

**AGENDA**  
**WORKSHOP MEETING – BOARD OF COMMISSIONERS – JUNE 12, 2023, 7:00 PM**

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1. **Sunnybrook Road Traffic Concerns** – review the results of a traffic study completed by the Police Department
2. **Ordinance – Amendments to Chapter 107, Vehicles and Traffic** - review and consider authorizing advertisement of an ordinance amending Chapter 107 of the Township Code to update the parking fee schedule, and to prohibit unlicensed motorized vehicles and to authorize confiscation of same
3. **Police Community Relations** – review of programs and initiatives created by neighboring police departments to foster community relations
4. **ARPA Beneficiary Agreement** – review and consider authorizing the execution of an agreement with the Flourtown Fire Company for the purpose of a new fire truck
5. **Police and Fire Car Show** – review a request to permit the consumption of beer and hard cider within the show display area
6. **Land Development – 902 Pleasant Avenue** – accept a letter granting an extension to the 90-day land development review process
7. **Land Development – St. Genevieve’s Church** – consider a request to waive the formal land development review process in order to locate a modular classroom on the property
8. **Resolution No. 1609 – Land Development – 900/1000 Mermaid Lane** – granting preliminary/final approval for the redevelopment of an existing industrial property
9. **Resolution No. 1610 – Land Development – Mount Saint Joseph Academy** – granting preliminary/final land development approval for the construction of a 3,800 square foot building addition
10. **Resolution No. 1611** – a resolution reviewing the fee in lieu of dedication of land for parks and recreation purposes
11. **Recycling Report** – review the monthly recycling activities
12. **Environmental Advisory Commission** – consider the reappointment of an existing member, accept the resignation of one member and consider appointing an associate member to fill the vacancy
13. **Municipal Campus Energy Audit** – receive a presentation regarding the energy savings that have been realized as a result of adjustments made to HVAC systems

14. **Bid – Bysher Fields ADA Improvements** – review bids received and consider awarding a contract
15. **Sale of Used Vehicle** - authorize the sale of a 2016 Ford Interceptor via on-line auction
16. **Township Manager’s Report** – discuss operational issues as outlined in the Monthly Report
17. **June Bill Listing** – review and approve the monthly bill listing and check reconciliation of the previous month
18. **Resolution No. 1612** – a resolution requesting an amendment to the Sterling Act to require up to 1% of non-resident earned income tax collected by the City of Philadelphia be remitted to the municipality in which the taxpayer resides
19. **Civilian Specialist** – consider a request from the Chief of Police to replace a part time receptionist position with a full time civilian specialist position to support police operations
20. **Zoning Hearing Board Agenda** – announce the agenda of any special or regular meeting of the Zoning Hearing Board
21. **1725 Walnut Avenue** – authorize the execution of an Additional Services Agreement with BL Companies to perform additional environmental consulting services; consider the addition of up to two additional neighbors to participate in the steering committee to assist with the park master planning process
22. **Pickleball** – review the estimated costs associated with the construction of outdoor pickleball courts and the installation of noise abatement

NEW BUSINESS

MICHAEL TAYLOR  
MANAGER/SECRETARY

**NOTE: AGENDA ITEMS ARE SUBJECT TO CHANGE WITHOUT FURTHER NOTICE!**

**ANY INDIVIDUAL WITH A DISABILITY WISHING TO ATTEND THE ABOVE SCHEDULED MEETING AND REQUIRING AN AUXILIARY AID, SERVICE OR OTHER ACCOMMODATION TO PARTICIPATE IN THE PROCEEDINGS, PLEASE CONTACT THE OFFICE OF THE TOWNSHIP MANAGER AT 215-836-7600, 72 HOURS PRIOR TO THE MEETING.**

**AGENDA**  
**BUSINESS MEETING – BOARD OF COMMISSIONERS – JUNE 14, 2023, 7:30 PM**

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1. **Ordinance – Amendments to Chapter 107, Vehicles and Traffic** - review and consider authorizing advertisement of an ordinance amending Chapter 107 of the Township Code to update the parking fee schedule, and to prohibit unlicensed motorized vehicles and to authorize confiscation of same
2. **ARPA Beneficiary Agreement** – review and consider authorizing the execution of an agreement with the Flourtown Fire Company for the purpose of a new fire truck
3. **Land Development – 902 Pleasant Avenue** – accept a letter granting an extension to the 90-day land development review process
4. **Land Development – St. Genevieve’s Church** – consider a request to waive the formal land development review process in order to locate a modular classroom on the property
5. **Resolution No. 1609 – Land Development – 900/1000 Mermaid Lane** – granting preliminary/final approval for the redevelopment of an existing industrial property
6. **Resolution No. 1611** – a resolution reviewing the fee in lieu of dedication of land for parks and recreation purposes
7. **Recycling Report** – review the monthly recycling activities
8. **Environmental Advisory Commission** – consider the reappointment of an existing member, accept the resignation of one member and consider appointing an associate member to fill the vacancy
9. **Bid – Bysher Fields ADA Improvements** – review bids received and consider awarding a contract
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12. **Resolution No. 1612** – a resolution requesting an amendment to the Sterling Act to require up to 1% of non-resident earned income tax collected by the City of Philadelphia be remitted to the municipality in which the taxpayer resides
13. **Zoning Hearing Board Agenda** – announce the agenda of any special or regular meeting of the Zoning Hearing Board
14. **1725 Walnut Avenue** – authorize the execution of an Additional Services Agreement with BL Companies to perform additional environmental consulting services; consider the addition of up to two additional neighbors to participate in the steering committee to assist with the park master planning process

MICHAEL TAYLOR  
MANAGER/SECRETARY

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# SPEED DATA ANALYSIS

## Location



213 Sunnybrook  
Latitude: 40.114670  
Longitude: -75.208633

## Analysis Time Period



Start	End
6/1/2023 11:21 AM	6/7/2023 11:42 AM

## Vehicles Analyzed



6,943

## Speed Limit



25

## Total Enforceable Violations



70

## Average Speed



24

## % Enforceable Violations



1%

## Fastest Speed



86

## Enforcement Rating

LOW

## Slowest Speed



6

Default Report Title  
 Use Preferences to Define Titles  
 Vehicle Totals - Combined

<= 2	<= 4	<= 6	<= 8	<= 10	<= 12	<= 14	<= 16	<= 18	<= 20	<= 22	<= 24	<= 26	> 26
0	0	0	70	72	71	83	139	260	532	804	1169	1386	2357
85th Percentile: 28.6													

Vehicle Totals - Approaching, Near Lane

<= 2	<= 4	<= 6	<= 8	<= 10	<= 12	<= 14	<= 16	<= 18	<= 20	<= 22	<= 24	<= 26	> 26
0	0	0	26	24	29	31	48	93	168	259	421	573	1117
85th Percentile: 29.2													

Vehicle Totals - Receding, Far Lane

<= 2	<= 4	<= 6	<= 8	<= 10	<= 12	<= 14	<= 16	<= 18	<= 20	<= 22	<= 24	<= 26	> 26
0	0	0	44	48	42	52	91	167	364	545	748	813	1240
85th Percentile: 28.1													

## Speed Enforcement Evaluator

### Location

213 Sunnybrook

### Total Percentage of Enforceable Violations

### Analysis Dates

Start: 6/1/2023

End: 6/7/2023

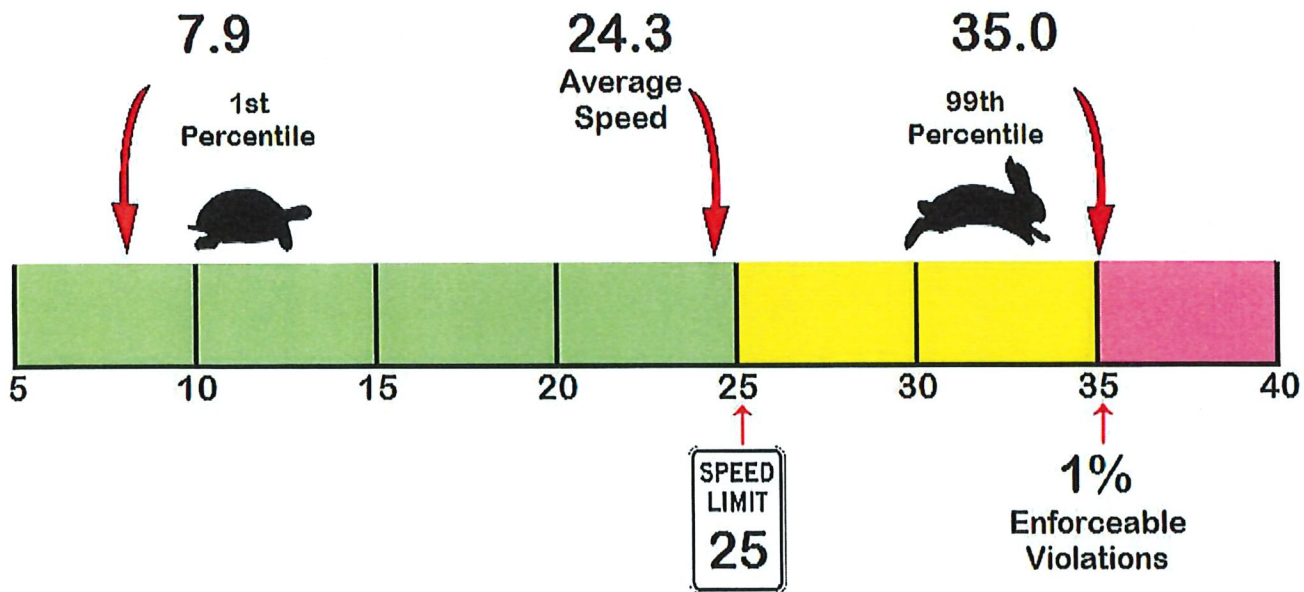
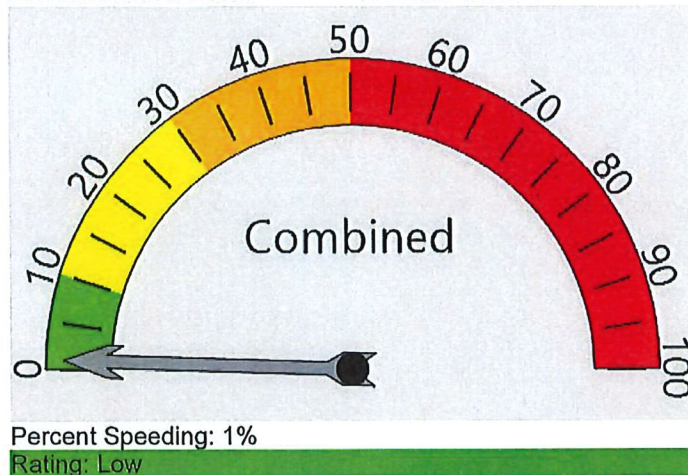
Posted Speed Limit 25 MPH  
Enforcement Tolerance 10 MPH  
Enforcement Limit Greater than 35 MPH

### Equipment Used

Jamar Radar

### Installed By

Sgt Shawn Hart



## Speed Enforcement Evaluator

**Location:**  
**Sunnybrook Road**

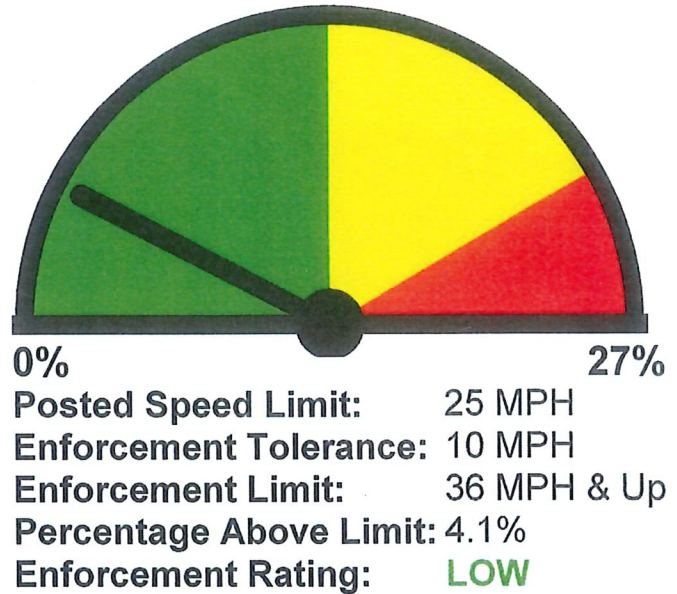
**Total Percentage of  
 Enforceable Violations**

**Closest Cross Street:**

**Analysis Dates:**  
 Monday, February 24, 2020  
 Monday, March 2, 2020

**Equipment Used:**  
 JAMAR Radar Recorder

**Installed By:**  
 Sgt. Shawn Hart



Combined

1-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46-50	51-55	56-60	61-65	>65
0	50	289	430	1518	2502	1321	239	20	3	0	0	0	0

85 percentile = 31

Direction 1

1-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46-50	51-55	56-60	61-65	>65
0	20	83	278	1069	1501	583	84	5	1	0	0	0	0

85 percentile = 30

Direction 2

1-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46-50	51-55	56-60	61-65	>65
0	30	206	152	449	1001	738	155	15	2	0	0	0	0

85 percentile = 32

## Speed Enforcement Evaluator

**Location:**  
**213 Sunnybrook Rd**

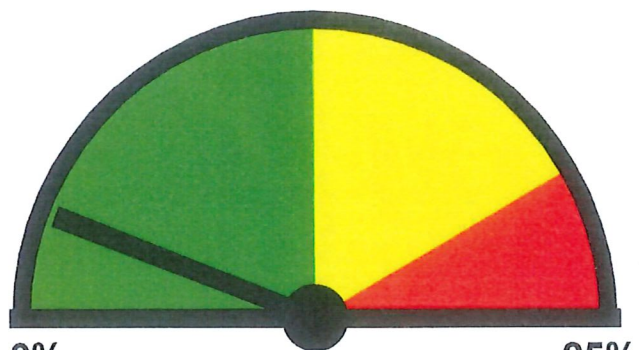
**Total Percentage of  
 Enforceable Violations**

**Closest Cross Street:**  
 btwn Arlingham & Meadow

**Analysis Dates:**  
 Monday, June 06, 2016  
 Friday, June 10, 2016

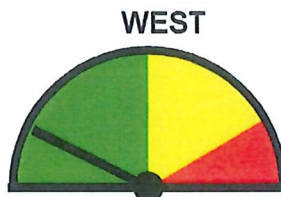
**Equipment Used:**  
 Jamar Radar counter

**Installed By:**  
 Cpl Gross

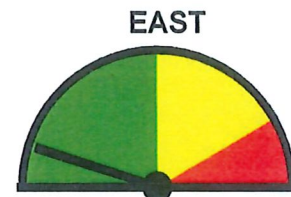


**0% 25%**

**Posted Speed Limit: 25 MPH**  
**Enforcement Tolerance: 10 MPH**  
**Enforcement Limit: 36 MPH & Up**  
**Percentage Above Limit: 3.0%**  
**Enforcement Rating: LOW**



**Percent Above Limit: 3.7%**  
**Enforcement Rating: LOW**



**Percent Above Limit: 2.5%**  
**Enforcement Rating: LOW**

**Combined**

1-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46-50	51-55	56-60	61-65	>65
0	40	337	606	1608	2000	954	145	22	1	0	1	0	1

85 percentile = 30

**WEST**

1-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46-50	51-55	56-60	61-65	>65
0	27	99	213	551	874	436	75	7	0	0	1	0	1

85 percentile = 31

**EAST**

1-5	6-10	11-15	16-20	21-25	26-30	31-35	36-40	41-45	46-50	51-55	56-60	61-65	>65
0	13	238	393	1057	1126	518	70	15	1	0	0	0	0

85 percentile = 30



**ORDINANCE NO. 974**

**AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP  
OF SPRINGFIELD (THE CODE) BY AMENDING CHAPTER 107,  
VEHICLES AND TRAFFIC, TO REVISING SECTION 107-7 VIOLATIONS AND  
PENALTIES, AND BY ADDING A NEW SECTION 107-16.1, MOTORIZED  
VEHICLES, AND A NEW SECTION 107-16.2, CONFISCATION; TOWING AND  
STORAGE CHARGES**

IT IS HEREBY ENACTED AND ORDAINED BY THE BOARD OF COMMISSIONERS OF SPRINGFIELD TOWNSHIP, MONTGOMERY COUNTY, PA AS FOLLOWS:

**SECTION I.** That the Code of the Township of Springfield, Chapter 107 “Vehicles and Traffic”, Article I, General Provisions and Interpretation, Section 107-7, Violations and Penalties, is hereby amended to read as follows:

**ARTICLE I. GENERAL PROVISIONS AND INTERPRETATION.**

**§107-7 Violations and Penalties**

A. Any person violating any provision of this chapter is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine which shall be as follows:

<b>Sections Applicable to</b>	<b>Fine</b>	
§107-9 of Article II of Chapter 107	\$35	Any person exceeding the maximum speed limit by more than 5 miles per hour shall pay an additional fine of \$2.00 per mile for each mile in excess of 5 miles per hour over the maximum speed limit
§§107-8, 107-10, 107-11, 107-12, 107-13, 107-14 and 107-16 of Article II, Chapter 107	\$25.00	
§107-15 of Article II of Chapter 107	\$75.00 for each 500 pounds or part thereof in excess of 3,000 pounds over the maximum allowable weight	
§107-16.1 of Article II, of Chapter 107	\$500.00	
§§107-18, 107-19, 107-21, 107-22B and 107-23 Article III of Chapter 107	\$25.00	Vehicles weighing in excess of 10,001 pounds shall pay an additional \$25 for each violation
§§107-20 and 107-22A of Article III of Chapter 107	\$25.00	Vehicles weighing in excess of 10,001 pounds shall pay an additional \$25 for each violation

B. Any person who shall violate any provision of Article III, Parking Regulations, shall upon summary conviction thereof, be sentenced to pay a fine and costs of prosecution and/or imprisonment for not more than five (5) days. It shall be the duty of the police

officers of the Township of Springfield to ticket all violators of any provisions of Article III by placing on the windshield of the vehicle a citation indicating the section violated, the license number of the vehicle involved in such violation, the location where such violation took place, the time of such violation and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending such violation. The ticket shall contain instructions to the owner or operator of such vehicle that if he shall report to the Office of the Chief of Police and pay, for the use of the Township, the fine within five (5) days after the time of such notice, the same shall save such violator from prosecution and from payment of the fine and costs hereinabove prescribed.

**SECTION 2:** That the Code of the Township of Springfield, Chapter 107, Vehicles and Traffic, Article II, Traffic Regulations, be amended by adding a subsection 107-16.1, to read as follows:

§107-16.1. Motorized vehicles.

- A. No minibike, minicycle, trail bike, motorcycle, snowmobile, all-terrain vehicle, golf cart or other similar vehicle which has not been properly registered with the Commonwealth of Pennsylvania in conformity with the Pennsylvania Vehicle Code of 1976, as amended, shall be operated by any person upon any street, sidewalk, or public property within Springfield Township.
- B. No minibike, minicycle, trail bike, motorcycle, snowmobile, all-terrain vehicle, golf cart or other similar vehicle shall be operated by any person upon private property within the Township without the prior written permission of the owner or other person in control or possession thereof.

**SECTION 3:** That the Code of the Township of Springfield, Chapter 107, Vehicles and Traffic, Article II, Traffic Regulations, be further amended by adding a subsection 107-16.2, to read as follows:

§107-16.2. Confiscation of Vehicle; towing and storage charges.

In the event that anyone is found violating the provisions of §107-16.1 of this chapter, any police officer may confiscate the said vehicle from the person operating the same and have it removed by an authorized towing operator pursuant to §107-39, whereupon the owner of the said vehicle shall, in addition to the penalties above provided, pay a towing fee and a daily storage fee before said vehicle shall be returned to him or her.

