

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday January 11, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

- | | |
|------------------|-----------|
| 1. Patrick Greer | Secretary |
| 2. Bob Feather | Chairman |
| 3. John Venzon | Member |

Others Present:

- | | |
|------------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
| 2. Andy Tvardzik | Paint Township Supervisor |
| 3. Mark Walker | Zoning Consultant |
| 4. Joe Cominsky | Public Participant |

Orders of Business:

Procedural 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 from the November 9, 2011 meeting were reviewed. A motion to accept the minutes as written was made by John Venzon, and seconded by Patrick Greer. The motion was unanimously approved.

Reorganization:

1. A motion to retain the current Chair, Vice Chair, and Secretary was made by John Venzon, and seconded by Patrick Greer. The motion was unanimously approved.

Old Business:

1. There was no old business to discuss.

New Business:

1. Joe Cominsky – Mr. Cominsky brought up concerns he had with the plumbing inspections and pressure tests for the sewer taps. Bob Feather explained the pressure test, DEP regulations, and the Townships inspection process. No voting action was required.
2. Zoning – Mark Walker presented the commission with a revised copy of the rough draft. Several revisions were made, and will be reviewed by commission members to be voted on at the next meeting. No voting action was required.
3. Bob Feather set the date for the next meeting for February 8, 2012 at 7:00 pm.
4. A motion to adjourn was made by Patrick Greer and seconded by John Venzon. The motion was unanimously approved

Minutes submitted February 8, 2012

Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday February 8, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

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

Others Present:

- | | |
|----------------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
| 2. William Sipko | Public Participant |
| 3. William Sipko Jr. | Public Participant |
| 4. Joe Cominsky | Public Participant |
| 5. Robert Werhovsek | Public Participant |
| 6 Bill Saro | Public Participant |

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the January 11, 2012 meeting were reviewed. A motion to accept the minutes as written was made by John Venzon, and seconded by Bob Feather. The motion was unanimously approved.

Old Business:

1. There was no old business to discuss.

New Business:

1. William Sipko – Mr. Sipko brought in a preliminary plan to build a pole building on his property. It was proposed that Mr. Sipko do a lot line change, and provide the commission with a storm water plan. No voting action was required.
2. Joe Cominsky – Mr. Cominsky had concerns about the zoning ordinance being worked on by the commission. It was stated that everything to this point is still in rough draft. No voting action was required.
3. Zoning – Several revisions were made to the rough draft. The draft will be sent to Mark Walker for updating. No voting action was required.
4. Bob Feather set the date for the next meeting for March 14, 2012 at 7:00 pm.
5. A motion to adjourn was made by John Venzon and seconded by Bob Feather. The motion was unanimously approved

Minutes submitted March 14, 2012

Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday March 14, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

- | | |
|------------------|-----------|
| 1. Patrick Greer | Secretary |
| 2. Bob Feather | Chairman |
| 3. John Venzon | Member |
| 4. Tom Pomroy | Member |

Others Present:

- | | |
|------------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
| 2. William Sipko | Public Participant |
| 3. Jim Cover | Public Participant |
| 4. Joe Cominsky | Public Participant |
| 5. Brian Clement | Public Participant |
| 6. Bill Cominsky | Public Participant |
| 7. Brian Kelley | Public Participant |

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the February 8, 2012 meeting were reviewed. A motion to accept the minutes as written with a note as to the change of Robert Verhovsek's name was made by John Venzon, and seconded by Bob Feather. The motion was unanimously approved.

