

AGENDA
WORKSHOP MEETING – BOARD OF COMMISSIONERS – JULY 10, 2023, 7:00 PM

1. **Ordinance No. 974** – an ordinance amending Chapter 107, Vehicles and Traffic, of the Township Code to update the parking fee schedule, prohibit the use of unlicensed motorized vehicles on streets, sidewalks and public property, and authorize confiscation thereof
2. **Police Community Relations** – continue to discuss a structured approach for the facilitation of regular discussion among community members and the police department
3. **ARPA Beneficiary Agreement** – review and consider authorizing the execution of an agreement with the Oreland Volunteer Fire Company for the purchase of a new fire truck
4. **Resolution Nos. 1613 and 1614 – PEMA Damage Assistance** – a resolution designating Craig A. Lloyd as the Township’s designated agent for public damage assistance associated with COVID-19 and Hurricane Ida
5. **Land Development – Murray Funeral Home – 1220 Bethlehem Pike** – consider a request to waive the formal land development review process to construct two building additions totaling 1,728 net square feet – decision
6. **Condemnation Settlement Agreement – 380 Haws Lane** – review the terms and conditions of a possible settlement agreement associated with the partial condemnation of the property at 380 Haws Lane
7. **Stormwater Maintenance – Shepherds Pond Subdivision** – consider a request to modify the maintenance responsibilities for the existing stormwater detention basin
8. **Recycling Report** - review the monthly recycling activities
9. **Single Use Plastic Bags** - review a request from the Environmental Advisory Commission to advertise an ordinance regulating the use of single use plastic bags
10. **Environmental Advisory Commission** – review a recommendation from the Environmental Advisory Commission to appoint an Associate Member
11. **Shade Tree Commission** – consider the reappointment of two existing members
12. **Township Manager’s Report** – discuss operational issues as outlined in the Monthly Report
13. **July Bill Listing** – review and approve the monthly bill listing and check reconciliation of the previous month
14. **Zoning Hearing Board Agenda** – announce the agenda of any special or regular meeting of the Zoning Hearing Board

15. **1725 Walnut Ave.** – review emails and letters of interest from neighborhood residents who are interested in serving on a steering committee to create a site master plan for the site of the former Tank Car Corporation of America
16. **Pickleball** – review the results of a neighborhood survey regarding use of the tennis courts at Wyndhill Park for pickleball
17. **Resolution No. 1615 – Parks and Recreation Professionals Day** – a resolution recognizing July 21 as Parks and Recreation Professionals Day in Springfield Township

NEW BUSINESS

Michael Taylor
Township Manager

MT:cmt
7/5/23

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.

NOTICE

Notice is hereby given by the Board of Commissioners of Springfield Township, Montgomery County, PA, that it is the intention of said Board to enact into law at a regular monthly meeting of the Board on July 12, 2023 an ordinance amending the Code of Springfield Township, Chapter 107, Vehicles and Traffic. The meeting will be held in the Springfield Township Building, 1510 Paper Mill Road, Wyndmoor, PA. All interested persons may appear and be heard.

In summary the ordinance amends Chapter 107, Article I, Section 107-7, Violations and Penalties, by updating the fee schedule for parking violations from \$15 to \$25 for most violations. The ordinance amends Chapter 107, Article II, by adding a new subsection 107-16.1 to prohibit the use of unlicensed motor vehicles such as minibikes, minicycles, trail bikes, snowmobiles, all-terrain vehicles, golf carts and similar vehicles on any street, sidewalk, public or private property. The proposed ordinance further amends Chapter 107, Article II by adding a new subsection 107-16.2 setting forth fines and authorizing police officers to confiscate and tow motor vehicles that are operated in violation of the new regulations.

The proposed ordinance is available for review during normal business hours in the Springfield Township Building, the Springfield Library, in the offices of Montgomery Newspapers, Lansdale, PA, and in the Montgomery County Law Library, Norristown, PA.

MICHAEL TAYLOR
MANAGER/SECRETARY

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 836-7600, 72 HOURS PRIOR TO THE MEETING.

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:

Sections Applicable to	Fine	
§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	
§§ 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	\$25.00	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
§ 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	
§§ 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	\$ 15.00	

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.^[1]

[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.*

Chapter 107. Vehicles and Traffic

Article II. Traffic Regulations

§ 107-8. Use of sidewalks.

No person shall operate a motor vehicle, tractor, minibike, motorbike or bicycle nor ride or walk a horse upon any sidewalk in the Township; nor shall any person operate a motor vehicle, tractor, minibike, motor bike or bicycle nor ride or walk a horse upon or across any sidewalk except in order to gain access to or egress from a driveway or alley at such locations where the curb, if such sidewalk is curbed, shall have been properly cut down for the purpose.

Chapter 152. Vehicles, Unlicensed

[HISTORY: Adopted by the Borough Council of the Borough of East Stroudsburg 9-6-1988 by Ord. No. 891, approved 9-6-1988. Amendments noted where applicable.]