**SECTION 4.** The provisions of this ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board of Commissioners that this Ordinance would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

**SECTION 5.** The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver of the Township of its rights of future enforcement hereunder.

**SECTION 6.** This Ordinance shall take effect and be in force from and after its approval as required by the law.

**SECTION 7.** All other Ordinances and Resolutions or parts thereof insofar as they are inconsistent with this Ordinance are hereby repealed.

**ORDAINED and ENACTED** by the Board of Commissioners of Springfield Township, Montgomery County, Pennsylvania, this \_\_\_\_\_ day of \_\_\_\_\_ of 2023.

BOARD OF COMMISSIONERS OF  
SPRINGFIELD TOWNSHIP

By: \_\_\_\_\_  
James M. Lee, President

ATTEST:

\_\_\_\_\_  
A. Michael Taylor, Secretary

## Chapter 107. Vehicles and Traffic

### Article I. General Provisions and Interpretation

#### § 107-7. Violations and penalties.

- A. Any person violating any provision of this chapter is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine which shall be as follows:  
[Amended 10-12-1977 by Ord. No. 666]

##### Sections Applicable to

##### Fine

§ 107-9 of Article II of Chapter 107 of the Code of the Township of Springfield, Pennsylvania

\$35.00

Any person exceeding the maximum speed limit by more than 5 miles per hour shall pay an additional fine of \$2.00 per mile for each mile in excess of 5 miles per hour over the maximum speed limit

\$25.00

§§ 107-8, 107-10, 107-11, 107-12, 107-13, 107-14 and 107-16 of Article II of Chapter 107 of the Code of the Township of Springfield, Pennsylvania

§ 107-15 of Article II of Chapter 107 of the Code of the Township of Springfield, Pennsylvania

\$75.00 for each 500

pounds or part thereof in excess of 3,000 pounds over the maximum allowable weight

\$15.00

§§ 107-18, 107-19, 107-21, 107-22B and 107-23 of Article III of Chapter 107 of the Code of the Township of Springfield, Pennsylvania

\$15.00

§§ 107-20 and 107-22A of Article III of Chapter 107 of the Code of the Township of Springfield, Pennsylvania

B. Any person who shall violate any provision of Article III, Parking Regulations, shall, upon summary conviction thereof, be sentenced to pay a fine of \$15 and costs of prosecution and/or imprisonment for not more than five days. It shall be the duty of the police officers of the Township to ticket all violators of any provisions of Article III by placing on the windshield of the vehicle a citation indicating the section violated, the license number of the vehicle involved in such violation, the location where such violation took place, the time of such violation and any other facts that might be necessary in order to secure a clear understanding of the circumstances attending such violation. The ticket shall contain instructions to the owner or operator of such vehicle that if he shall report to the office of the Chief of Police and pay, for the use of the Township, the sum of \$15 within five days after the time of such notice, the same shall save such violator from prosecution and from payment of the fine and costs hereinabove prescribed.<sup>[1]</sup>

[Amended 6-12-1985 by Ord. No. 732]

[1] *Editor's Note: Penalties for violations of the no-parking or fire safety zones described in Schedule XIII (§ 107.36) are given in Ch. 84, Fire Department, § 34-9C.*

**AMERICAN RESCUE PLAN ACT (ARPA)  
BENEFICIARY AGREEMENT**

Between  
SPRINGFIELD TOWNSHIP,  
MONTGOMERY TOWNSHIP, PENNSYLVANIA  
and  
FLOURTOWN FIRE COMPANY

**THIS AGREEMENT** is made between the Township of Springfield, Montgomery County, Pennsylvania (hereinafter “TOWNSHIP”), and the Flourtown Fire Company (aka “Flourtown”), a non-profit organization (hereinafter “BENEFICIARY”).

**WHEREAS**, on March 11, 2021, President Joseph R. Biden signed into law the American Rescue Plan Act of 2021 (hereinafter “ARPA”); and

**WHEREAS**, pursuant to the U.S. Department of the TREASURY ("TREASURY") Local Fiscal Recovery Fund of the American Rescue Plan Act, 2021 ("ACT"), the TOWNSHIP has received \$2,084,042.94 from the federal government to respond to the COVID-19 public health emergency and its economic impacts through four categories of eligible uses, one of which is the provision of government services to the extent of the reduction in revenue based on a standard allowance of up to \$10 million as calculated and outlined in the TREASURY’s Final Rule; and

**WHEREAS**, the TOWNSHIP has claimed all \$2,084,042.94 received from the TREASURY for the provision of government services in accordance with the TREASURY’s Final Rule; and

**WHEREAS**, the BENEFICIARY, a non-profit entity designated by the Board of Commissioners to serve as one of the three (3) fire companies to serve as the Fire Department of Springfield Township, submitted an electronic request for \$150,000.00 in COVID-19 relief funds to support the acquisition of a new fire engine (hereafter “REQUEST”) by the BENEFICIARY that would be used in the provision of fire safety and emergency management services for the community (hereinafter “Services”); and

**WHEREAS**, the TOWNSHIP intends to allocate a portion of its ARPA funds to assist in the provision of the Services, which are government services not provided directly by the TOWNSHIP in accordance with all federal, state, and local guidelines regarding the usage of the ARPA funds; and

**WHEREAS**, in an effort to provide additional guidance regarding the eligible uses of ARPA funds, the US TREASURY published a document containing answers to Frequently Asked Questions regarding Coronavirus State and Local Fiscal Recovery Funds as of April 10, 2023 (hereinafter “FAQ”); and

**WHEREAS**, Section 13.14 of the FAQ states that TREASURY is not collecting subaward data for projects categorized under Expenditure Category Group 6 “Revenue Replacement” since

the use of revenue loss funds does not give rise to subrecipient relationships given that there is no federal program or purpose to carry out in the case of the revenue loss portion of the award; and

**WHEREAS**, during their regular public meeting on \_\_\_\_\_, 2023, the Board of Commissioners of Springfield Township (hereinafter “BOARD”) approved the aforementioned request from the BENEFICIARY subject to all federal, state, and local requirements and guidelines regarding the usage of ARPA funds, including any audit requirements established by the Pennsylvania State Auditor's Office (hereinafter “SAO”).

**WHEREAS**, the TOWNSHIP and BENEFICIARY desire to enter into this Agreement.

**NOW, THEREFORE**, in consideration of the foregoing recitals which are incorporated herein by reference, and the terms and conditions set forth below, the parties agree as follows:

**1. INCORPORATION OF RECITALS.**

The foregoing Recital Paragraphs are incorporated by this reference as if fully set forth herein.

**2. EFFECTIVE DATE AND TERM**

This Agreement shall commence when last executed by all parties and remain in effect no later than December 31, 2026, unless terminated by the TOWNSHIP in writing.

**3. GRAND TOTAL ARPA FUNDS TO BE DISSEMINATED TO BENEFICIARY**

The grand total subaward of ARPA funds to be disseminated by the TOWNSHIP to the BENEFICIARY as part of this Agreement shall not exceed \$150,000.00.

**4. LIMITATIONS REGARDING THE USE OF ARPA FUNDS**

The BENEFICIARY shall ensure that all expenditures utilizing ARPA funds received in accordance with this Agreement shall be limited to only those expenditures outlined in the REQUEST.

**5. REPORTING REQUIREMENTS TO ENSURE COMPLIANCE WITH ARPA**

To ensure compliance with the existing and future ARPA guidelines set forth by the TREASURY and that the expenditure of funds authorized hereby is within the scope of this Agreement, the BENEFICIARY shall provide, upon request by the TOWNSHIP, a copy of all backup documentation requested by the TOWNSHIP to support the expenditure by BENEFICIARY. Said documentation shall include, but is not limited to, the BENEFICIARY’s SAM.GOV registration, Federal Unique Entity Identifier, confirmation of non-profit status, the purchase agreement for the expenditure outlined in the REQUEST, and all receipts as deemed necessary by the TOWNSHIP.

**6. TIMELINE REGARDING THE DISSEMINATION OF FUNDS**

The TOWNSHIP shall disseminate funds to BENEFICIARY in accordance with this Agreement within thirty (30) days of the anticipated delivery date of the fire engine. All payments from the TOWNSHIP to the BENEFICIARY are contingent on the availability

of ARPA funds to the TOWNSHIP, and further subject to all applicable federal, state, and local laws regarding the governance of ARPA funds.

**7. EVOLUTION OF ARPA GUIDANCE FROM THE US TREASURY**

The TOWNSHIP may request, and BENEFICIARY shall provide additional information from the BENEFICIARY, as needed by the TOWNSHIP, to meet any additional guidelines regarding the use of ARPA funds that may be established by the US TREASURY during the scope of this Agreement.

**8. TERMINATION**

In the event that BENEFICIARY cancels its order to purchase a fire engine in accordance with the REQUEST or otherwise does not accept delivery of the fire engine as contemplated herein, BENEFICIARY shall immediately repay to the TOWNSHIP any funds disseminated by the TOWNSHIP pursuant to this Agreement, and this Agreement and any obligation of the TOWNSHIP to disseminate funds shall automatically terminate and be of no further force and effect.

**9. INDEPENDENT CONTRACTOR**

Each party under the Agreement shall be for all purposes an independent Contractor. Nothing contained herein will be deemed to create an association, a partnership, a joint venture, or a relationship of principal and agent, or employer and employee between the parties. The BENEFICIARY shall not be, or be deemed to be, or act or purport to act, as an employee, agent, or representative of the TOWNSHIP for any purpose.

**10. HOLD HARMLESS AND INDEMNIFICATION**

The BENEFICIARY agrees to defend, indemnify, and hold the TOWNSHIP, its officers, officials, employees, agents, and volunteers harmless from and against any and all claims, injuries, damages, losses or expenses, including without limitation personal injury, bodily injury, sickness, disease, or death, or damage to or destruction of property, which are alleged or proven to be caused in whole or in part by an act or omission of the BENEFICIARY, its officers, directors, employees, and/or agents relating to the BENEFICIARY's performance or failure to perform under this Agreement. This section shall survive the expiration or termination of this Agreement.

**11. COMPLIANCE WITH LAWS AND GUIDELINES**

The BENEFICIARY shall comply with all federal, state, and local laws and all requirements and published guidance set forth regarding the usage of any and all monies appropriated under the ARPA.

**12. MAINTENANCE AND AUDIT OF RECORDS**

The BENEFICIARY shall maintain records, books, documents, and other materials relevant to its performance under this Agreement. These records shall be subject to inspection, review, and audit by the TOWNSHIP or its designees, the SAO, and the US TREASURY. If it is determined during the course of the audit, for any reason at all, that the BENEFICIARY used the funds for unallowable costs under this Agreement, the



BENEFICIARY agrees to promptly reimburse the TOWNSHIP for such payments upon request.

**13. NOTICES**

Any notices desired or required to be given hereunder shall be in writing, and shall be deemed received three (3) days after deposit with the US Postal Service (postage fully prepaid, certified mail, return receipt requested), and addressed to the party to which it is intended at its last known address, or to such person or address as either party shall designate to the other from time to time in writing forwarded in like manner:

BENEFICIARY  
Flourtown Fire Company  
1526 Bethlehem Pike  
Flourtown, PA 19031

TOWNSHIP  
Springfield Township  
1510 Paper Mill Road  
Wyndmoor, PA 19038

**14. IMPROPER INFLUENCE**

Each party warrants that it did not and will not employ, retain, or contract with any person or entity on a contingent compensation basis for the purpose of seeking, obtaining, maintaining, or extending this Agreement. Each party agrees, warrants, and represents that no gratuity whatsoever has been or will be offered or conferred with a view towards obtaining, maintaining, or extending this Agreement.

**15. CONFLICT OF INTEREST**

The elected and appointed officials and employees of the parties shall not have any personal interest, direct or indirect, which gives rise to a conflict of interest.

**16. SURVIVAL**

The provisions of this Agreement that by their sense and purpose should survive expiration or termination of the Agreement shall so survive. Those provisions include without limitation Indemnification and Maintenance and Audit of Records.

**17. AMENDMENT**

No amendment or modification to the Agreement shall be effective without prior written consent of the authorized representatives of the parties.

**18. GOVERNING LAW; VENUE**

The Agreement shall be governed in all respects by the laws of the Commonwealth of Pennsylvania both as to interpretation and performance, without regard to conflicts of law or choice of law provisions. Any action arising out of or in conjunction with the Agreement may be instituted and maintained only in a court of competent jurisdiction in Montgomery County, Pennsylvania or as provided by state law.

**19. NON-WAIVER**

No failure on the part of the TOWNSHIP to exercise, and no delay in exercising, any right hereunder shall operate as a waiver thereof, nor shall any single or partial exercise by the TOWNSHIP of any right hereunder preclude any other or further exercise thereof or the

exercise of any other right. The remedies herein provided are cumulative and not exclusive of any remedy available to the TOWNSHIP at law or in equity.

**20. BINDING EFFECT**

This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors.

**21. ASSIGNMENT**

The BENEFICIARY shall not assign or transfer any of its interests in or obligations under this Agreement without the prior written consent of the TOWNSHIP.

**22. ENTIRE AGREEMENT**

This Agreement constitutes the entire agreement between the TOWNSHIP and the BENEFICIARY for the use of funds received under this Agreement and it supersedes all prior or contemporaneous communications and proposals, whether electronic, oral, or written between the parties with respect to this Agreement.

**23. NO THIRD-PARTY BENEFICIARIES**

Nothing herein shall or be deemed to create or confer any right, action, or benefit in, to, or on the part of any person or entity that is not a party to this Agreement. This provision shall not limit any obligation which either party has to the US TREASURY in connection with the use of ARPA funds, including the obligations to provide access to records and cooperate with audits as provided in this Agreement.

**24. SEVERABILITY**

In the event that one or more provisions of this Agreement shall be determined to be invalid by any court of competent jurisdiction or agency having jurisdiction thereof, the remainder of the Agreement shall remain in full force and effect and the invalid provisions shall be deemed deleted.

**25. COUNTERPARTS**

This Agreement may be executed in on or more counterparts, any of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

**26. AUTHORIZATION**

Each party signing below warrants to the other party, that they have the full power and authority to execute this Agreement on behalf of the party for whom they sign.

**IN WITNESS WHEREOF**, this Agreement is executed and shall become effective as of the last date signed below:

**SIGNATURE PAGE TO FOLLOW**

**BENEFICIARY:  
FLOURTOWN FIRE COMPANY**

By:

\_\_\_\_\_  
Jake Frye, President

**TOWNSHIP:  
SPRINGFIELD TOWNSHIP**

By:

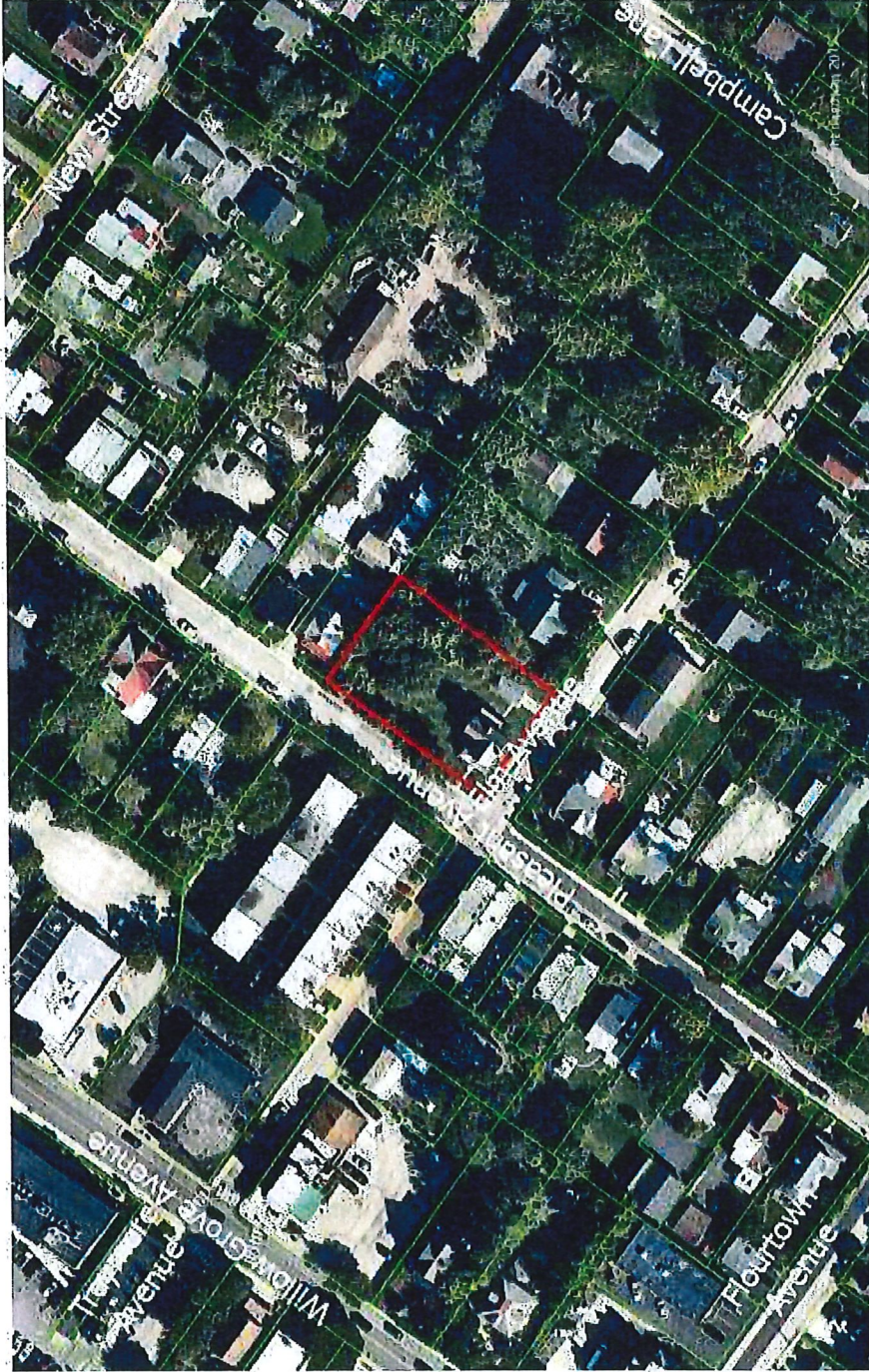
\_\_\_\_\_  
**James M. Lee**, President  
Board of Commissioners

Attest:

\_\_\_\_\_  
**A. Michael Taylor**, Secretary



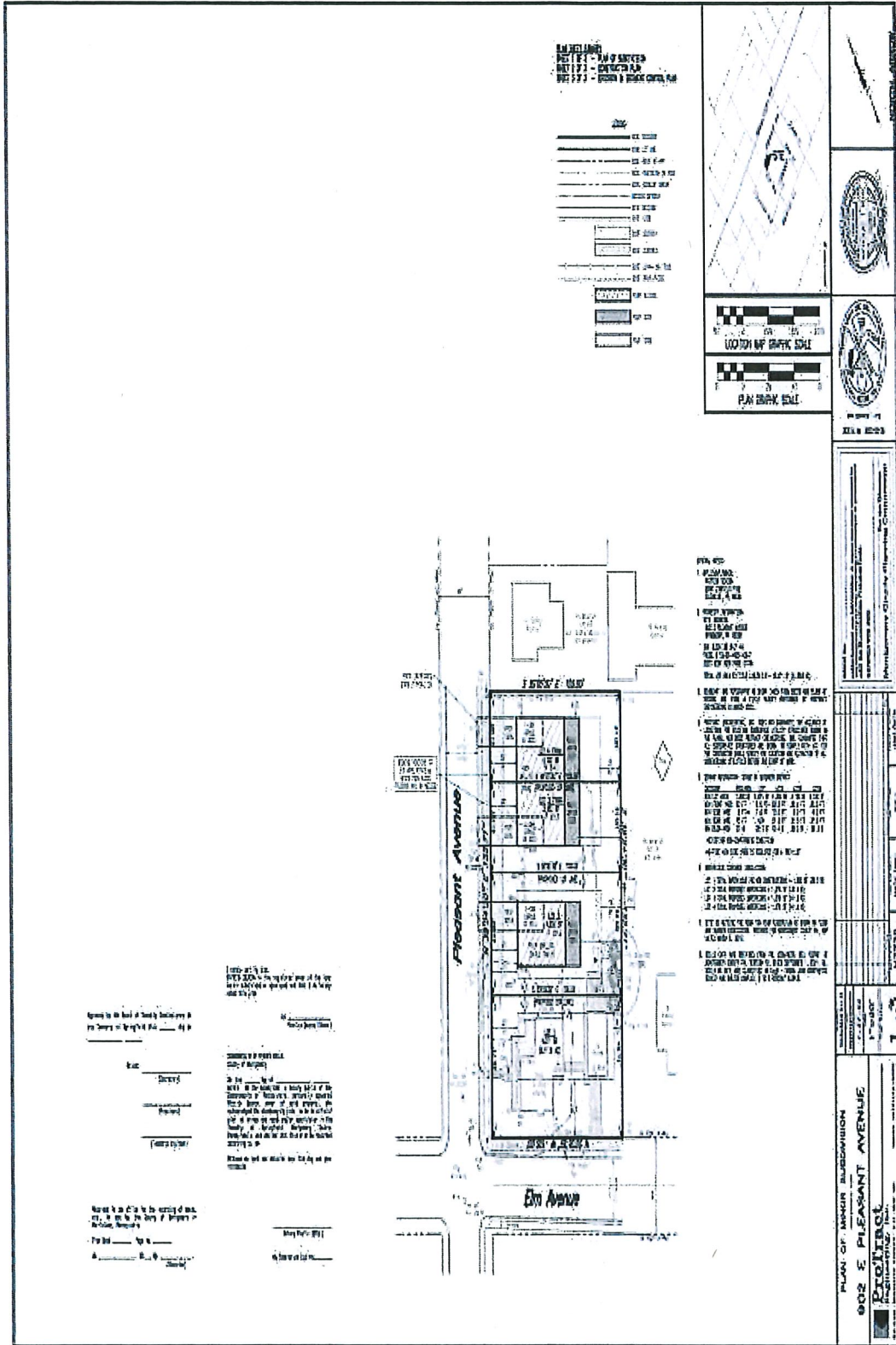
ATTACHMENT A

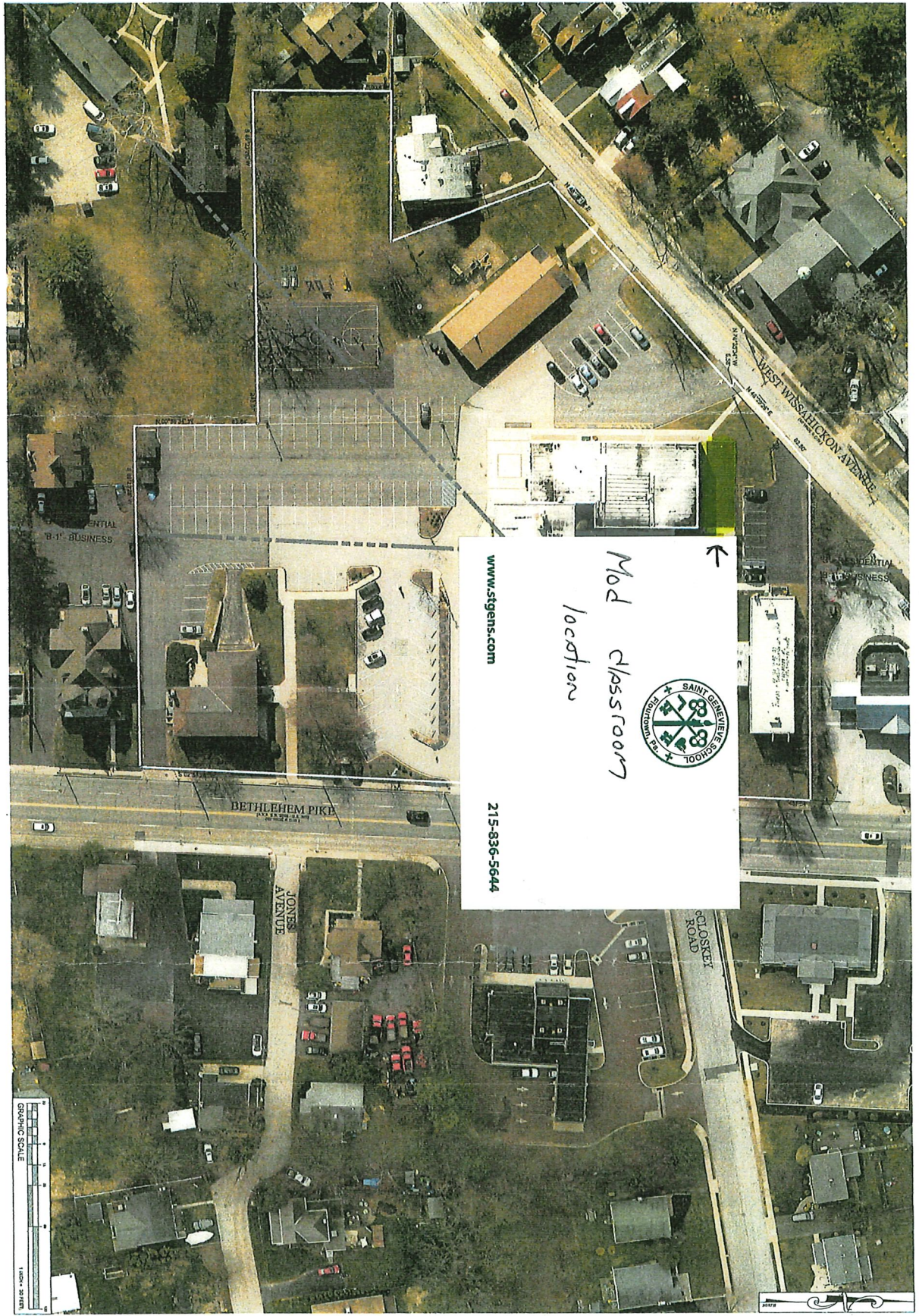


Montgomery  
 County  
 Planning  
 Commission  
 1000 Pennsylvania Avenue, Suite 200  
 Philadelphia, PA 19107  
 www.montgomerycountypa.gov

902 East Pleasant Avenue  
 MIPC-220383001

ATTACHMENT B





www.stgens.com

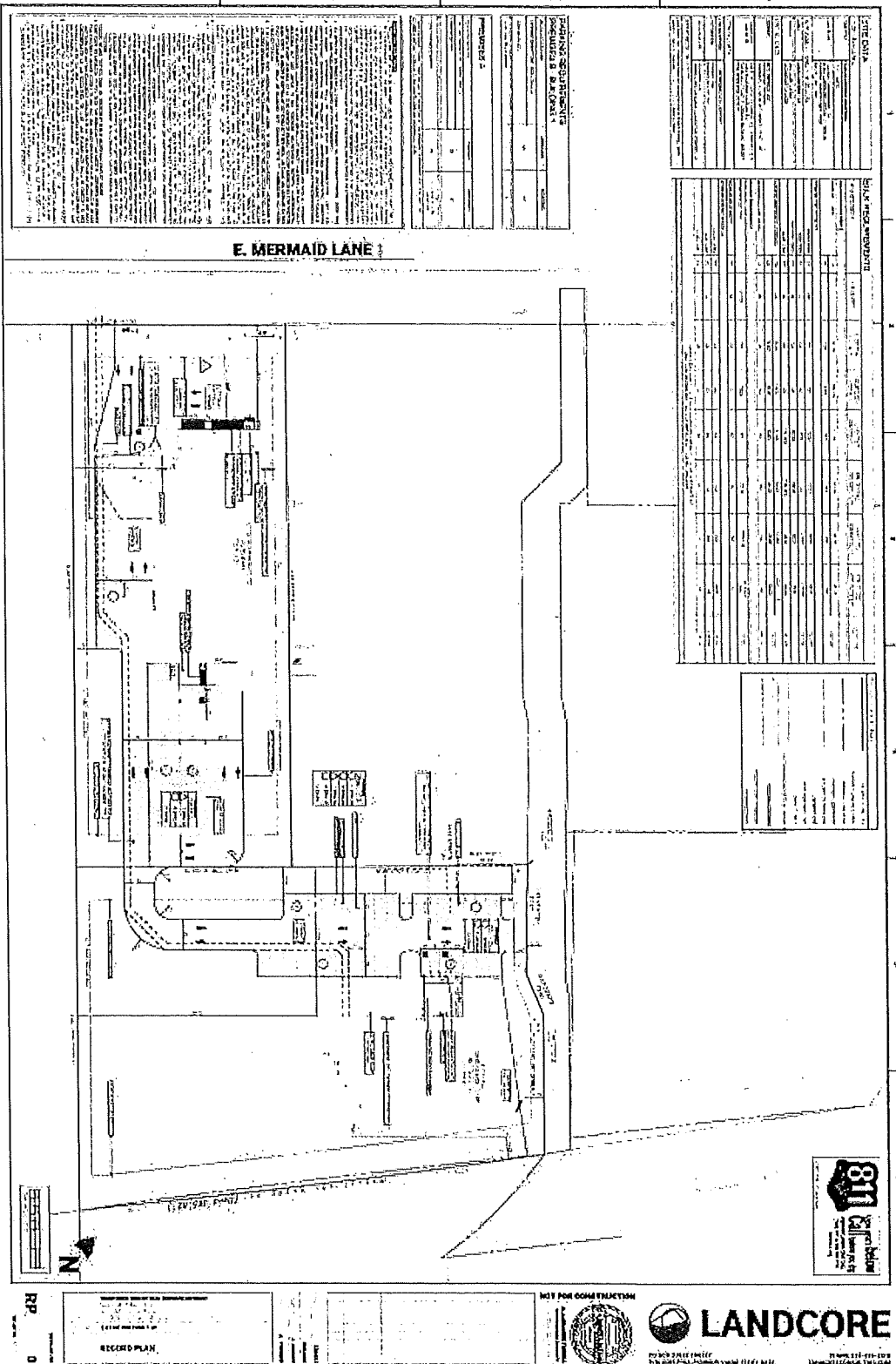
Mod Classroom location

215-836-5644



<b>EXH 0</b> DATE: 05-11-12 SHEET: 01 OF 01	PROJECT: ST. GENEVIEVE PARISH IMPROVED UTILITIES & SITE IMPROVEMENTS BETHLEHEM PIKE & WEST WASSHICKON AVE. SPRINGFIELD TOWNSHIP MONTGOMERY COUNTY, PA	<b>LANDCORE</b> Engineering Consultants, P.C. 1000 W. 10TH STREET PHILADELPHIA, PENNSYLVANIA 19104-2628 PHONE: 215-261-9700   FAX: 215-261-9701 WWW.LANDCORECONSULTING.COM	PROJECT No: 120314	DESIGNER: MCE CHECKED BY: JMM/LSM ENCL # 170014_C003	DATE: 05-11-12 TIME: 10:00 AM
	TITLE: EXISTING CONDITIONS AERIAL EXHIBIT		DRAWN BY: JMM/LSM DATE: 05-11-12		

A-1







0 50 100 200 Feet

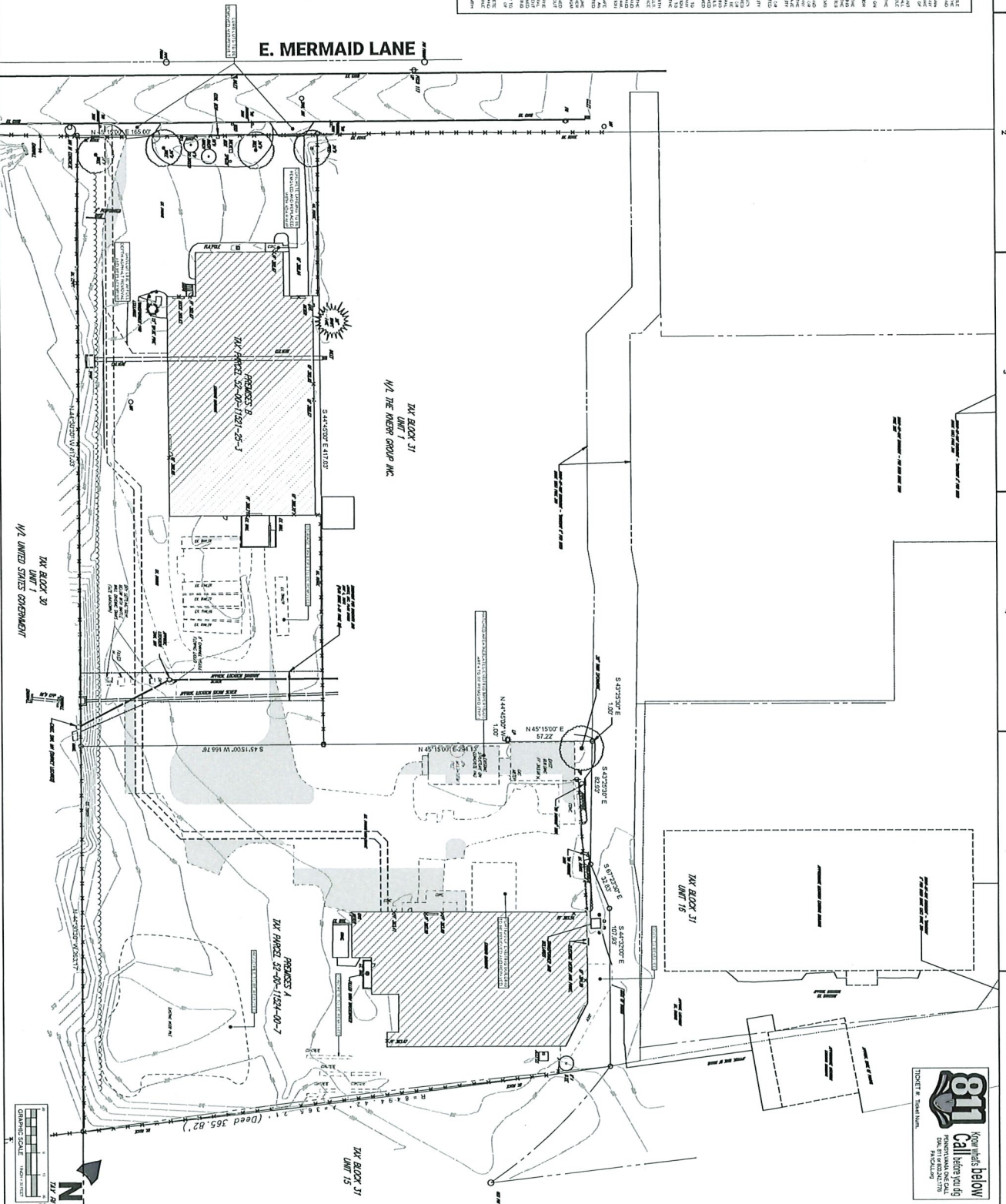
North Arrow

Montgomery  
County  
Planning  
Commission

For more information, please contact:  
Montgomery County Planning Commission  
10000 Rockville Pike, Room 300  
Rockville, MD 20850  
Phone: 301-287-3000  
Website: www.montgomeryplanning.com

900 East Mermaid Lane  
MCPC=1300S1001

- EXISTING CONDITIONS/DEMOLITION PLAN**
1. THE EXISTING CONDITIONS AND DEMOLITION PLAN IS A PRELIMINARY PLAN AND IS SUBJECT TO THE REVIEW AND APPROVAL OF THE TOWNSHIP ENGINEER AND THE TOWNSHIP BOARD OF SUPERVISORS. THE TOWNSHIP ENGINEER AND THE TOWNSHIP BOARD OF SUPERVISORS SHALL HAVE THE FINAL SAY IN THE MATTER OF THE REVIEW AND APPROVAL OF THIS PLAN.
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**811**  
 Know what's below  
 Call before you dig  
 800-488-7243  
 PHILADELPHIA

**PROPOSED INDUSTRIAL REDEVELOPMENT**  
 300 E. MERMAID LANE  
 WINGASKOP, PA 17088  
 SPRINGFIELD TWP. MONTGOMERY COUNTY, PA

PROJECT NO: 230023  
 DATE: 05/19/2023  
 TITLE: EXIST. CONDITIONS AND DEMOLITION PLAN

APPLICANT: STAR VENTURE 1 LP.  
 ENGINEER: J. JACKSON  
 CHECKED BY: A. THEIBER

REV.	DATE	REVISIONS
1	05/19/2023	PER TOWNSHIP COMMENTS

**NOT FOR CONSTRUCTION**

D. ALEXANDER THEIBER  
 PROFESSIONAL ENGINEER  
 No. 010173



**LANDCORE**

PO BOX 27635 #56287  
 PHILADELPHIA, PENNSYLVANIA 19101-0635

PHONE 215-936-2510  
 LANDCORECONSULTING.COM

DATE: 2023-03-28  
 ECD 1  
 SHEET 02 OF 04 REV. 06

PLAN REVISION	DATE	DESCRIPTION
1	03/28/23	ISSUED FOR PERMITS

BULK REQUIREMENTS			
REQUIREMENT	REQUIRED	EXISTING TOTALS	PROPOSED TOTALS
1. TOTAL AREA (SQ FT)	1,200,000	1,200,000	1,200,000
2. TOTAL AREA (ACRES)	27.47	27.47	27.47
3. TOTAL PERMITTED AREA (SQ FT)	1,200,000	1,200,000	1,200,000
4. TOTAL PERMITTED AREA (ACRES)	27.47	27.47	27.47

APPLICANT / OWNER OF RECORD	
APPLICANT	STAR VENTURE 1 LP
OWNER	STAR VENTURE 1 LP

PREMISES A	
CONTRACTOR	STAR VENTURE 1 LP
TOTAL PERMITTED AREA (SQ FT)	1,200,000
TOTAL PERMITTED AREA (ACRES)	27.47

### PARKING REQUIREMENTS

#### PREMISES B - BUILDING 1

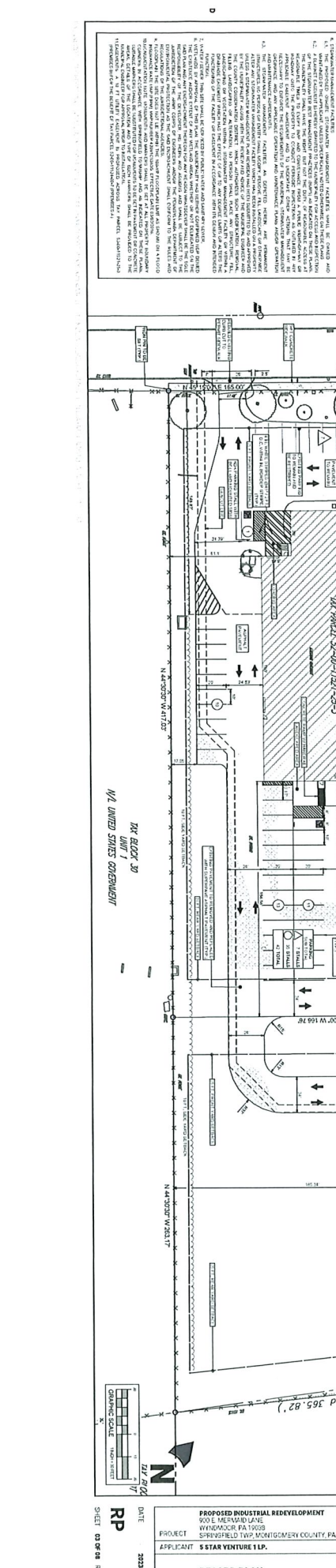
TYPE OF PARKING	REQUIRED	PROPOSED
Surface Parking	42	42
Structural Parking	12	12
<b>Total</b>	<b>54</b>	<b>54</b>