Old Business:

1. There was no old business to discuss.

New Business:

1. Jim Cover – Mr. Cover brought in a plan for the dealership upgrade. The planning commission members reviewed the plan. A motion to send the plan on to the Supervisors was made by John Venzon, and seconded by Tom Pomroy. The motion was unanimously approved.
2. Bill Cominsky – Mr. Cominsky asked the Planning Commission questions about the proposed zoning and the time lines involved in the process of creating the zoning ordinance. The process was explained to Mr. Cominsky. No voting action was required.
3. William Sipko – Mr. Sipko brought in a final plan for the proposed incidental boundary line change. A motion to approve the plan as submitted was made by Patrick Greer, seconded by John Venzon. The motion was unanimously approved.
4. William Sipko – Mr. Sipko also brought in a plan for the proposed building expansion and site development. A motion to accept the plan pending the EADS group approval of the erosion and sedimentation plan was made by John Venzon, and seconded by Bob Feather. The motion was unanimously approved.
5. Joe Cominsky – Mr. Cominsky read aloud a letter that he drafted to the Supervisors, and Planning Commission members of Paint Township. The letter pertained to questions that he had asked directly to Jeff Silka at the last Supervisors meeting and concerns he has about the zoning of Paint Township. The letter was accepted as written and will be attached to the meetings minutes. No voting action was required.
6. Philip and Lisa Petrunak - Plans were submitted to the Planning Commission for a proposed extension of an existing private lane in Ridge View Estates. A motion to accept the plan as submitted was made by Tom Pomroy, and seconded by John Venzon. The motion was unanimously approved.
7. Zoning – Pennsylvania Act 13 was discussed. It was stated that Mr. Walker and the Townships Solicitor will have to review the act and make recommendations for all necessary changes to the zoning requirements pertaining to oil and gas development. Previous changes were reviewed for accuracy. Definitions were discussed. No voting action was required.
8. Bob Feather set the date for the next meeting for April 11, 2012 at 7:00 pm.
9. A motion to adjourn was made by John Venzon and seconded by Tom Pomroy. The motion was unanimously approved

Minutes submitted April 11, 2012

Patrick Greer, secretary

Paint Township Planning Commission
Paint Township Supervisors
1741 Basin Drive
Windber, PA 15963

March 14, 2012

Joseph J. Cominsky
735 Dark Shade Drive
Windber, PA 15963

Gentleman,

On February 21-2012, I attended the Paint Township Supervisors meeting, which was held at 3:30 PM at the Paint Township Municipal Building, 1741 Basin Drive.

As the meeting progressed a mister Jeffrey F. Silka of the Somerset County Industrial Development Authority was introduced to all present.

The purpose of Mr. Silka's attendance at the meeting was, to inform, explain, enlighten, and answer any and all questions that would arise pertaining to the proposed "zoning ordinance" being proposed for all of Paint Township.

Mr. Silka seemed very knowledgeable and forthright in answering questions that I and others had asked of him, in regards to zoning and existing land uses --- specifically --- existing business land uses.

Of the questions I asked Mr. Silka, two replies literally astonished me! I asked Mr. Silka, if zoning is implemented in Paint Township and an area is deemed residential – with an existing business or land-use "grand-fathered" in – how could that business or land –use lose its exemption and revert back forever more to be residential. I referred directly across the street – and even pointed to Blair Auto in particular.

Mr. Silka stated very clearly. If there was a fire and 51% of the building burned Blair Auto, under the zoning variance granted him would not be able to rebuild and the property would automatically revert forever to residential.

I said, "how can that be, in many instances a business can exist upon a property without the need of buildings to conduct business activities?"

Mr. Silka's reply shocked and astonished me! Mr. Silka stated in no uncertain terms, " A business cannot exist without a building being present upon the business property." My reply was that is totally absurd! I than referenced my property directly behind Blair's Auto – which has had various business

activities conducted upon the land since 1974. I stated to Mr. Silka that there is no building upon that property, because none is needed at present and you are telling me I don't have a business property? His answer to me and the others present was an emphatic, no you don't have a business property!

It now seems very clear --- once again -- as with sewage in Paint Township individual property rights will be trampled, the taxpaying base will be ignored -- and a few will reap great benefits while the vast majority of Paint Township residents will have their "taste of a zoning type Obama Care," shoved down their throats!

