates development. Keystone Gas Co-op has increased the cost of natural gas installation eight-fold, so the only choice is to install the gas lines in phases. The plan includes one area in the cul-de-sac section of Terrapin Drive where a road cut will have to be made to run the gas line under the road. The amount of rock, and the proximity to outer buried utilities, precludes "torpedo-ing" under the road. Mr. Rugg is requesting the Planning Commission to approve a relocation of a 10' easement in the vicinity of the cul-de-sac on Terrapin Drive to accommodate the natural gas installation. Bob Feather made a motion to accept the changes to the easements on the plan as presented on Keystone Cooperative Assoc. drawing # A-1-175 dated 9/28/2009 with the stipulation that this change be incorporated into the as built drawings. Bob Feather's stipulated motion was seconded by Brian Ott. All members in attendance unanimously approved, and the motion carried.
10. A motion to schedule the next planning commission meeting for October 28, 2009 was made by Brian Ott and seconded by Thomas Pomroy. All members in attendance unanimously approved.
11. Adjournment - - A motion for adjournment was made by Bob Feather and seconded by Brian Ott. No voting action was required in this matter. The meeting was adjourned at 8:17 pm.

Minutes Submitted October 28, 2009

Brian K. Ott, secretary



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, October 28, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Bob Feather | Chairman |
| 2. Brian Weaver | Vice-Chairman |
| 3. Brian Ott | Secretary |
| 4. Patrick Greer | Member |

Others Present:

- | | |
|--------------------|----------------------|
| 1. Andy Tvarzik | Paint TWP Supervisor |
| 2. Pete Mishko Jr. | Paint TWP Resident |
| 3. Jared Weaver | Paint TWP Resident |
| 4. Doug Weaver | Paint TWP Resident |
| 5. Joseph Cominsky | Paint TWP Resident |
| 6. Joe Huff | Paint TWP Resident |
| 7. Thomas Feather | Paint TWP Resident |

Orders of Business:

1. Bob Feather called the meeting to order at 7:05 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes of the September 30, 2009 minutes was conducted. A conditional motion to accept the September 30th minutes was made by Patrick Greer, and seconded by Brian Weaver. All commission members in attendance approved and the motion was carried. The condition is that it should be mentioned in item #7 of the September 30, 2009 minutes that "an 8 inch diameter sewer main be extended up Jay Street to Fairview Drive to a new manhole at the intersection of Jay Street and Fairview Drive." This change must be incorporated onto the drawing submitted by Jerry Thomas and dated August 11, 2009. All commission members in attendance approved and the motion was carried. No Voting action was required on this matter.
3. Old Business – Rambling Hills Development - Bob Feather requested an update from Andy Tvarzik (Paint TWP Supervisor), on the progress on the roads in the Rambling Hills Development. Mr. Tvarzik indicated that Rambling Hills will miss the October 31, 2009 deadline by about 1 week because of the current rainy weather. This item will be reexamined at the next meeting of the planning commission, and does not appear to present a problem.
4. Pete Mishko – Updated the planning commission of the ongoing desire to incorporate several unclaimed parcels of land, comprising an old "pole line" into his larger parcel. The land surveyors are still working on correcting a past Ripple survey of the area. There are several small undeeded parcels of delinquent land that Mr. Mishko would like to claim. Mr. Mishko showed the commission members a drawing reflecting what is going on in correcting mistakes on the past survey, and also establishing the correct sizes and boundaries of the undeeded parcels. The planning commission thanked Mr. Mishko for the update and advised that, after the survey(s) are complete, an attorney will have to place a public notice of the intent of Mr. Mishko to claim the undeeded land and wait the appropriate amount of time for other claimants to come forth. Also back taxes may have to be paid. This will have to be recorded as a land merger, at which time the planning commission must approve the merger. No Voting action was required on this matter.
5. Doug Weaver / Jared Weaver – Weaver Subdivision plan was presented. The plans were drawn by Musser Engineering, dated 10/14/2009, and titled "Plan of Survey for Weaver Subdivision." The plans were reviewed by the commission and found to be in compliance with all rules and ordinances. A motion to approve the plans was made by Brian Ott seconded Patrick Greer. Refer to drawing for other notes. All commission members in attendance approved and the motion was carried, and sent on to the township supervisors for final approval.

6. Joseph Cominsky – Mr. Cominsky was called upon. Mr. Cominsky had nothing specific to offer, except to ask for a copy of 9/30/09 minutes. An extra copy of the minutes was given to Mr. Cominsky. No Voting action was required on this matter.
7. Thomas Feather – Mr. Thomas Feather was here to satisfy a Boy Scott merit badge requirement of attending a government meeting, and his attendance was recognized by the commission members.
8. Discussion on Subdivision and Land Development Regulations item 505.4 – The current wording of this section concerning setback lines reads:

“Structures built on lots shall meet the following setback lines depending on the availability of public water and sanitary sewer service. In all sections of the township not served by sanitary sewer and/or public water facilities, structures shall be constructed no closer than twenty-five (25) feet from front, fifteen (15) feet from side, and fifteen (15) feet from rear property lines.”