**PREMISES A**

CONTRACTOR	REQUIRED	PROPOSED
STAR VENTURE 1 LP	31	31
<b>Total</b>	<b>31</b>	<b>31</b>

**RECORD PLANNING**

PROJECT NAME: 900 E. MERMAID LANE INDUSTRIAL REDEVELOPMENT  
 PROJECT LOCATION: 900 E. MERMAID LANE, SPRINGFIELD TWP, MONTGOMERY COUNTY, PA  
 APPLICANT: STAR VENTURE 1 LP  
 PROJECT NUMBER: 23033-03-23  
 SHEET: 03 OF 28



**NOT FOR CONSTRUCTION**

**P. J. MASON ENGINEERS**  
 1000 N. 10TH STREET, SUITE 200  
 PHILADELPHIA, PA 19107

**LANDCORE**  
 PO BOX 27635 #56287  
 PHILADELPHIA, PENNSYLVANIA 19101-0635  
 PHONE 215-936-2510  
 LANDCORECONSULTING.COM

NO.	DATE	REVISION
1	05/19/2023	PER TOWNSHIP COMMENTS

**PROJECT INFORMATION**

PROJECT: 900 E. MERMAID LANE INDUSTRIAL REDEVELOPMENT  
 PROJECT LOCATION: 900 E. MERMAID LANE, SPRINGFIELD TWP, MONTGOMERY COUNTY, PA  
 APPLICANT: STAR VENTURE 1 LP

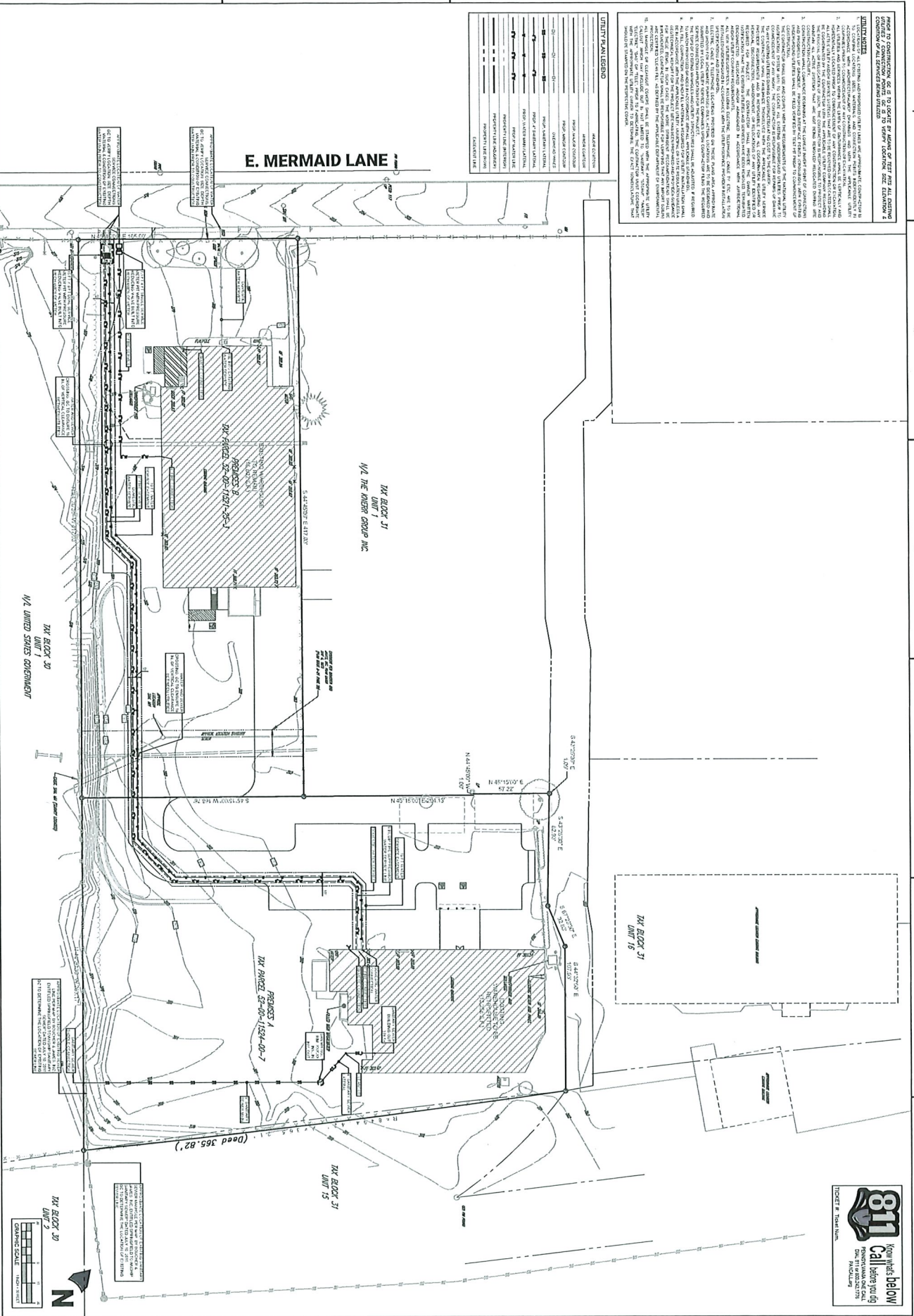
**RECORD PLAN**

PROJECT NO.: 23033-03-23  
 SHEET NO.: 03 OF 28  
 PROJECTED BY: J. JACOBS  
 CHECKED BY: A. THEISE

**NOT FOR CONSTRUCTION**  
 THIS PLAN IS FOR INFORMATION ONLY AND IS NOT TO BE USED FOR CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING THE ACCURACY OF ALL DIMENSIONS AND LOCATIONS SHOWN ON THIS PLAN. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTAINING ACCESS TO ALL ADJACENT PROPERTIES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR RESTORING ALL AREAS DAMAGED DURING CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTAINING ACCESS TO ALL ADJACENT PROPERTIES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR RESTORING ALL AREAS DAMAGED DURING CONSTRUCTION.

**UTILITY PLAN LEGEND**

—	ASBESTOS CEMENT PIPE
—	CLAY PIPE
—	CONCRETE PIPE
—	CORRUGATED METAL PIPE
—	DUCTILE IRON PIPE
—	GLASS FIBER REINFORCED PLASTIC PIPE
—	HDPE PIPE
—	PVC PIPE
—	STEEL PIPE
—	STEEL PIPE WITH CONCRETE LINING
—	STEEL PIPE WITH POLYETHYLENE GLASS FIBER REINFORCED PLASTIC LINING
—	STEEL PIPE WITH POLYETHYLENE GLASS FIBER REINFORCED PLASTIC LINING AND CONCRETE LINING
—	STEEL PIPE WITH POLYETHYLENE GLASS FIBER REINFORCED PLASTIC LINING AND CONCRETE LINING AND POLYETHYLENE GLASS FIBER REINFORCED PLASTIC LINING
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DATE	2023-03-28
PROJECT	PROPOSED INDUSTRIAL REDEVELOPMENT 600 E. MERMAID LANE WINDSOR PARK, PA 19088 SPRINGFIELD TWP. MONTGOMERY COUNTY, PA
APPLICANT	5 STAR VENTURE I LP
TITLE	UTILITY & GRADING PLAN

PROJECT NO.	23083
TITLE	UTILITY
DRAWN BY	J. JACOBS
CHECKED BY	A. TYBIEC
DATE	05/19/2023
REVISED PER	PER TOWNSHIP COMMENTS

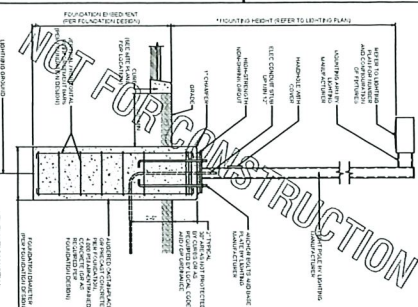
**NOT FOR CONSTRUCTION**  
 5. ALABAMA TIER III  
 PROFESSIONAL ENGINEER  
 PENNSYLVANIA REG. NO. 000123  
 1000 N. MARKET STREET, SUITE 200  
 PHILADELPHIA, PA 19102



**LANDCORE**  
 PHONE 215-836-2510  
 LANDCORECONSULTING.COM  
 PO BOX 37635 456287  
 PHILADELPHIA, PENNSYLVANIA 19101-0635

**LIGHT POLE FOUNDATION NOTES**

1. CONNECTION TO FOUNDATION SHALL BE PERFORMED IN ACCORDANCE WITH THE DESIGNER'S REQUIREMENTS AND SHALL BE APPROVED BY THE DESIGNER.
2. FOUNDATION SHALL BE CONCRETE AND SHALL BE CAST IN PLACE.
3. FOUNDATION SHALL BE CAST TO THE FINISH GRADE OF THE LIGHT POLE AND SHALL BE CAST TO THE FINISH GRADE OF THE LIGHT POLE.
4. FOUNDATION SHALL BE CAST TO THE FINISH GRADE OF THE LIGHT POLE AND SHALL BE CAST TO THE FINISH GRADE OF THE LIGHT POLE.



**B1 LIGHT POLE FOUNDATION**

CONCRETE FOUNDATION SHALL BE CAST TO THE FINISH GRADE OF THE LIGHT POLE AND SHALL BE CAST TO THE FINISH GRADE OF THE LIGHT POLE.



**C1 DSX1 AREA LIGHT FIXTURE**

**D-Series Size 1 LED Floodlight**



**A2 DSX1 WALL MOUNT FIXTURE**

NOTE: SPRINGFIELD TOWNSHIP RESERVES THE RIGHT TO REJECT OR REJECT PART OF THE FIXTURE IF IT IS FOUND TO OCCUR IMPACTING ADJACENT RESIDENTIAL PROPERTIES. ADDITIONAL SHIELDING WILL BE REQUIRED.



**A3 WSQ WALL MOUNT FIXTURE**

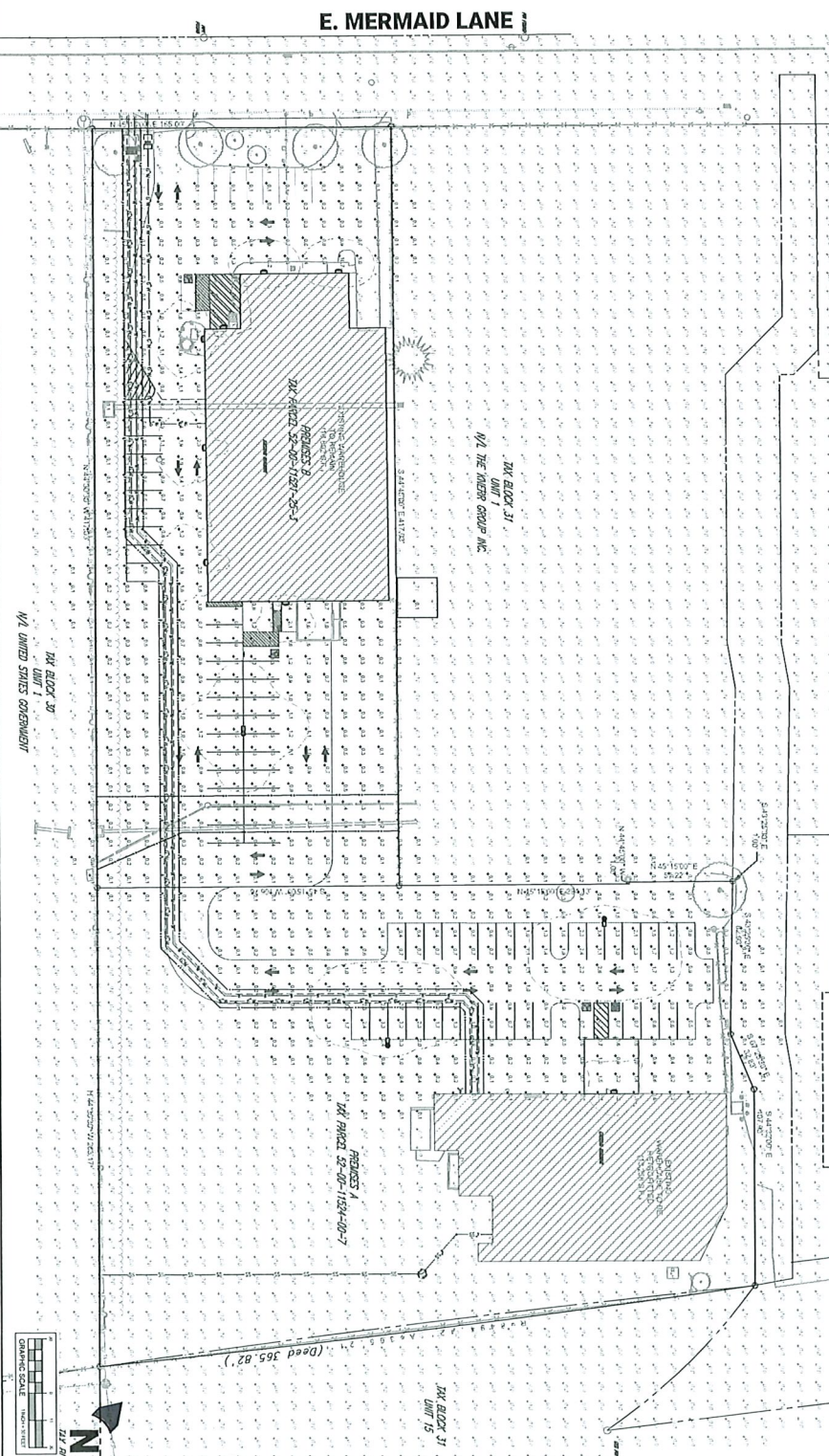
NOTE: SPRINGFIELD TOWNSHIP RESERVES THE RIGHT TO REJECT OR REJECT PART OF THE FIXTURE IF IT IS FOUND TO OCCUR IMPACTING ADJACENT RESIDENTIAL PROPERTIES. ADDITIONAL SHIELDING WILL BE REQUIRED.

**SITE LIGHTING STATISTICS**

TYPE	AMOUNT	HEIGHT	WATTAGE	WATTAGE PER HOUR	WATTAGE PER HOUR PER HOUR	WATTAGE PER HOUR PER HOUR PER HOUR
DSX1 WALL MOUNT	2	1.5 FT	150 W	150 W	150 W	150 W
WSQ WALL MOUNT	2	1.5 FT	150 W	150 W	150 W	150 W
DSX FLOODLIGHT	1	1.5 FT	150 W	150 W	150 W	150 W
AREA LIGHT	1	1.5 FT	150 W	150 W	150 W	150 W
TOTAL	6		600 W	600 W	600 W	600 W

**LIGHT FIXTURE SCHEDULE**

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL PRICE	REMARKS
1	DSX1 WALL MOUNT FIXTURE	2	75.00	150.00	
2	WSQ WALL MOUNT FIXTURE	2	75.00	150.00	
3	DSX FLOODLIGHT	1	150.00	150.00	
4	AREA LIGHT	1	150.00	150.00	
5	TOTAL	6		600.00	



**PROPOSED INDUSTRIAL REDEVELOPMENT**  
 500 E. MERMAID LANE  
 WINDSOR PARK, PA 19088  
 SPRINGFIELD TWP. MONTGOMERY COUNTY, PA

PROJECT NO. 230823  
 SHEET NO. 1  
 DATE 05/19/2023  
 TITLE LIGHTING PLAN

**NOT FOR CONSTRUCTION**

5. ATTACHED THEREIN  
 PROFESSIONAL ENGINEER  
 PROJECT NO. 230823  
 SHEET NO. 1

REV 1 05/19/2023 PER TOWNSHIP COMMENTS  
 REV 2 05/19/2023 PER TOWNSHIP COMMENTS

**LANDCORE**

PHONE 215-836-2510  
 LANDCORECONSULTING.COM

PHILADELPHIA, PENNSYLVANIA 19101-0635

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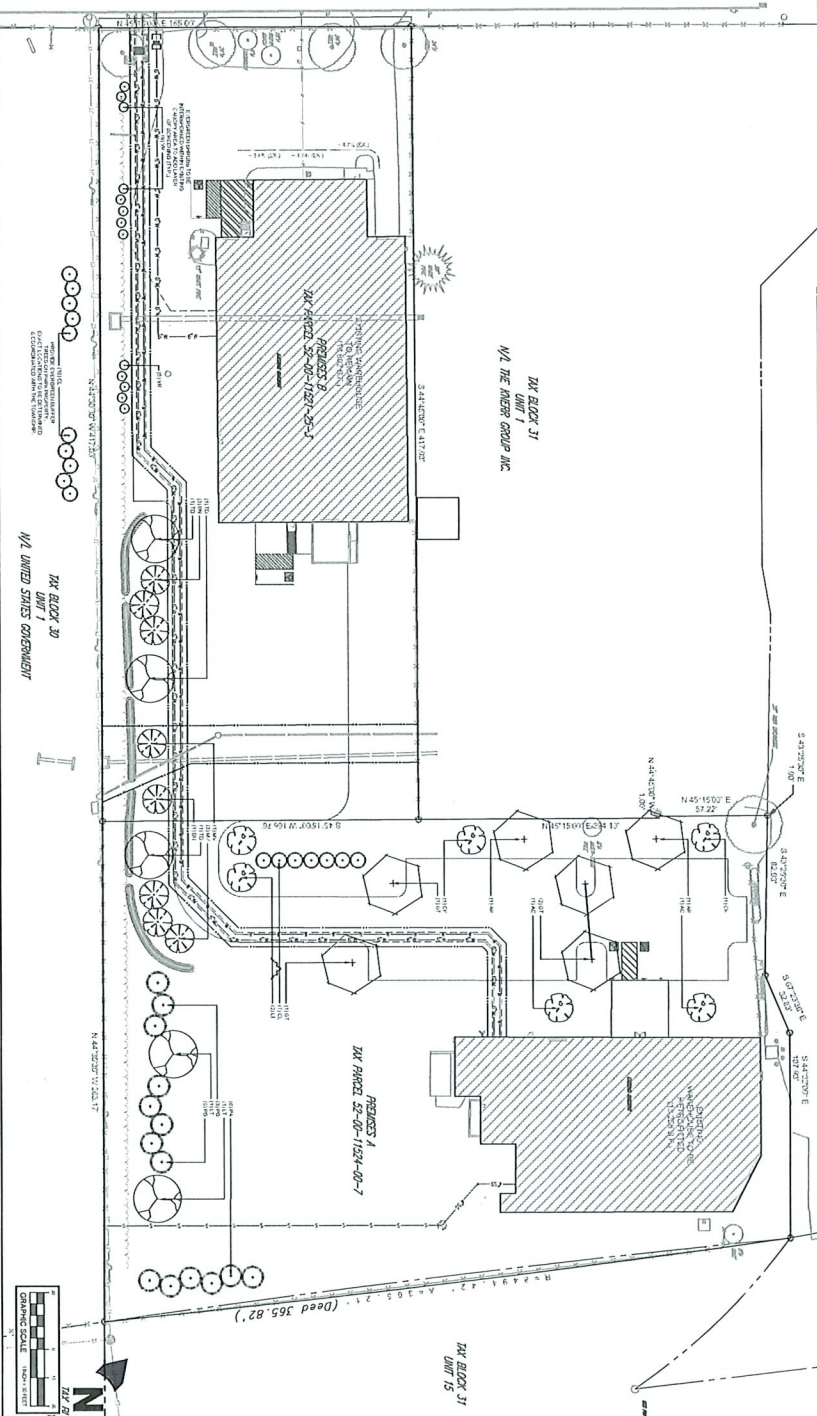


**LANDSCAPE ARCHITECT CERTIFICATION**

I, **Andrew J. Thweim**, a duly Licensed Professional Engineer in the State of Pennsylvania, hereby certify that I am the author of the above described landscape architecture plan and that it conforms to the requirements of the Pennsylvania Professional Engineering Law and the rules and regulations of the Board of Professional Engineering and Architecture of the Commonwealth of Pennsylvania.