At this point in time, I have no idea as to how the land upon which I reside and carry on business activities will be "zoned."

I am assuming that like the Paint Township Municipal Building and its supporting activities, which are many and varied, and is very, very much a "business activity" being carried out on a daily basis, should be classified "or zoned" as industrial.

Therefore, that being said I fully expect that Blair Auto and my properties be classified as the Paint Township Complex across the street should-be -- zoned as industrial. And as far as a "building" being needed to constitute a viable business---my home, my residence, will be that building.

Again, I want no special favors, I just want what my neighbors have at present (Paint Township & Blair Auto) that being the full right to carry on business activities on my properties without reservations or restrictions being imposed on me.

I thank you for the opportunity to voice my concerns in regards to this matter and request that this letter in its entirety be recorded in the minutes of this meeting.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Joseph J. Cominsky". The signature is fluid and cursive, with the first name "Joseph" and last name "Cominsky" clearly distinguishable.

Joseph J. Cominsky
Property owner- Paint Township

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday April 11, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

- | | |
|----------------|----------|
| 1. Bob Feather | Chairman |
| 2. John Venzon | Member |
| 3. Tom Pomroy | Member |

Others Present:

- | | |
|------------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
| 2. William Sipko | Public Participant |
| 3. Joe Cominsky | Public Participant |

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the March 14, 2012 meeting were reviewed. A motion to accept the minutes as written was made by John Venzon, and seconded by Tom Pomroy. The motion was unanimously approved.

Old Business:

1. There was no old business to discuss.

New Business:

1. William Sipko – Mr. Sipko inquired about the plans he submitted for his building expansion to Mark Walker. It was stated that the plans are being reviewed by the EADS group. No voting action was required.

2. Joe Cominsky – Mr. Cominsky was attending the meeting to hear about the proposed zoning. No voting action was required.
3. Zoning – Definitions, sizes, and setbacks were discussed. No voting action was required.
4. Bob Feather set the date for the next meeting for May 9, 2012 at 7:00 pm.
5. A motion to adjourn was made by John Venzon and seconded by Tom Pomroy. The motion was unanimously approved

Minutes submitted May 9, 2012

Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday May 9, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

- | | |
|------------------|-----------|
| 1. Bob Feather | Chairman |
| 2. John Venzon | Member |
| 3. Tom Pomroy | Member |
| 4. Patrick Greer | Secretary |

Others Present:

- | | |
|-----------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
| 2. Jay Shaffer | Public Participant |
| 3. Joe Cominsky | Public Participant |
| 4. John Rugg | Public Participant |

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the April 11, 2012 meeting were reviewed. A motion to accept the minutes as written was made by Tom Pomroy, and seconded by John Venzon. The motion was unanimously approved.

Old Business:

1. There was no old business to discuss.

New Business:

1. Jay Shaffer – Mr. Shaffer had questions pertaining to a subdivision of his father's farm. Major and Minor subdivisions were discussed. Property lot line changes were also discussed. No voting action was required.
2. Joe Cominsky – Mr. Cominsky was attending the meeting to hear about the proposed zoning. No voting action was required.
3. John Rugg- Mr. Rugg submitted plans for a subdivision off of Lot 57A in Winchester Estates. A motion to approve the plan with the proper signatures and notary was made by Patrick Greer, and seconded by Tom Pomroy. The motion was unanimously approved. Mr. Rugg also submitted plans for a gas line easement for Falcon drive. A motion to accept the plan with approval and documentation from Mr. and Mrs. Maurer, and the movement of the easement to the property line between lots 10 and 11 was made by John Venzon, and seconded by Patrick Greer. The motion was unanimously approved.
4. Zoning – It was stated that Mark Walker is still working on the changes and grammatical errors. Small scale wind turbines were also discussed. No voting action was required.
5. Bob Feather set the date for the next meeting for June 13, 2012 at 7:00 pm.
6. A motion to adjourn was made by Patrick Greer and seconded by John Venzon. The motion was unanimously approved

Minutes submitted June 13, 2012

Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday June 13, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

- | | |
|------------------|-----------|
| 1. Bob Feather | Chairman |
| 2. John Venzon | Member |
| 3. Tom Pomroy | Member |
| 4. Patrick Greer | Secretary |

Others Present:

- | | |
|--------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
| 2. John Rugg | Public Participant |

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the May 9, 2012 meeting were reviewed. A motion to accept the minutes as written was made by Tom Pomroy, and seconded by John Venzon. The motion was unanimously approved.