The planning commission decided to recommend, to the township supervisors, an amendment to the Subdivision and Land Development Regulations in the form of new item 505.4.1 to grandfather properties in existence prior to 1/1/2000, which may not be in compliance with item 505.4. The proposed wording for new item 505.4.1 reads:

“Structures built on lots prior to January 1, 2000 shall meet the following setback lines depending on the availability of public water and sanitary sewer service. In all sections of the township not served by sanitary sewer and/or public water facilities, structures shall be constructed no closer than twenty-five (25) feet from front property line, fifteen (15) feet from rear property line, and at least seven (7) feet from a side property line with a combined total of twenty-five (25) feet of side clearance between the said structure and the next adjacent structure on the same side.”

A motion to draft a resolution to the Paint Township Supervisors on this addition to the Subdivision and Land Development Regulations was made by Patrick Greer and seconded by Brian Ott. All commission members in attendance approved and the motion was carried, and the resolution was sent on to the township supervisors for final approval.

9. Township Note – The Creation of a Single Contractor Appeals Board was approved by the township supervisors. Further updates on the Contractor Appeals Board will be made at subsequent Planning Commission Meeting as deemed necessary.
10. A motion to schedule the next planning commission meeting for November 25, 2009 was made by Brian Ott and seconded by Patrick Greer. All members in attendance unanimously approved and the motion was carried.
11. Adjournment - - A motion for adjournment was made by Bob Feather and seconded by Patrick Greer. No voting action was required in this matter. The meeting was adjourned at 8:17 pm.

Minutes Submitted November 25, 2009

Brian K. Ott, secretary



**Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wed, November 25, 2009
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963**

Commission Members Present:

- | | |
|------------------|---------------|
| 1. Bob Feather | Chairman |
| 2. Brian Weaver | Vice-Chairman |
| 3. Brian Ott | Secretary |
| 4. Patrick Greer | Member |
| 5. Tom Pomroy | Member |

Others Present:

- | | |
|-----------------|---------------------------------------|
| 1. Andy Tvarzik | Paint TWP Supervisor |
| 2. Joe Huff | Public Participant (Supervisor Elect) |

Orders of Business:

1. Bob Feather called the meeting to order at 7:05 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes of the October 28, 2009 meeting were distributed and reviewed. A motion to accept the minutes was made by Patrick Greer, and seconded by Bob Feather. All commission members in attendance approved and the motion was carried.

3. Old Business – Bob Feather asked Andy Tvarzik (Paint TWP Supervisor) for an update on the status of the roads in the Rambling Hills Development. Mr. Tvarzik stated the Mr. George Spinelli (PennDOT) had verbally approved the work done on the roads in the Rambling Hills Development with the exception that the cul-de-sac on Rambling Road in the neighboring Ridgeview Estates must be widened to 16 ft. Further 13 of 41 lots have been sold in Rambling Hills Development; therefore, according to Paint TWP regulations further work on the development cannot be ordered to be stopped. No voting on this matter was necessary.
4. New Business – Set Backs from Property Lines (Reference October 28, 2009 minutes). In the Paint Township Planning Commission Meeting to be held in January, February, and March of 2010 - - the planning commission will look into the possibility of adding another clause (as item 505.4.2) which will deal with property setbacks for Townhouses and Condominiums, should future development contain these types of dwellings. No voting on this matter was necessary.
5. New Business – A letter was received from the Somerset County Planning Commission offering to provide technical assistance on a wide variety of planning-related issues free of charge to all township planning commissions within Somerset County. Patrick Greer took the action item to draft a response to the county planning commission to request assistance on a) Developing Comprehensive Plans, and b) Parks and Playgrounds. No voting on this matter was necessary.
6. A motion to schedule the next planning commission meeting for January 27, 2009 was made by Brian Ott and seconded by Patrick Greer. All members in attendance unanimously approved, and the motion was carried.
7. Adjournment - - A motion for adjournment was made by Patrick Greer and seconded by Tom Pomroy. No voting action was required in this matter. The meeting was adjourned at 7:44 pm.

Minutes Submitted January 13, 2009

Brian K. Ott, secretary

NOTE: The planning commission does not hold a December meeting. Also, in December the Paint TWP Supervisors decided to modify the date that the Paint TWP Planning Commission meets from the last Wednesday of every month (except December) at 7:00pm to the Second Wednesday of every month (except December) to better align with the Supervisors scheduled monthly meetings that are now held on the third Tuesday of every month.