REQUIREMENT	REVISIONS	REVISIONS	COMMENT
1. LAYOUT AND DESIGN SHALL BE IN ACCORDANCE WITH THE APPROPRIATE STANDARDS AND CODES AND SHALL BE IN ACCORDANCE WITH THE REQUIREMENTS OF THE PENNSYLVANIA PROFESSIONAL ENGINEERING AND ARCHITECTURE ACT AND THE PENNSYLVANIA PROFESSIONAL ENGINEERING AND ARCHITECTURE BOARD.			
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**E. MERMAID LANE**



PLANT SCHEDULE	PLANT	QUANTITY	REMARKS	DATE	BY	REVISION
1	1" TALL BIRCH	10	10	10	10	10
2	2" TALL BIRCH	20	20	20	20	20
3	3" TALL BIRCH	30	30	30	30	30
4	4" TALL BIRCH	40	40	40	40	40
5	5" TALL BIRCH	50	50	50	50	50
6	6" TALL BIRCH	60	60	60	60	60
7	7" TALL BIRCH	70	70	70	70	70
8	8" TALL BIRCH	80	80	80	80	80
9	9" TALL BIRCH	90	90	90	90	90
10	10" TALL BIRCH	100	100	100	100	100



**PROPOSED INDUSTRIAL REDEVELOPMENT**  
 300 E. MERMAID LANE  
 WINDYBROOK PA 19088  
 SPRINGFIELD TWP. MONTGOMERY COUNTY PA

APPLICANT: **5 STAR VENTURE LP.**

**LANDSCAPE PLAN**

DATE: 2023-02-28  
 SHEET: 1 OF 1  
 REV. NO. 1

**NOT FOR CONSTRUCTION**

**InFocus Planning**  
 EFFECTIVE PLANNING  
 1001 N. 15TH ST. SUITE 100  
 PHILADELPHIA, PA 19104  
 PH: 215-261-1111  
 WWW.INFOCUSPLANNING.COM

PROJECT NO: 220823  
 SHEET NO: LANDSCAPE  
 CLIENT: JACOBS  
 CONSULTANT: A. THWEIM

DATE: 05/19/2023  
 REVISED PER: PER TOWNSHIP COMMENTS

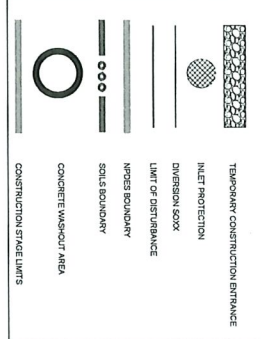
**LANDCORE**

PO BOX 37635 456287  
 PHILADELPHIA, PENNSYLVANIA 19101-0635

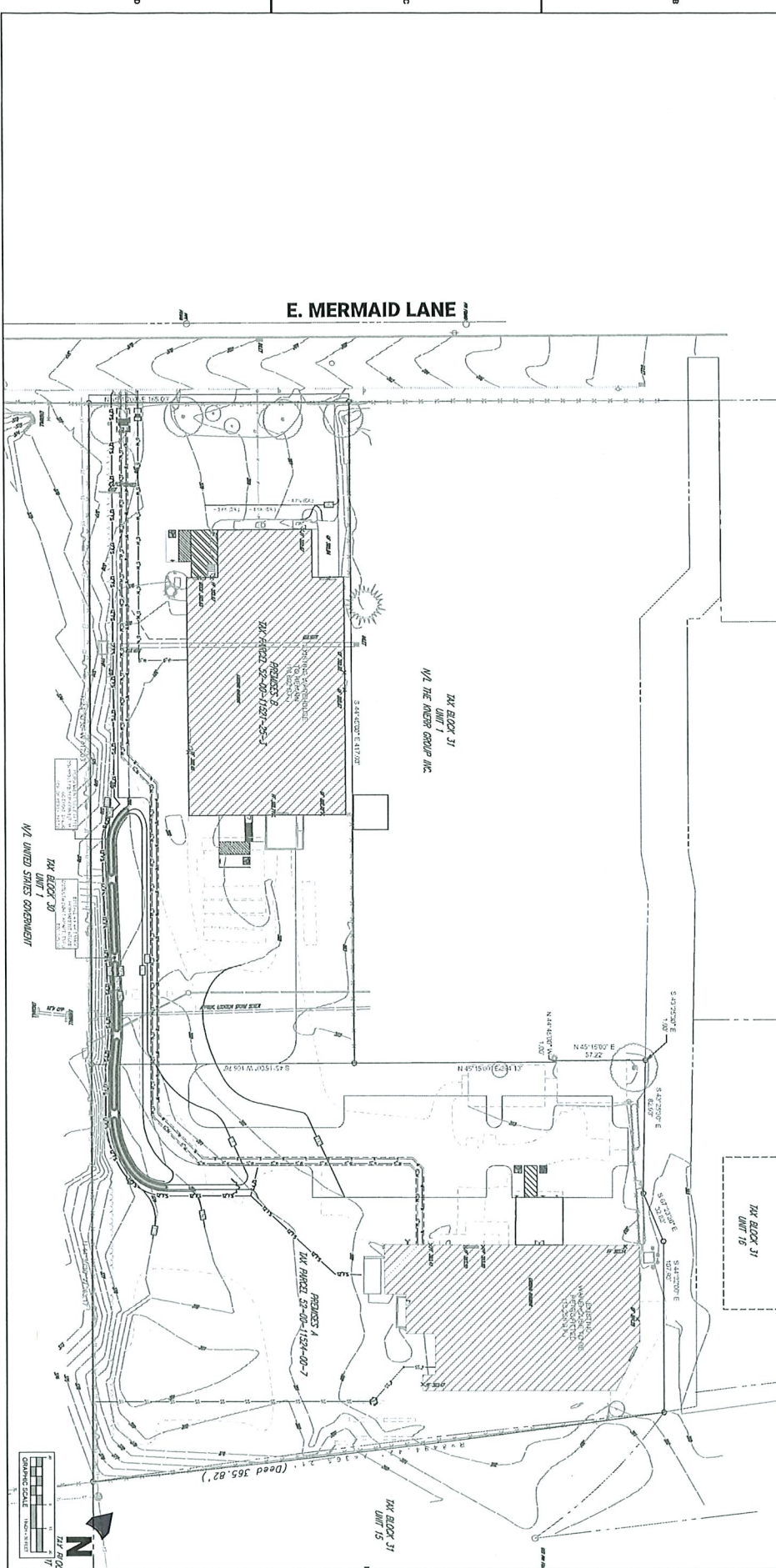
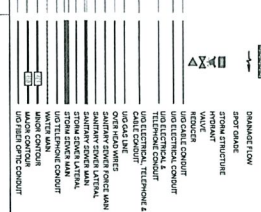
PHONE 215-236-2510  
 LANDCORECONSULTING.COM

THIS PLAN IS TO BE UTILIZED FOR SOIL EROSION AND SEDIMENT CONTROL PURPOSES ONLY

**EROSION & SEDIMENT CONTROL LEGEND**



**GENERAL UTILITY LEGEND**



DATE	2023-02-28
PROJECT	PROPOSED INDUSTRIAL REDEVELOPMENT 800 E. MERMAID LANE WINDYBROOK PA 19088 SPRINGFIELD TWP. MONTGOMERY COUNTY, PA
APPLICANT	5 STAR VENTURE I LP.
TITLE	EROSION & SEDIMENT CONTROL PLAN

REV	DATE	REVISIONS
1	05/19/2023	PER TOWNSHIP COMMENTS

**NOT FOR CONSTRUCTION**

PA. LANDCORE ENGINEERING  
PROFESSIONAL ENGINEER  
PENNSYLVANIA LICENSE NO. 11512

PO BOX 37635 456287  
PHILADELPHIA, PENNSYLVANIA 19101-0635

PHONE 215-836-2510  
LANDCORECONSULTING.COM



Montgomery  
County  
Planning  
Commission



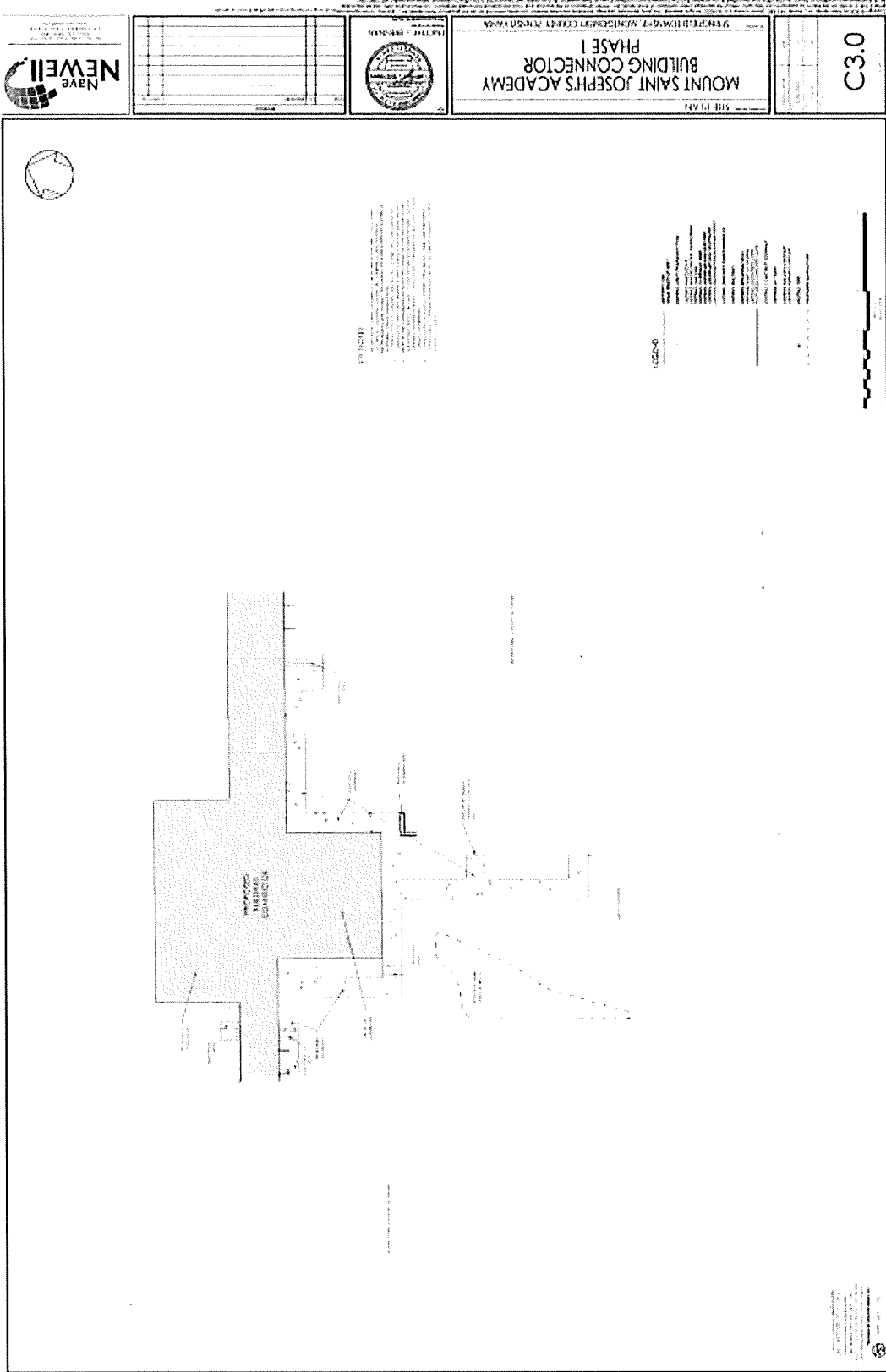
### Mount St. Joseph's Academy Addition

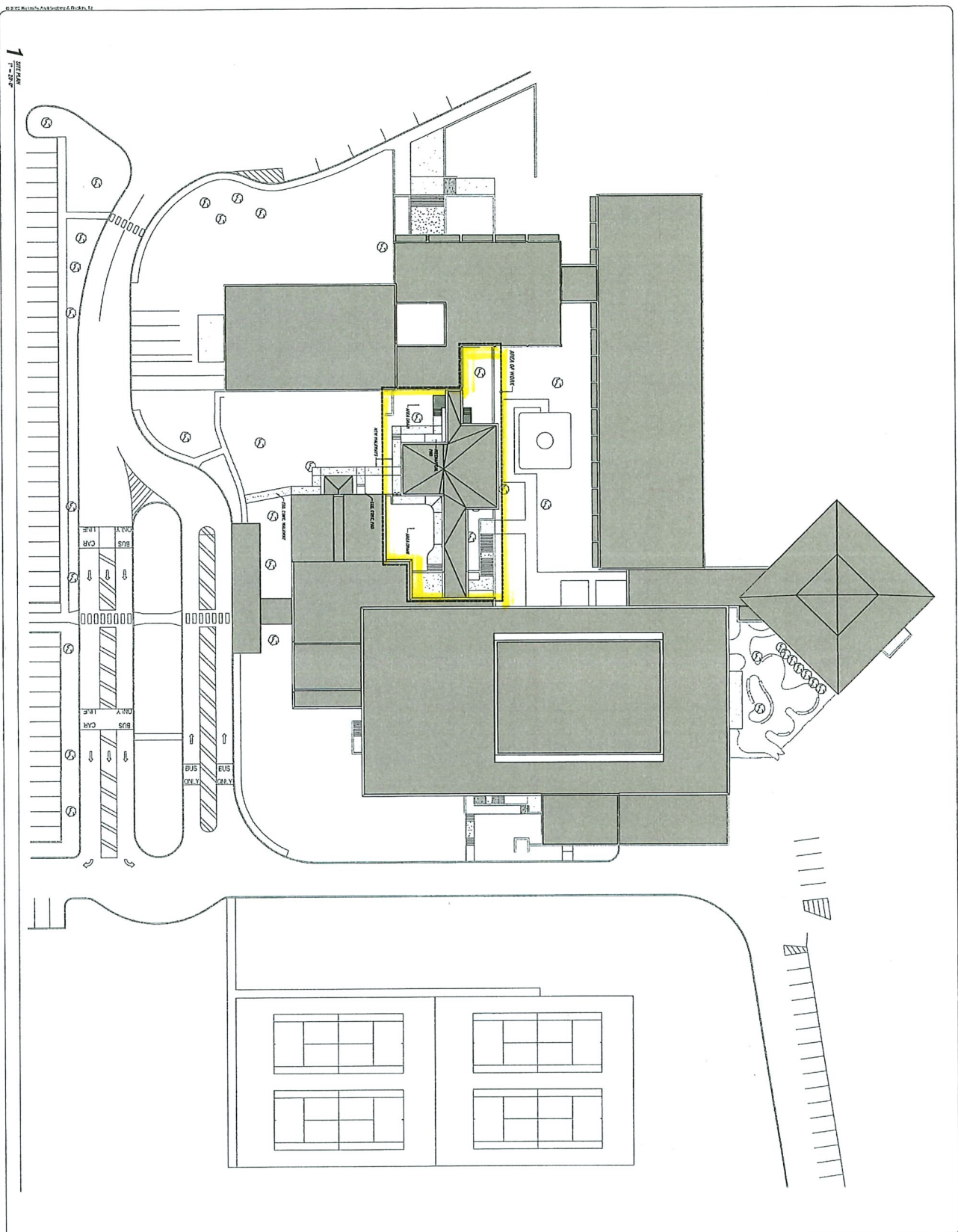
MCPC#230066001

Montgomery County, Courthouse - Planning Commission  
1000 Bankers Building, 1000 Bankers Building  
100 Bankers Building, 100 Bankers Building  
www.montgomeryplanning.com

Aerial photography provided by AerialEye







DESIGN DEVELOPMENT - PRICING UPDATE - 03-17-23

Sheet No:  
**A1-001**

Project No:  
22005

**CONNECTOR ADDITION**

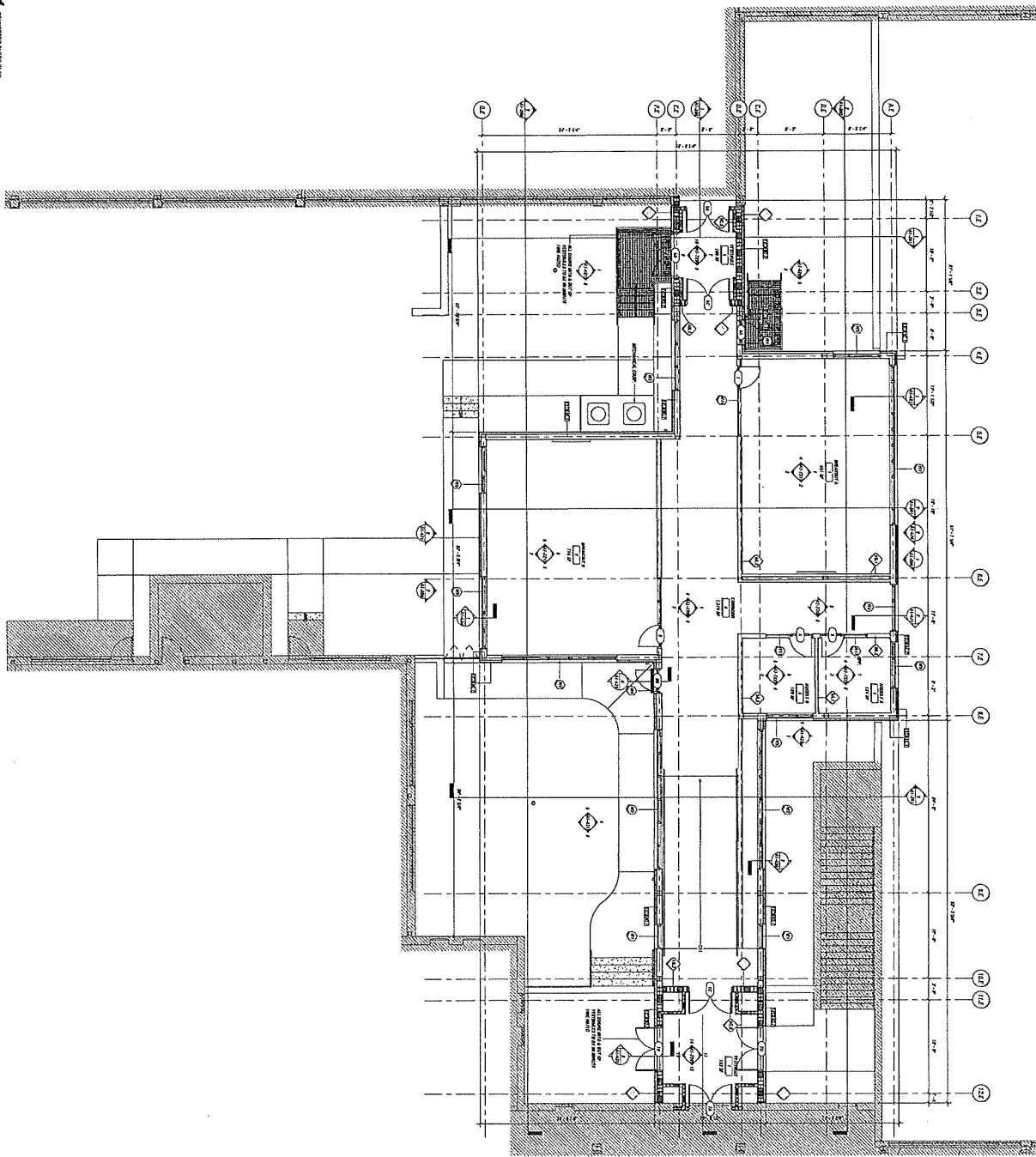
Project Address:  
120 W Wissahickon Ave., Flourtown, PA  
19031