Old Business:

1. There was no old business to discuss.

New Business:

1. John Rugg- Mr. Rugg submitted plans for a lot line change to his Megan Place minor subdivision. A motion to approve the plan as written was made by John Venzon and seconded by Patrick Greer. The motion was unanimously approved.

2. Bob Feather set the date for the next meeting for July 11, 2012 at 7:00 pm.
3. A motion to adjourn was made by John Venzon and seconded by Patrick Greer.
The motion was unanimously approved

Minutes submitted July 11, 2012

Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday July 11, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

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

Others Present:

- | | |
|-----------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
| 2. Rich Oldham | Public Participant |
| 3. Jed Temyer | Public Participant |
| 4. Tony Temyer | Public Participant |
| 5. Bob Lapinsky | Public Participant |
| 6. Joe Cominsky | Public Participant |

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:02 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the June 13, 2012 meeting were reviewed. A motion to accept the minutes as written was made by John Venzon, and seconded by Bob Feather. The motion was unanimously approved.

Old Business:

1. Bob Feather inquired about the plans for John Ruggs Megan place subdivision. It was stated that they had not yet been submitted to the supervisors.
2. Bob Feather inquired about the paving in both Winchester Estates, and Rambling Hills.

New Business:

1. Joe Cominsky – Mr. Cominsky inquired about the current state of the Zoning. It was stated that we are still waiting on Mark Walker to put together another draft. No voting action was required.
2. Jed Temyer – Mr. Temyer inquired about a lot line change. No voting action was required.
3. Robert Lapinsky – Mr. Lapinsky had a question regarding two parcels of property he was purchasing. No voting action was required.
4. Rich Oldham – Mr. Oldham submitted plans for a minor subdivision for Michael Shaffer. A motion to accept the plan as submitted with the addition of a utility easement for the residue lot was made by Patrick Greer and seconded by John Venzon. The motion was unanimously approved. Mr. Oldham also inquired about lot line changes for Jay Shaffer. No voting action was required.
5. Zoning – Bob Feather is still working on getting together with Mark Walker to try to finalize a draft for the commission to potentially vote on.
6. Bob Feather set the date for the next meeting for August 8, 2012 at 7:00 pm.
7. A motion to adjourn was made by John Venzon and seconded by Brian Weaver. The motion was unanimously approved

Minutes submitted August 8, 2012

Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday August 8, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

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

Others Present:

- | | |
|-------------|---------------------------|
| 1. Joe Huff | Paint Township Supervisor |
|-------------|---------------------------|

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the July 11, 2012 meeting were reviewed. A motion to accept the minutes as written was made by Bob Feather, and seconded by John Venzon. The motion was unanimously approved.

Old Business:

1. No old business

New Business:

1. Lapinsky Plan – A plan was submitted to the planning commission pertaining to subdivision. It was not clear what Mr. Lapinsky was asking the commission to do, and he was not present to discuss the matter. A motion to deny the plan as submitted was made by Bob Feather, and seconded by John Venzon. The motion was unanimously approved. Bob Feather stated that Mr. Lapinsky needs to further explain to the commission his intentions for the property in question, to see if the planning commission needs to take any action.