Key Plan  
N

**metcalfe**  
architectural group, llc  
120 W. Wissahickon Ave., Suite 200  
Flourtown, PA 19031  
Tel: 484.281.1111  
Fax: 484.281.1112  
www.metcalfe.com

**NOT FOR  
CONSTRUCTION**

1 CONNECTOR FLOOR PLAN  
 3/17/23



DESIGN DEVELOPMENT - PRICING UPDATE - 03-17-23

Project No.  
**A1-111**  
 DATE: 03-17-23

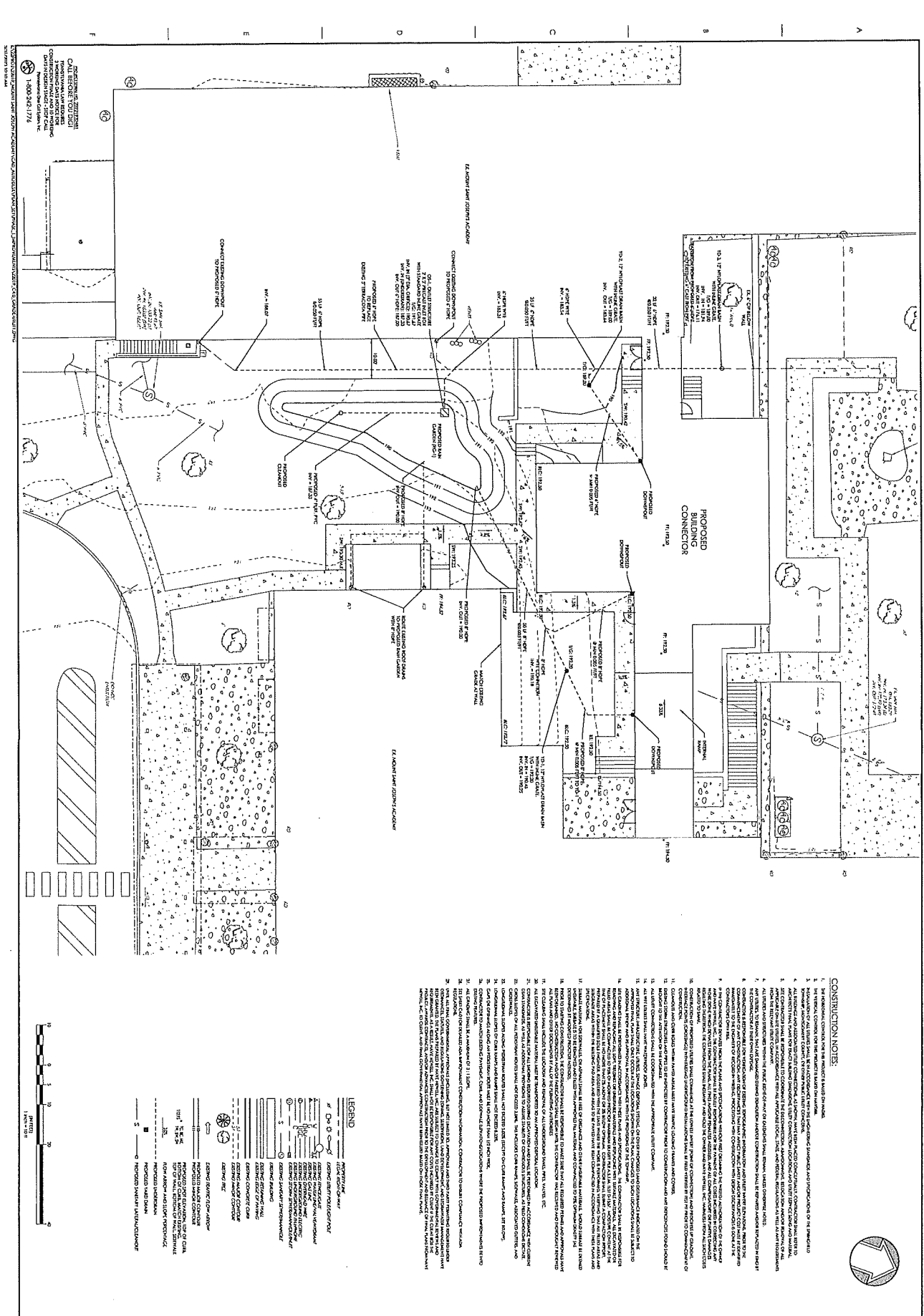
Project Name  
**CONNECTOR ADDITION**  
 DATE: 03-17-23

Client  
 22005 120 W Wissahickon Ave., Flourtown, PA 19031

Fig. Title: **1**

metcalfe  
 ARCHITECTS  
 120 W. WISSAHICKON AVE., FLOURTOWN, PA 19031  
 TEL: 481-261-1111  
 FAX: 481-261-1112  
 WWW.METCALFEARCHITECTS.COM

**NOT FOR CONSTRUCTION**



**CONSTRUCTION NOTES:**

1. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPLICABLE AGENCIES AND AGENCIES.
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DATE: 03/01/20

SCALE: 1" = 10'

PROJECT: MOUNT SAINT JOSEPH'S ACADEMY BUILDING CONNECTOR PHASE I

TOWN: SPRINGFIELD TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA

**TIMOTHY J. BRENNAN**  
Professional Engineer

NO.	DESCRIPTION	DATE	BY	CHK

100 N. 15th St., Suite 100  
P.O. Box 100  
Springfield, PA 17146  
Tel: 717.520.1000  
Fax: 717.520.1001  
www.navenewell.com

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**RESOLUTION NO. 1611**

**WHEREAS**, The Township of Springfield, by Ordinance No. 866 enacted October 13, 2004, set forth requirements for applicants/developers of residential and commercial subdivision and land development proposals to offer for dedication land suitable for park and recreation activities, or payment of a fee in lieu thereof; and

**WHEREAS**, The Board of Commissioners of the Township of Springfield desires to set the fee in lieu of dedication of park and recreation facilities consistent with the cost of acquiring said land;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Springfield Township that the fee in lieu of dedication of park and recreation facilities, effective immediately upon the date of adoption, shall be set as follows:

Residential fee in Lieu of Dedication Per Dwelling Unit: \$1,500

Non-Residential Fee in Lieu of Dedication Per 1,000 Square Feet  
Of Building Area or Portion Thereof: \$1,000

**ADOPTED** this 14<sup>th</sup> day of June, 2023.

**BOARD OF COMMISSIONERS  
OF SPRINGFIELD TOWNSHIP**

By: \_\_\_\_\_  
James M. Lee, President

**ATTEST:**

\_\_\_\_\_  
A. Michael Taylor, Secretary

**RECYCLING REPORT  
STATISTICAL DATA  
FOR THE MONTH OF MAY 2023**

	<u>THIS MONTH</u>	<u>YEAR TO DATE</u>	<u>2023 BUDGET</u>
<b>Materials Collected (tons)</b>			
Single Stream Recyclables	191.2	828.6	2,172
<b>Householder Participation</b>			
No. of Curb Stops	25,161	107,518	278,534
Percent of Total (7,200)	69.9	67.9	74.0
Avg. Lbs. per Curb Stop	15.2	15.4	15.6
<b>Sales Value of Recyclables (net)</b>			
Single Stream Recyclables (\$51.89)*	(9,921.37)	(49,998.26)	(77,594.84)
<b>Disposal Savings/Cost Avoidance</b>			
COVANTA Tipping Fee @ \$75.24	14,385.89	62,343.86	163,398.71
<b>State Performance Grant</b>			
Prorated Annual Award	1,905.17	9,525.84	22,862.00
<b>Grand Total Sales/Savings</b>	6,369.69	21,871.44	108,665.87
<b>Cost of Collection (prorated)</b>			
Labor and Overhead	(26,011.42)	(130,057.10)	(312,137.00)
Equipment Cost	(4,216.67)	(21,083.35)	(50,600.00)
General Expense/Recycling Center	(83.33)	(416.65)	(1,000.00)
Total Cost	(30,311.42)	(151,557.10)	(363,737.00)
<b>Net Income and Saving</b>	(23,941.73)	(129,685.66)	(255,071.13)

\* Sales value adjusts monthly

# Saving More than Energy:

*The Win-Win of  
Our Energy Audits and Hybrid Cruisers*

A Case Study of Springfield Township's  
Savings from Energy Efficiency

**Joy Bergey**  
Environmental Advisory Commission  
Springfield Township  
June 2023



1

## Program Recap



**RENEWABLE SPRINGFIELD**  
OUR PATH TO A CLEAN ENERGY FUTURE

- The Board of Commissioners committed in January 2019:
  - Getting to to **100% renewable electricity by 2035**
  - Getting to **100% fleet and building heat by 2050**
- We're making progress on both goals.
- Huge savings from *implementing* the recommendations of the summer and winter audits.

### ***Why were we wasting energy before the audits?***

We didn't build LEED or have the HVAC system commissioned up front.

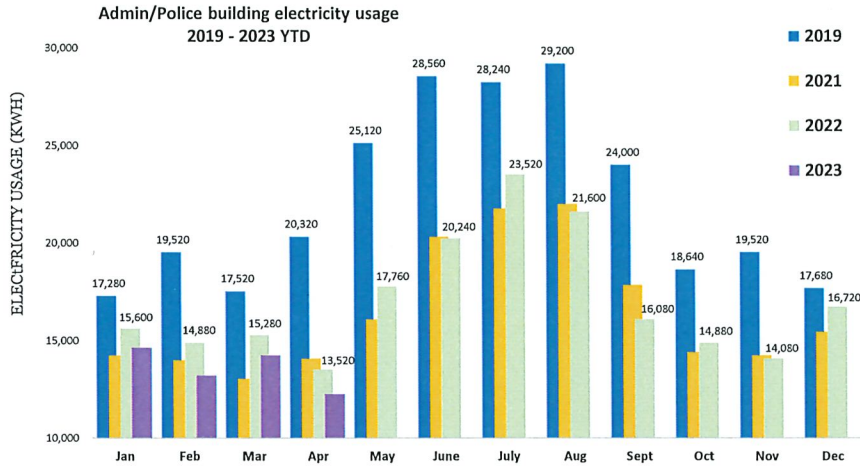
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2

## AUDIT RESULTS: 4 Years Later



- 25% AVERAGE Reduction in Electricity



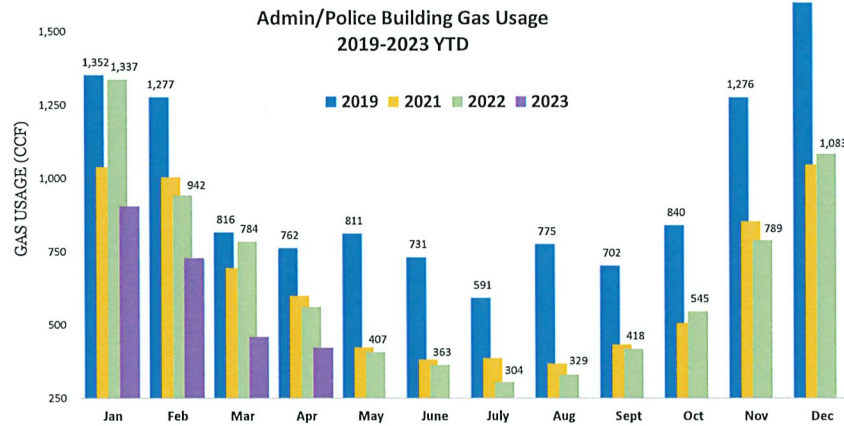
3

3

## AUDIT RESULTS: 4 Years Later



- 34% AVERAGE Reduction in Gas Use (Admin)

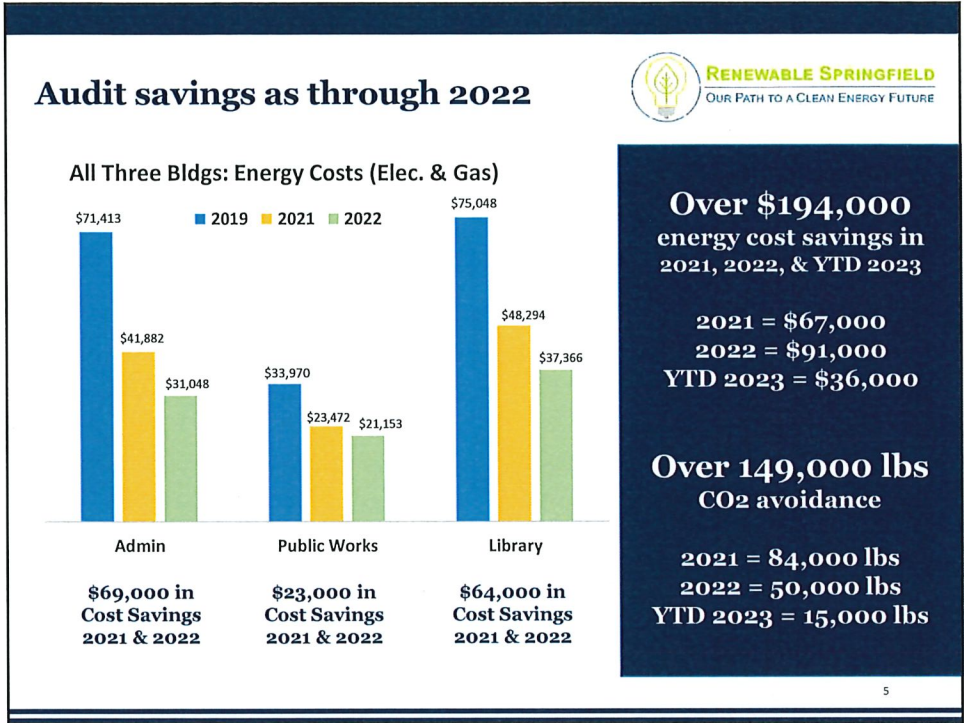


**SAVINGS 2019 v. 2022 = \$40,000 Combined Admin Elec & Gas**

4

4





5

## Progress to date on township fleet



**RENEWABLE SPRINGFIELD**  
OUR PATH TO A CLEAN ENERGY FUTURE

- We got our first hybrid police cruiser in May 2021.
- We now replace each traditional police vehicle as it's retired with a hybrid.
- Roughly 50% of our police fleet are hybrids!



### How we're calculating our savings

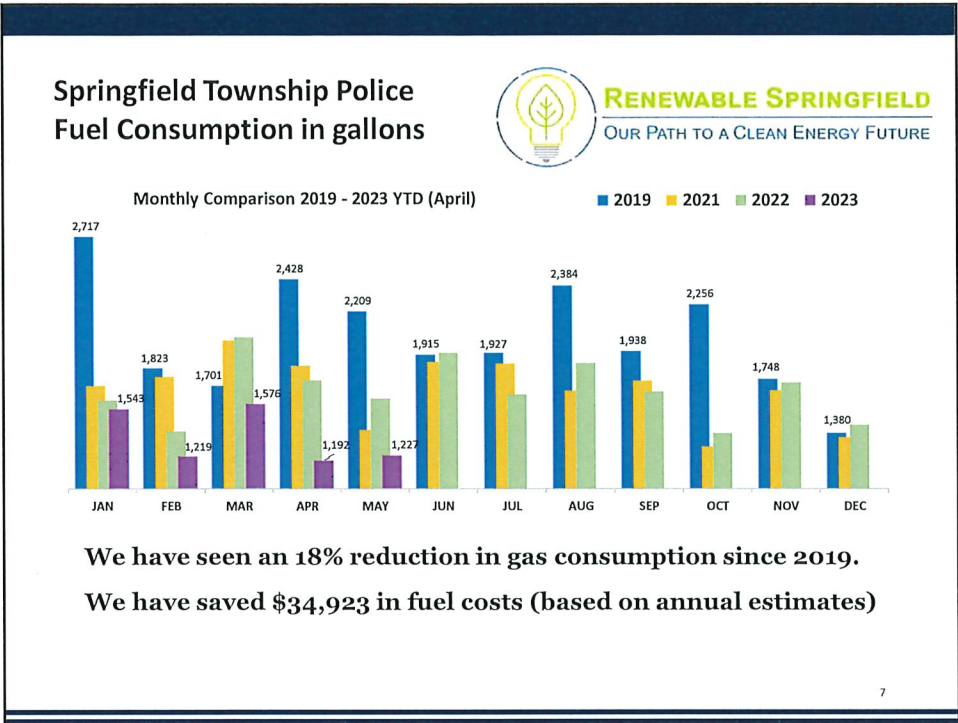
We're tracking and comparing gasoline gallons used and miles driven before and after May 2021.

Our estimates are not perfect, since we can't disaggregate past data to track individual vehicles.

Our estimates are not perfect, since we can't disaggregate past data to track individual vehicles.

6

6



7

### First cut assessment:

RENEWABLE SPRINGFIELD  
OUR PATH TO A CLEAN ENERGY FUTURE

- Hybrids cost \$5K more than traditional vehicle.
- Fuel savings of ~\$35K cover increased purchase price of 7 hybrids.
- However...We're saving money on labor and materials costs.
- Police have driven 11,511 fewer total miles since 2019.  
*Note: We can't tease out all the reasons at this point.*
- One gallon of fuel burned generates 22 pounds of CO<sub>2</sub>.
- Hence, we have avoided 253,244 pounds of CO<sub>2</sub>.

Our police officers seem happy with the vehicles.

8

8

## Looking ahead



**RENEWABLE SPRINGFIELD**  
OUR PATH TO A CLEAN ENERGY FUTURE

- Township is exploring electrical landscaping equipment,
- Full conversion of Township fleet to hybrids,
- Continued energy and emission savings,
- An enormous opportunity in building a Rec Center:

**A net-zero building!**

9

## Notice for Bids

Notice is hereby given that sealed bids will be received by Springfield Township, Montgomery County, PA, until 1:00 p.m. (prevailing time) on June 8, 2023, at which time bids will be opened and read aloud at the Springfield Township Building, 1510 Paper Mill Road, Wyndmoor, PA 19038, for the following.

### **2023 Bysher Field – Paving of Emergency Access Road to the playing fields**

The project includes the incorporating and widening of an existing stone access path and paving to a width of 20 ft. In addition, curbing, stormwater management improvements, and ADA accessible parking will be part of the project. All work is to be completed in accordance with the project plans and specifications. All bid documents and solicitation details are available in the office of the Township Manager, Springfield Township, 1510 Paper Mill Road, Wyndmoor, PA, 19038, for a fee of \$50.00.

**A Pre-bid meeting will be held at the Springfield Township building, 1510 Paper Mill Road, Wyndmoor, on Thursday, June 1, 2023, at 1:00pm.**

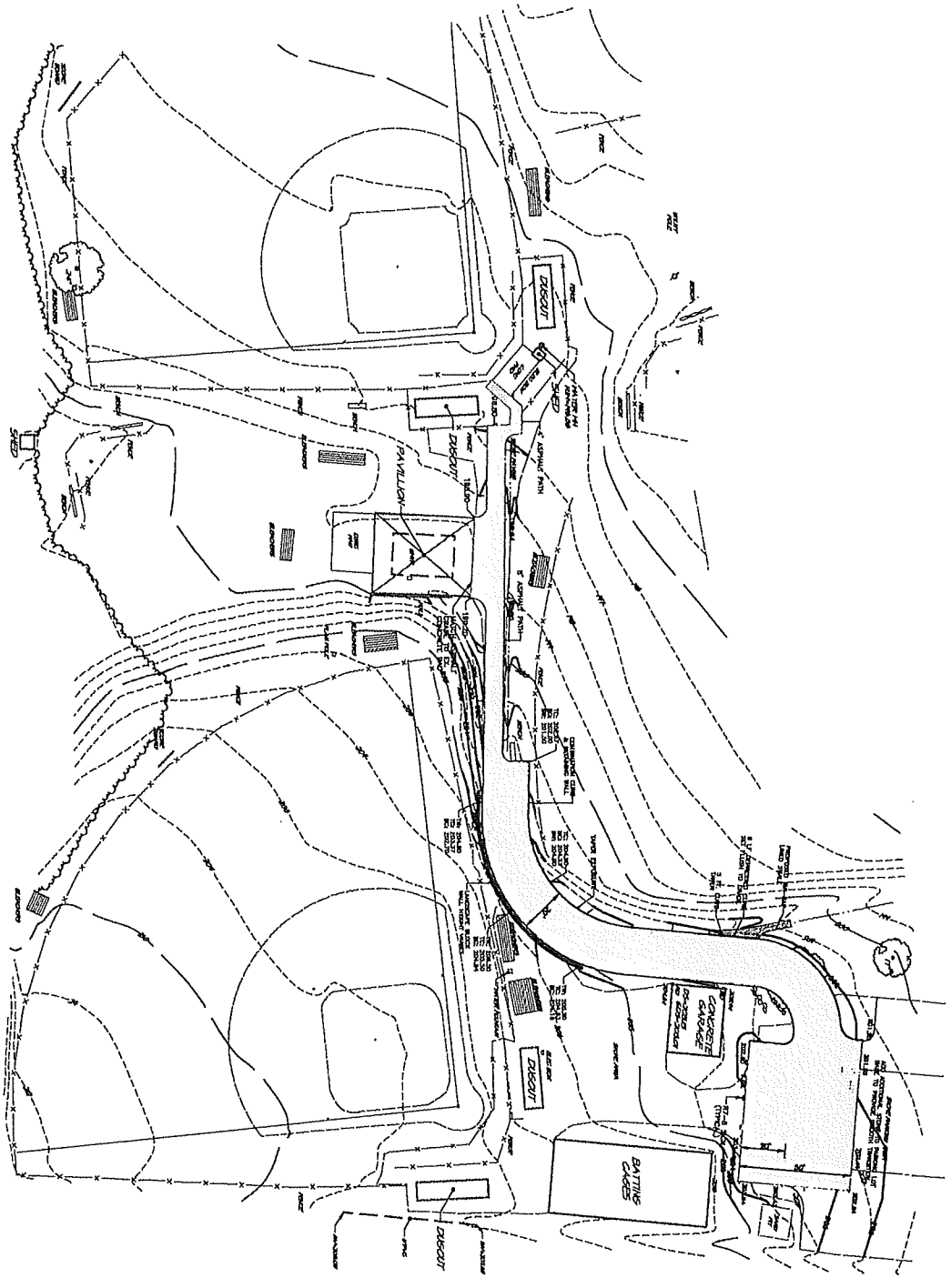
A certified check or bank draft, payable to the order of the Township of Springfield, negotiable U.S. Government Bonds (at par value), or a satisfactory Bid Bond executed by the Bidder and an acceptable surety, in an amount equal to ten percent (10%) of the total bid amount shall be submitted with each Bid. The successful Bidder will be required to furnish and pay for Satisfactory Performance and Payment Bond and Labor and Materialmen's Bond, each in an amount of 100% of the contract amount. Bidder qualifications and schedule of prices shall be submitted with the bid. A Certificate of Insurance, showing proof of Workers Compensation Coverage, and a completed Commonwealth of Pennsylvania Public Works Employment Verification Form must also be submitted.

Bid proposals shall incorporate minimum wages and salaries as set forth by the Pennsylvania Department of Labor and Industry (prevailing wages). The Contractor must ensure that employees and applicants for employment are not discriminated against because of their race, color, religion, sex, national origin or handicap.

Springfield Township reserves the right to reject any or all Bids, to eliminate or reduce items or quantities, to waive any informality, or take other such action that is deemed to be in the best interest of the Township and as may be permitted by law. Bids may be held by the Township for a period of up to 60 days from the date of Bid opening for the purpose of reviewing Bids and investigating qualifications of bidders, prior to awarding Contract. Springfield Township does not discriminate on the basis of race, color, religion, sex, national origin or handicap.

Any questions regarding the project will be taken up until 2:00 pm on Tuesday, June 5, 2023. Questions shall be directed to the office of the Township Engineer: Woodrow & Associates, Inc., 1108 N. Bethlehem Pike, Suite 5, Lower Gwynedd, PA 19002, 215-542-5648.

MICHAEL TAYLOR  
TOWNSHIP MANAGER



**RESOLUTION NO. 1612**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
SPRINGFIELD TOWNSHIP, MONTGOMERY COUNTY,  
PENNSYLVANIA REQUESTING AN AMENDMENT TO THE  
STERLING ACT TO REQUIRE THAT UP TO ONE PERCENT  
(1%) OF EARNED INCOME BY NON-RESIDENTS TO THE  
CITY OF PHILADELPHIA AND COLLECTED UNDER THE  
REQUIREMENTS OF THE PHILADELPHIA WAGE TAX BE  
REMITTED TO THE MUNICIPALITY IN WHICH THE  
TAXPAYER RESIDES**

**WHEREAS**, Springfield Township, Montgomery County, Pennsylvania has enacted an Earned Income Tax of one (1%) percent in accordance with the Pennsylvania Local Tax Enabling Act; and

**WHEREAS**, Springfield Township relies on the revenue generated by the EIT to provide essential services to its residents and taxpayers, including emergency services that protect the health, safety, and welfare of the community; and

**WHEREAS**, the City of Philadelphia, pursuant to the Sterling Act of 1932, enacted an Earned Income Tax, also known as a Wage Tax, on both residents of the City, and on non-residents that work in the City; and

**WHEREAS**, in 1932, the Counties surrounding Philadelphia consisted mainly of farmland with few local government services; and

**WHEREAS**, in 1932, the Act made sense because residents in the adjacent Counties visited the City on a regular basis to shop, dine, and avail themselves of businesses and services not available in the adjacent Counties, and

**WHEREAS**, the Sterling Act was only intended to be in effect for a period of one (1) year; and

**WHEREAS**, over 1,700 Springfield Township residents are estimated to pay Earned Income Tax to the City of Philadelphia at the current non-resident rate of 3.448%; and

**WHEREAS**, the Sterling Act, unlike the Local Tax Enabling Act, does not require Philadelphia to remit any portion of its Earned Income Tax revenue to the municipality in which the non-resident taxpayer resides, even though the non-resident's home municipality has enacted its own Earned Income Tax; and

**WHEREAS**, Springfield Township, under the provisions of the Sterling Act, is not entitled to any remittance from the City of Philadelphia on the non-resident Earned Income Tax paid by its

residents to the City, including the one percent (1%) Earned Income Tax levied by the Township on its residents; and

**WHEREAS**, Springfield Township residents who do not work in the City of Philadelphia bear a higher tax burden to support local services because of the inequities caused by the provisions of the Sterling Act; and

**WHEREAS**, the inequities created by Sterling Act deprive Springfield Township of annual Earned Income Tax revenue in excess of \$985,000 that could be used to provide essential local government services including police, fire and emergency medical services; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Springfield Township that it formally request the Governor of the Commonwealth of Pennsylvania and the Senators and Representatives of the General Assembly of Pennsylvania to amend the Sterling Act and require that an amount of up to one (1%) percent of the earned income paid by non-residents to the City Philadelphia, and collected under the requirements of the Philadelphia Wage Tax, be remitted to the municipality in which the taxpayer resides if that municipality has enacted an earned income tax.

ADOPTED this 14<sup>th</sup> day of June, 2023.

BOARD OF COMMISSIONERS  
OF SPRINGFIELD TOWNSHIP

By: \_\_\_\_\_  
James M. Lee, President

Attest: \_\_\_\_\_  
A. Michael Taylor, Secretary

<u>MUNICIPALITY</u>	<u># OF RES.</u>	<u>TOTAL PHILA WAGE</u>	<u>TAX RATE</u>	<u>WAGE TAX LOST</u>
ABINGTON TWP	4678	\$ 466,894,532.00	0.500%	\$ 2,334,472.66
AMBLER BORO	280	\$ 24,563,025.00	0.500%	\$ 122,815.13
BRIDGEPORT BORO	107	\$ 7,962,632.00	0.500%	\$ 39,813.16
BRYN ATHYN BORO	31	\$ 3,144,927.00	0.500%	\$ 15,724.64
CHELTENHAM TWP	3102	\$ 290,887,359.00	1.000%	\$ 2,908,873.59
COLLEGEVILLE BORO	83	\$ 8,548,586.00	0.500%	\$ 42,742.93
CONSHOHOCKEN BORO	434	\$ 41,433,923.00	0.500%	\$ 207,169.62
EAST GREENVILLE BORO	27	\$ 1,624,164.00	0.500%	\$ 8,120.82
EAST NORRITON TWP	544	\$ 49,463,664.00	0.500%	\$ 247,318.32
FRANCONIA TWP	263	\$ 25,100,402.00	0.750%	\$ 188,253.02
GREEN LANE BORO	6	\$ 376,473.00	0.500%	\$ 1,882.37
HATBORO BORO	372	\$ 32,182,690.00	0.500%	\$ 160,913.45
HATFIELD BORO	69	\$ 4,972,151.00	0.500%	\$ 24,860.76
HATFIELD TWP	518	\$ 44,274,126.00	0.500%	\$ 221,370.63
HORSHAM TWP	1364	\$ 156,937,295.00	0.500%	\$ 784,686.48
JENKINTOWN BORO	420	\$ 51,029,561.00	0.500%	\$ 255,147.81
LANSDALE BORO	420	\$ 32,926,319.00	0.500%	\$ 164,631.60
LIMERICK TWP	360	\$ 36,130,939.00	0.500%	\$ 180,654.70
LOWER FREDERICK TWP	87	\$ 8,803,669.00	0.500%	\$ 44,018.35
LOWER GWYNEDD TWP	636	\$ 145,242,275.00	0.500%	\$ 726,211.38
LOWER MORELAND TWP	1675	\$ 182,759,643.00	0.500%	\$ 913,798.22
LOWER POTTSBORO TWP	163	\$ 15,036,781.00	0.500%	\$ 75,183.91
LOWER PROVIDENCE TWP	626	\$ 69,857,150.00	0.500%	\$ 349,285.75
LOWER SALFORD TWP	398	\$ 46,394,760.00	0.500%	\$ 231,973.80
MARLBOROUGH TWP	40	\$ 4,031,270.00	0.500%	\$ 20,156.35
MONTGOMERY TWP	1311	\$ 129,539,239.00	0.500%	\$ 647,696.20
NORRISTOWN BORO	451	\$ 28,514,890.00	1.100%	\$ 313,663.79
NORTH WALES BORO	125	\$ 10,492,719.00	0.500%	\$ 52,463.60
PENNSBURG BOROUGH	37	\$ 2,918,597.00	0.500%	\$ 14,592.99
PERKIOMEN TWP	202	\$ 21,693,601.00	0.625%	\$ 135,585.01
PLYMOUTH TWP	936	\$ 98,641,486.00	0.505%	\$ 498,139.50
POTTSTOWN BORO	157	\$ 10,061,519.00	0.500%	\$ 50,307.60
RED HILL BORO	29	\$ 2,303,150.00	0.500%	\$ 11,515.75
ROCKLEDGE BORO	265	\$ 18,393,512.00	0.500%	\$ 91,967.56
ROYERSFORD BORO	54	\$ 4,102,159.00	0.500%	\$ 20,510.80
SALFORD TWP	55	\$ 6,451,247.00	0.500%	\$ 32,256.24
SCHWENKSVILLE BORO	11	\$ 900,769.00	0.500%	\$ 4,503.85
SKIPPAK TWP	266	\$ 26,552,791.00	0.750%	\$ 199,145.93
SOUDERTON BORO	103	\$ 8,277,972.00	0.500%	\$ 41,389.86
SPRINGFIELD TWP	1718	\$ 197,081,861.00	0.500%	\$ 985,409.31
TELFORD BOROUGH	78	\$ 5,610,534.00	0.500%	\$ 28,052.67
TOWAMENCIN TWP	499	\$ 48,907,262.00	0.500%	\$ 244,536.31
TRAPPE BORO	67	\$ 5,914,929.00	0.500%	\$ 29,574.65
UPPER DUBLIN TWP	1981	\$ 268,803,434.00	0.500%	\$ 1,344,017.17
UPPER GWYNEDD TWP	606	\$ 62,505,378.00	0.500%	\$ 312,526.89
UPPER HANOVER TWP	128	\$ 11,685,368.00	0.500%	\$ 58,426.84
UPPER MORELAND TWP	1418	\$ 112,903,352.00	0.500%	\$ 564,516.76
UPPER POTTSBORO TWP	87	\$ 7,675,365.00	0.750%	\$ 57,565.24
UPPER PROVIDENCE TWP	535	\$ 66,403,461.00	0.500%	\$ 332,017.31
UPPER SALFORD TWP	45	\$ 4,330,399.00	0.500%	\$ 21,652.00
WEST CONSHOHOCKEN BORO	87	\$ 9,179,369.00	0.500%	\$ 45,896.85
WEST NORRITON TWP	416	\$ 36,937,685.00	0.500%	\$ 184,688.43
WEST POTTSBORO TWP	28	\$ 2,274,542.00	0.750%	\$ 17,059.07
WHITEMARSH TWP	1701	\$ 253,112,606.00	0.750%	\$ 1,898,344.55
WHITPAIN TWP	1110	\$ 151,500,276.00	0.560%	\$ 848,401.55
WORCESTER TWP	376	\$ 59,410,107.00	0.500%	\$ 297,050.54
<b>MONTCO. TOTAL</b>	<b>31585</b>	<b>\$ 3,423,657,895.00</b>		<b>\$ 19,653,554.12</b>



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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 671 Session of  
2023

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INTRODUCED BY FARRY, LAUGHLIN, PENNYCUICK AND MARTIN,  
APRIL 28, 2023

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REFERRED TO FINANCE, APRIL 28, 2023

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AN ACT

1 Amending the act of December 31, 1965 (P.L.1257, No.511),  
2 entitled "An act empowering cities of the second class,  
3 cities of the second class A, cities of the third class,  
4 boroughs, towns, townships of the first class, townships of  
5 the second class, school districts of the second class,  
6 school districts of the third class and school districts of  
7 the fourth class including independent school districts, to  
8 levy, assess, collect or to provide for the levying,  
9 assessment and collection of certain taxes subject to maximum  
10 limitations for general revenue purposes; authorizing the  
11 establishment of bureaus and the appointment and compensation  
12 of officers, agencies and employes to assess and collect such  
13 taxes; providing for joint collection of certain taxes,  
14 prescribing certain definitions and other provisions for  
15 taxes levied and assessed upon earned income, providing for  
16 annual audits and for collection of delinquent taxes, and  
17 permitting and requiring penalties to be imposed and  
18 enforced, including penalties for disclosure of confidential  
19 information, providing an appeal from the ordinance or  
20 resolution levying such taxes to the court of quarter  
21 sessions and to the Supreme Court and Superior Court,"  
22 further providing for title of act; providing for local taxes  
23 in cities of the first class, for prohibition of tax on  
24 certain individuals and for reimbursement of taxes; and  
25 making repeals.

26 The General Assembly of the Commonwealth of Pennsylvania  
27 hereby enacts as follows:

28 Section 1. The title of the act of December 31, 1965  
29 (P.L.1257, No.511), known as The Local Tax Enabling Act, is

1 amended to read:

2 AN ACT

3 Empowering cities of the first class, second class, cities of  
4 the second class A, cities of the third class, boroughs,  
5 towns, townships of the first class, townships of the second  
6 class, school districts of the second class, school districts  
7 of the third class and school districts of the fourth class  
8 including independent school districts, to levy, assess,  
9 collect or to provide for the levying, assessment and  
10 collection of certain taxes subject to maximum limitations  
11 for general revenue purposes; authorizing the establishment  
12 of bureaus and the appointment and compensation of officers,  
13 agencies and employes to assess and collect such taxes;  
14 providing for joint collection of certain taxes, prescribing  
15 certain definitions and other provisions for taxes levied and  
16 assessed upon earned income, providing for annual audits and  
17 for collection of delinquent taxes, and permitting and  
18 requiring penalties to be imposed and enforced, including  
19 penalties for disclosure of confidential information,  
20 providing an appeal from the ordinance or resolution levying  
21 such taxes to the court of quarter sessions and to the  
22 Supreme Court and Superior Court.

23 Section 2. The act is amended by adding a chapter to read:

24 CHAPTER 6

25 LOCAL TAXES IN CITIES OF THE FIRST CLASS

26 Section 601. Authority to levy taxes.

27 (a) General rule.--The council of a city of the first class  
28 shall have the authority, by ordinance, for general revenue  
29 purposes, to levy, assess and collect taxes or provide for the  
30 levying, assessment and collection of taxes on persons,

1 transactions, occupations, privileges, subjects and personal  
2 property within the limits of a city of the first class, as it  
3 shall determine, except that the council shall not have the  
4 authority to levy, assess and collect a tax or provide for the  
5 levying, assessment and collection of a tax on a privilege,  
6 transaction, subject or occupation, or on personal property,  
7 which is or may become subject to a State tax or license fee.  
8 If, subsequent to the passage of an ordinance under the  
9 authority of this chapter, the General Assembly enacts a tax or  
10 license fee on a privilege, transaction, subject or occupation,  
11 or on personal property taxed by a city of the first class under  
12 this chapter, the act imposing the State tax or license fee  
13 shall automatically vacate the city ordinance passed under the  
14 authority of this chapter as to all taxes accruing subsequent to  
15 the effective date of the act imposing the State tax or license  
16 fee. It is the intention of this section to confer upon cities  
17 of the first class the power to levy, assess and collect taxes  
18 upon any and all subjects of taxation which the Commonwealth has  
19 power to tax but which it does not now tax or license, subject  
20 only to this section, that any tax upon a subject which the  
21 Commonwealth may tax or license shall automatically terminate  
22 upon the effective date of the State act imposing the new tax or  
23 license fee.

24 (b) Prohibition of tax on salaries, wages, commissions or  
25 other compensation on certain individuals.--

26 (1) A city of the first class may not impose a tax on  
27 salaries, wages, commissions or other compensation on a  
28 nonresident individual who is employed by an employer whose  
29 place of business is located in a city of the first class and  
30 performs all employment duties or services outside of the

1 city of the first class.

2 (2) If a nonresident individual performs a portion of  
3 the individual's employment duties or services outside of the  
4 city of the first class, the city of the first class may only  
5 impose a tax on salaries, wages, commissions or other  
6 compensation on that portion of salaries, wages, commissions  
7 or other compensation attributable to duties performed by the  
8 individual within the city of the first class.

9 (3) For purposes of this subsection, an employment duty  
10 or service is deemed to be performed where the employee is  
11 physically located, notwithstanding any electronic device,  
12 computer network or other technology that connects the  
13 employee to a person or premises located in a city of the  
14 first class.

15 (c) Duties.--

16 (1) The State Treasurer or other appropriate State  
17 official shall, at the time of payment of the salary, wage or  
18 other compensation to an officer or employee of the  
19 Commonwealth, with the exception of elected officials,  
20 domiciled or rendering services within a city of the first  
21 class, deduct any tax imposed by the city on the salary, wage  
22 or other compensation paid by the Commonwealth to the officer  
23 or employee.