2. Zoning – Bob Feather talked to Mr. Walker and will be meeting with him next week to discuss the last revisions that the planning commission made to the zoning. No voting action was required.
3. Zoning – Bob Feather stated that he would like to know the costs to the township and the homeowners of implementing the new zoning ordinance. He will be discussing this with Mr. Walker at there meeting next week. No voting action was required.
4. Bob Feather set the date for the next meeting for September 12, 2012 at 7:00 pm.
5. A motion to adjourn was made by Patrick Greer and seconded by John Venzon. The motion was unanimously approved

Minutes submitted September 12, 2012

Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday October 10, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

- | | |
|------------------|------------|
| 1. Brian Weaver | Vice Chair |
| 2. Patrick Greer | Secretary |
| 3. Tom Pomroy | Member |
| John Venzon | Member |

Others Present:

- | | |
|--------------------|--------------------|
| 1. Randy Myers | Public Participant |
| 2. Carl Myers | Public Participant |
| 3. Michael Shaffer | Public Participant |
| 4. Joe Cominsky | Public Participant |

Orders of Business:

Procedural Business:

1. Patrick Greer called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the August 8, 2012 meeting were reviewed. A motion to accept the minutes as written was made by John Venzon, and seconded by Tom Pomroy. The motion was unanimously approved. There was not a quorum for the September meeting therefore there will be no minutes to approve.

Old Business:

1. There was no old business to discuss.

New Business:

1. Randy Myers – Mr. Myers explained in detail the proposed Lapinsky Lot Line Adjustment. No voting action was required.
2. Joe Cominsky – Mr. Cominsky reiterated his comments from the discussion that took place at the September meeting where there was no quorum. He wanted his remarks to be put on record. They are as follows. Mr. Cominsky had a comment

- about the proposed zoning for Paint Township. He enquired about the amount of money that has been spent on the project so far. Mr. Huff informed him that \$7500.00 was spent to date. Mr. Cominsky also stated that he attended the special meeting on Wednesday September 5, 2012 pertaining to the Townships financial status. At that meeting Mr. Cominsky asked the residence attending if they were in favor of a zoning ordinance for Paint Township. Mr. Cominsky felt that the overwhelming majority of attendees were not in favor of the ordinance. He wanted it stated for the record that he feels the proposed zoning ordinance should be stopped altogether. No voting action was required.
3. Michael Shaffer – Mr. Shaffer had questions concerning sewer taps on his property. A discussion ensued with Mr. Weaver answering his questions. No voting action was required.
 4. Brian Weaver set the date for the next meeting for November 14, 2012 at 7:00 pm.
 5. A motion to adjourn was made by Patrick Greer and seconded by John Venzon. The motion was unanimously approved.

Minutes submitted November 14, 2012
Patrick Greer, secretary

Minutes of the
Paint Township Planning Commission Meeting
7:00 pm Wednesday November 14, 2012
Paint Township Municipal Building
1741 Basin Drive Windber, PA 15963

Commission Members Present:

- | | |
|------------------|-----------|
| 1. Bob Feather | Chairman |
| 2. Patrick Greer | Secretary |
| 3. Tom Pomroy | Member |
| 4. John Venzon | Member |

Others Present:

- | | |
|------------------|--------------------|
| 1. Andy Tvardzik | Supervisor |
| 4. Joe Cominsky | Public Participant |

Orders of Business:

Procedural Business:

1. Bob Feather called the meeting to order at 7:03 pm, and the Pledge of Allegiance to the Flag was conducted.
2. The minutes from the October 10, 2012 meeting were reviewed. A motion to accept the minutes as written was made by John Venzon, and seconded by Tom Pomroy. The motion was unanimously approved.

Old Business:

1. There was no old business to discuss.

New Business:

1. Joe Cominsky – Mr. Cominsky had no new business
2. Bob Feather stated that the commission members will be notified about the dates for the 2013 planning commission meetings. The next meeting will be in January of 2013.
3. A motion to adjourn was made by Patrick Greer and seconded by Tom Pomroy. The motion was unanimously approved.

Minutes submitted January, 2013
Patrick Greer, secretary