24 (2) The State Treasurer or other appropriate State  
25 official shall, on or before the last day of April, July,  
26 October and January of each year, make a return on a form  
27 furnished by or obtainable from the revenue commissioner of  
28 the city and remit to the revenue commissioner the amount of  
29 tax so deducted for the three-month period ending on the last  
30 day of the month preceding.

1 Section 602. Creation of offices necessary for the collection  
2 of taxes.

3 A city of the first class is authorized to provide, by  
4 ordinance, for the creation of bureaus or the appointment and  
5 compensation of officers, clerks, collectors and other  
6 assistants and employees, either under existing departments or  
7 otherwise, as may be deemed necessary for the assessment and  
8 collection of taxes imposed under the authority of this chapter.

9 Section 603. Penalties and enforcement of nonpayment of taxes.

10 The council of a city of the first class shall have the power  
11 to prescribe and enforce penalties for the nonpayment, within  
12 the time fixed for their payment, of taxes imposed under the  
13 authority of this chapter and for the violation of the  
14 provisions of ordinances passed under the authority of this  
15 chapter.

16 Section 604. Reimbursement.

17 (a) Applicability.--Notwithstanding any other provision of  
18 law or this act, this section shall only apply to a taxpayer who  
19 is a resident of this Commonwealth and not a resident of a city  
20 of the first class but who is subject to the tax on salaries,  
21 wages, commissions or other compensation imposed by a city of  
22 the first class under this chapter.

23 (b) Employer duty.--Each employer of a taxpayer shall report  
24 on or before the last day of April, July, October and January of  
25 each year to a city of the first class all of the following:

26 (1) The amount of tax on salaries, wages, commissions or  
27 other compensation under subsection (a) imposed by the school  
28 district in which the taxpayer resides.

29 (2) The amount of tax on salaries, wages, commissions or  
30 other compensation under subsection (a) imposed by the

1 municipality in which the taxpayer resides.

2 (c) School districts.--

3 (1) Notwithstanding any other provision of law or this  
4 act, for tax years beginning after December 31, 2023, payment  
5 of a tax on salaries, wages, commissions or other  
6 compensation to a city of the first class shall be credited  
7 by the school district of the taxpayer's residence at an  
8 amount no greater than the tax on salaries, wages,  
9 commissions or other compensation imposed by the school  
10 district in which the taxpayer resides.

11 (2) In order to facilitate the prompt implementation of  
12 this section, the Department of Education shall, in  
13 consultation with the Department of Community and Economic  
14 Development, promulgate temporary regulations to calculate  
15 the amount equal to the aggregate amount of the tax credited  
16 under paragraph (1) which is due to each school district  
17 qualifying under this subsection. The temporary regulations  
18 shall expire no later than two years following the  
19 publication of the temporary regulations. The temporary  
20 regulations shall not be subject to:

21 (i) Section 612 of the act of April 9, 1929  
22 (P.L.177, No.175), known as The Administrative Code of  
23 1929.

24 (ii) Sections 201, 202, 203, 204 and 205 of the act  
25 of July 31, 1968 (P.L.769, No.240), referred to as the  
26 Commonwealth Documents Law.

27 (iii) Sections 204(b) and 301(10) of the act of  
28 October 15, 1980 (P.L.950, No.164), known as the  
29 Commonwealth Attorneys Act.

30 (iv) The act of June 25, 1982 (P.L.633, No.181),

1           known as the Regulatory Review Act.

2           (3) The Department of Education shall certify the amount  
3 calculated pursuant to the regulations under paragraph (2) to  
4 the city of the first class. The amount certified shall,  
5 within 30 days of receipt of the certification, be paid by  
6 the city of the first class to the school district of  
7 residence of each taxpayer.

8           (d) Municipalities.--

9           (1) Notwithstanding any other provision of law or this  
10 act, for tax years beginning after December 31, 2023, payment  
11 of a tax on salaries, wages, commissions or other  
12 compensation to a city of the first class shall be credited  
13 by the municipality of the taxpayer's residence at an amount  
14 no greater than the tax on salaries, wages, commissions or  
15 other compensation imposed by the municipality in which the  
16 taxpayer resides.

17           (2) In order to facilitate the prompt implementation of  
18 this section, the Department of Community and Economic  
19 Development shall, in consultation with the Department of  
20 Education, promulgate temporary regulations to calculate the  
21 amount equal to the aggregate amount of the tax credited  
22 under paragraph (1) which is due to each municipality  
23 qualifying under this subsection. The temporary regulations  
24 shall expire no later than two years following the  
25 publication of the temporary regulations. The temporary  
26 regulations shall not be subject to:

27           (i) Section 612 of the act of April 9, 1929  
28 (P.L.177, No.175), known as The Administrative Code of  
29 1929.

30           (ii) Sections 201, 202, 203, 204 and 205 of the act

1 of July 31, 1968 (P.L.769, No.240), referred to as the  
2 Commonwealth Documents Law.

3 (iii) Sections 204(b) and 301(10) of the act of  
4 October 15, 1980 (P.L.950, No.164), known as the  
5 Commonwealth Attorneys Act.

6 (iv) The act of June 25, 1982 (P.L.633, No.181),  
7 known as the Regulatory Review Act.

8 (3) The Department of Community and Economic Development  
9 shall certify the amount calculated pursuant to the  
10 regulations under paragraph (2) to the city of the first  
11 class. The amount certified shall, within 30 days of receipt  
12 of the certification, be paid by the city of the first class  
13 to the municipality of residence of each taxpayer.

14 Section 3. Repeals are as follows:

15 (1) The General Assembly declares that the repeal under  
16 paragraph (2) is necessary to effectuate the addition of  
17 Chapter 6 of the act.

18 (2) The act of August 5, 1932 (Sp.Sess., P.L.45, No.45),  
19 referred to as the Sterling Act, is repealed.

20 (3) The General Assembly declares that the repeal under  
21 paragraph (4) is necessary to effectuate the addition of  
22 Chapter 6 of the act.

23 (4) Section 324 of the act of June 27, 2006 (1st  
24 Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act,  
25 is repealed.

26 Section 4. The addition of Chapter 6 of the act is a  
27 continuation of the act of August 5, 1932 (Sp.Sess., P.L.45,  
28 No.45), referred to as the Sterling Act. The following apply:

29 (1) Except as otherwise provided in Chapter 6 of the  
30 act, all activities initiated under the Sterling Act shall



1 continue and remain in full force and effect and may be  
2 completed under Chapter 6 of the act. Orders, regulations,  
3 rules and decisions which were made under the Sterling Act  
4 and which are in effect on the effective date of Chapter 6 of  
5 the act shall remain in full force and effect until revoked,  
6 vacated or modified under Chapter 6 of the act. Contracts,  
7 obligations and collective bargaining agreements entered into  
8 under the Sterling Act are not affected nor impaired by the  
9 repeal of the Sterling Act.

10 (2) Except as provided in paragraph (3), any difference  
11 in language between Chapter 6 of the act and the Sterling Act  
12 is intended only to conform to the style of the act and is  
13 not intended to change or affect the legislative intent,  
14 judicial construction or administration and implementation of  
15 the Sterling Act.

16 (3) Paragraph (2) does not apply to the addition of  
17 section 601(b) or 604 of the act.

18 Section 5. A reference in statute or regulation to the act  
19 of August 5, 1932 (Sp.Sess., P.L.45, No.45), referred to as the  
20 Sterling Act, shall be deemed a reference to Chapter 6 of the  
21 act.

22 Section 6. This act shall take effect as follows:

23 (1) This section shall take effective immediately.

24 (2) The remainder of this act shall take effect in 180  
25 days or January 1, 2024, whichever is later.

# SENATE APPROPRIATIONS COMMITTEE FISCAL NOTE

**BILL NO.** Senate Bill 671

**PRINTER NO.** 671

**AMOUNT**

No Fiscal Impact  
See Fiscal Impact  
See Fiscal Impact

**FUND**

General Fund  
Property Tax Relief Fund  
Local Funds

**DATE INTRODUCED**

April 28, 2023

**PRIME SPONSOR**

Senator Farry

**DESCRIPTION**

Senate Bill 671 amends the act of December 31, 1965 (P.L.1257, No.511), known as the Local Tax Enabling Act (LTEA), as follows:

1. Amends the title of the Local Tax Enabling Act to include cities of the first class;
2. Adds a new Chapter 6 entitled Local Taxes in Cities of the First Class;
3. Prohibits Philadelphia from imposing its tax on salaries, wages, commissions or other compensation on certain nonresidents of the city whose duties or services are performed outside the city;
4. Requires a city of the first class to reimburse school districts and municipalities for credits against local wage taxes claimed by their residents who are subject to Philadelphia's tax on salaries, wages, commissions or other compensation;
5. Repeals the act of August 5, 1932 (Sp.Sess., P.L.45, No.45), referred to as the Sterling Act, and recodifies it into the LTEA; and
6. Repeals section 324 of the Taxpayer Relief Act and places the Sterling Act credit reimbursement to school districts in Chapter 6 of the LTEA.

**Prohibition of Tax on Certain Nonresidents of a City of the First Class**

Under current law, the Sterling Act authorizes the City of Philadelphia to tax any person, transaction, occupation, privilege, subject and personal property within its city limits so long as such subjects of taxation are not subject to a state tax or license fee. The Sterling Act is the primary source of Philadelphia's authority to levy the wage and net profits tax, mercantile license tax, realty transfer tax, amusement tax and public parking facility tax.

The Local Tax Enabling Act is the enabling statute for most taxing authority of the Commonwealth's political subdivisions. Senate Bill 671 repeals the Sterling Act and recodifies it into the LTEA by adding a new Chapter 6 relating to local taxes in cities of the first class. In addition, Chapter 6 includes a new subsection 601(b), which prohibits Philadelphia from imposing its tax on salaries, wages, commissions or other compensation on a nonresident individual who is employed by an employer whose place of business is located in a city of the first class and who performs all

# SENATE APPROPRIATIONS COMMITTEE FISCAL NOTE

employment duties or services outside of Philadelphia. Furthermore, if a nonresident individual performs a portion of his or her employment duties or services outside of Philadelphia, the city may impose a wage tax only on that portion of wages attributable to duties performed within the city.

Senate Bill 671 stipulates that for purposes of new subsection 601(b) relating to the prohibition of wage tax on nonresidents of Philadelphia, an employment duty or service is deemed to be performed where the employee is physically located, notwithstanding any electronic device, computer network or other technology that connects the employee to a person or premises located in a city of the first class.

## **Reimbursement to School Districts and Municipalities**

The legislation adds section 604 with regard to reimbursements, which applies only to a taxpayer who is a resident of this Commonwealth and not a resident of a city of the first class but who is subject to the wage tax imposed by a city of the first class under Chapter 6.

Senate Bill 671 requires that payment of Philadelphia's wage tax by a nonresident of the city shall be credited by a school district and municipality of the taxpayer's residence at an amount no greater than the tax imposed on wages by the school district and municipality in which the taxpayer resides. Additionally, the legislation requires affected employers to make quarterly reports to Philadelphia conveying the amount of wage tax imposed by the school district and municipality where a taxpayer resides. Utilizing this information, the Department of Education and the Department of Community and Economic Development shall promulgate temporary regulations delineating procedures necessary to calculate the aggregate amount of tax credited by each school district and municipality, respectively.

The Department of Education and the Department of Community and Economic Development shall certify the amount of credits calculated to the city of the first class, and the amount certified shall be paid by the city to the school district and municipality of residence of each taxpayer within 30 days of receipt of certification.

## **Repeals and Applicability**

The legislation repeals the act of August 5, 1932 (Sp.Sess., P.L.45, No.45) and provides that all activities initiated under the Sterling Act shall continue and remain in full force and effect and may be completed under Chapter 6 of this act, with the exception of changes made regarding prohibition of tax and reimbursements.

Senate Bill 671 also repeals section 324 of the Taxpayer Relief Act in order to effectuate school district Sterling Act credit reimbursements pursuant to this legislation. Under current law, Sterling Act reimbursements are paid annually to school districts from money deposited into the Property Tax Relief Fund.

Reimbursement for school district and municipal credits shall apply for tax years beginning after December 31, 2023. The remainder of the act shall take effect in 180 days or January 1, 2024, whichever is later.

# SENATE APPROPRIATIONS COMMITTEE

## FISCAL NOTE

### **FISCAL IMPACT:**

#### **General Fund**

Senate Bill 671 will have no fiscal impact on Commonwealth funds. The requirements placed on the Department of Community and Economic Development (DCED) and the Department of Education (PDE) can be accomplished within each department's existing resources. Under the Taxpayer Relief Act, PDE currently facilitates Sterling Act credit reimbursements to school districts, and the department's duties would be similar under Senate Bill 671. DCED will work in consultation with PDE and will be able to use a similar framework for municipal credit reimbursements.

#### **Property Tax Relief Fund**

Beginning in Fiscal Year 2024-25, the Property Tax Relief Fund will no longer be required to fund Sterling Act credit reimbursements to school districts under the Taxpayer Relief Act. The fund will realize a savings of approximately \$28 million per fiscal year.

#### **School District and Municipal Funds**

Senate Bill 671 will have a positive fiscal impact on municipalities that are currently required to provide their residents with a credit against a municipality's local earned income tax for wage tax paid to Philadelphia. The City of Philadelphia estimates that prohibiting the city from taxing certain nonresident wages and/or requiring the city to reimburse school districts and municipalities for credits claimed against their local income taxes could result in up to a \$190 million revenue loss to the city. Any revenue loss to the city under this legislation will be realized as a revenue gain to municipalities that are required to forego local income tax revenue from their residents who pay Philadelphia's nonresident wage tax in lieu of taxes to the municipalities in which they reside.

Under current law, section 317 of the Local Tax Enabling Act requires political subdivisions to allow a credit for payment of the Philadelphia wage tax by residents of a municipality as a deduction from the liability of taxpayers for an earned income tax imposed under authority of the LTEA. Therefore, a political subdivision that provides a credit to its residents who pay the Philadelphia wage tax does not receive earned income tax revenue on these wages. To the extent Philadelphia is prohibited from imposing its wage tax on certain nonresident individuals, those individuals residing in other municipalities located in the Commonwealth will pay local earned income tax to their respective municipalities of residence and will have no credit, or in some instances a lesser credit, for taxes paid to Philadelphia.

In addition, Senate Bill 671 requires a city of the first class to reimburse school districts and municipalities for residents of the Commonwealth who are nonresidents of the city, subject to the Philadelphia wage tax and receive a credit to offset their school district and municipal wage tax liabilities. Presently, the Taxpayer Relief Act funds Sterling Act credit reimbursements to school districts totaling just over \$28 million annually. Under this legislation, Philadelphia will now reimburse school districts, and the city will also be required to reimburse municipalities for Sterling Act credits claimed by taxpayers to offset municipal wage tax liabilities. As such, school

# SENATE APPROPRIATIONS COMMITTEE

## FISCAL NOTE

districts should expect to receive a similar amount of reimbursements as they do currently, but municipalities will begin receiving credit reimbursements not received currently. School districts may potentially realize a reduction in Sterling Act credit reimbursements due to fewer nonresidents of Philadelphia being subjected to the city wage tax. However, increased tax revenue may be received from school district residents who are no longer paying the Philadelphia wage tax and receiving a credit, likely offsetting any reduction.

Typically, most municipalities and school districts each receive half of the revenue generated from local wage taxes. Therefore, if school districts currently receive approximately \$28 million for Sterling Act credit reimbursements, municipalities can be expected to receive a similar amount of additional revenue.

### **City of the First Class Funds**

The prohibition of wage tax on certain nonresidents of Philadelphia will have a negative fiscal impact on the City of Philadelphia by prohibiting the city from taxing nonresident employees who perform all employment duties or services outside the city or by allowing the city to tax only that portion of wages related to duties performed in the city by employees who work both inside and outside Philadelphia. Presently, Philadelphia may not be imposing its wage tax on nonresident taxpayers working outside the city, depending upon the circumstances.

The City of Philadelphia provided written testimony to the Senate Republican Policy Committee with regard to a committee hearing held on March 2, 2023, examining the impact of the Philadelphia wage tax on municipalities surrounding Philadelphia. The city indicates that prohibiting Philadelphia from taxing certain nonresident wages would result in a \$190 million annual revenue loss to the city. However, this estimate contemplates that all school districts and municipalities that presently do not impose a local wage tax will now authorize a new one percent wage tax in response to this legislation. To the extent that not all school districts and municipalities without a wage tax will impose a new tax on their residents, the \$190 million estimate may be overstated.

With regard to reimbursements made to school districts and municipalities, the City of Philadelphia will be required to reimburse these political subdivisions for the amount of credit allowed by a school district or municipality of a taxpayer's residence. According to the city, the anticipated cost of these reimbursements is captured within the estimate methodology used to arrive at the \$190 million revenue loss noted above.



**Springfield Township  
Zoning Hearing Board  
June 26, 2023  
7:00 P.M.**

**7:00 P.M. Call to Order:**

**Pledge of Allegiance:**

**Roll Call: Jennifer Guckin, Chairperson, Zoning Hearing Board Member  
Megan McDonough; Esq., Vice Chair, Zoning Hearing Board  
Ed Fox; Esq., Zoning Hearing Board Member  
James Brown; Zoning Hearing Board Alternate Member  
Kate M. Harper, Esq.; Solicitor, Zoning Hearing Board**

**Decisions:** There are no pending Order & Opinions to render.

**New Business:**

**Case #23-05:** This is the application of **Ms. Christina Visco**, owner of property located at 622 E. Gravers Lane, Wyndmoor, PA 19038, known as Parcel #5200-0778-0007. The applicant has filed an Appeal to the Actions of the Zoning Officer pertaining to the violation letter sent to her and dated January 13, 2023. The violation letter is for the operation of a Professional Home Office or a No-Impact Home Based Business in violation of Section 114-21 and Section 114-139.2 of the Springfield Township Zoning Ordinance. The applicant contends there is no office or business activity conducted at the property. The property is zoned within the A-Residential District of Ward #2 of Springfield Township.

**Case #23-12:** This is the application of **Robertson & Ferry, LP**, owners of the property located at 1301 Mermaid Lane, Wyndmoor, PA 19038, known as Parcel #5200-1431-1001. The applicant has requested a special exception from Section 114-138.B to revise the existing non-conforming use from flower growing and arrangement design facility with retail sales to snowplow storage facility, in the alternative a variance from Section 114-61 has been requested. An interpretation of the term "Accessory Building/Accessory Use" as defined within Section 114-21, in the alternative a variance has been requested from Section 114-21 for the term "Accessory Building/Accessory Use", or a variance from Section 114-61 and a variance from Section 114-137.C that would allow for the storage containers number #1 through #11 and office

trailer to remain on the property. A variance from Section 114-64.B.2 has been requested to allow the storage container labeled #8 & #9 to be 17.8 feet from the side property line instead of the required 20 feet. A variance has been requested from Section 114-64.C to allow storage containers #1 & #2 to be 10.2 feet from the rear property line instead of the required 25 feet. A variance has been requested from Section 114-131.D to allow the salt shed to remain at 20.9 feet in height, instead of the maximum permitted height of 20 feet. In addition, a variance has been requested to allow for the currently installed fencing to remain 8 feet in height instead of the maximum permitted height of 6 feet. All the relief requested is defined within the Springfield Township Zoning Ordinance. The property is zoned within the B-Residential District of Ward #5 of Springfield Township.

**Adjournment:**

**Note:** The next meeting of the Zoning Hearing Board is scheduled for Monday, July 24, 2023 with a 7:00 P.M. start time. This meeting will be held at the Springfield Township Administration Building located at 1510 Paper Mill Road, Wyndmoor, PA 19038