GENERAL REFERENCES

Noise — See Ch. 109.

Parks and playgrounds — See Ch. 114.

Skateboards and scooters — See Ch. 131.

Streets and sidewalks — See Ch. 136.

Vehicles and traffic — See Ch. 150.

§ 152-1. Definitions and word usage.

A. As used in this chapter, the following definitions and rules of construction shall be observed:

ALL-TERRAIN VEHICLE

A multiwheeled recreational-type vehicle with a small overall size and low profile.

BICYCLE

Every device propelled by human power which any person may ride, having two tandem wheels, either of which is more than 15 inches in diameter.

BOROUGH

The Borough of East Stroudsburg in the County of Monroe and Commonwealth of Pennsylvania.

MINIBIKE, MINICYCLE or TRAIL BIKE

A two-wheeled recreational-type vehicle with a small overall size and low profile.

MOTORCYCLE

Every motor vehicle having a saddle for the use of riders and designed to travel on not more than three wheels in contact with the ground; bicycles with a motor attached; and scooters.

PUBLIC PROPERTY

Includes the parks and all public lands owned by the Borough and those parts of public places which do not form traveled parts of the streets, as defined in this section.

SIDEWALK

That portion of a street between the curblin and the adjacent property line intended for the use of pedestrians, and includes footwalks and pavements.

SNOWMOBILE

Every engine-driven vehicle of a type which utilizes sled-type runners or skis or an endless belt tread or any combination of these or other means of contact with the surface upon which it is operated, but not including any farm tractor, highway or other construction equipment or any military or law enforcement vehicle.

STREET

Includes avenues, boulevards, highways, roads, alleys, lanes, viaducts, bridges and the approaches thereto and all other public thoroughfares in the Borough.

- B. Words importing the singular number shall include the plural, and words importing the plural number shall include the singular.

§ 152-2. Bicycles.

- A. No person shall ride, coast or wheel a bicycle across a sidewalk in order to gain access to or egress from any property adjacent to such sidewalk, provided that due regard and care for the safety of pedestrians and other persons lawfully using such sidewalk is exhibited.
- B. No person shall ride, coast or wheel a bicycle upon private property within the Borough without the prior written permission of the owner or other person in control or possession thereof.
- C. It shall be unlawful for any person to operate a bicycle upon any street in the Borough in violation of any traffic ordinances of the Borough which are applicable to motor vehicles and/or in violation of 75 Pa.C.S.A. § 3501 et seq.

§ 152-3. Motorized vehicles.

- A. No minibike, minicycle, trail bike, motorcycle, snowmobile, all-terrain vehicle 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,^[1] shall be operated by any person upon any street, sidewalk or public property within the Borough, except that nothing herein contained shall prohibit any person from operating said vehicle across a sidewalk in order to gain access to or egress from any property adjacent to such sidewalk, provided that due regard and care for the safety of pedestrians and other persons lawfully using such sidewalk is exhibited.

[1] *Editor's Note: See 75 Pa.C.S.A. § 101 et seq.*

- B. No minibike, minicycle, trail bike, motorcycle, snowmobile, all-terrain vehicle or other similar vehicle shall be operated by any person upon private property within the Borough without the prior written permission of the owner or other person in control or possession thereof.

§ 152-4. Construal of provisions.

Nothing in this chapter shall be construed to be an attempt to regulate the operation of any vehicle, including bicycles, by any person on property which is owned by the owner or operator of said vehicle.

§ 152-5. Violations and penalties.

[Amended 10-3-1989 by Ord. No. 921, approved 10-3-1989]

Any person who shall violate any provisions of this chapter shall, upon conviction thereof before any District Justice, be subject to a fine of not more than \$600, and costs of prosecution, or to imprisonment in the county jail for a period of not more than 30 days, or both.

Chapter 422. Vehicles, Motorized

[HISTORY: Adopted by the Board of Supervisors of the Township of West Bradford 1-14-1975 by Ord. No. 1975-01. Amendments noted where applicable.]

§ 422-1. Operation on public property.

It shall be unlawful for anyone to operate a motorcycle, minibike, snowmobile, trail bike, motorized bicycle, or similar type of vehicle on the sidewalks, footpaths, parks or property of West Bradford Township.

§ 422-2. Operation on private property.

It shall be unlawful for anyone to operate a motorcycle, minibike, snowmobile, trail bike, motorized bicycle or other similar type of motor vehicle on any property belonging to anyone other than the operator or driver of such vehicle unless the said operator has obtained prior written permission from the owner of the said property.

§ 422-3. Safety helmets required.

Any operator of any such motorcycle, minibike, snowmobile, trail bike or similar vehicle shall wear a safety helmet at all times while operating said vehicle.

§ 422-4. Exceptions.

This chapter shall not apply to the operation of lawn-cutting equipment or snow removal equipment.

§ 422-5. Operation by minors.

The operation of any such vehicle by an operator under the age of 17 years in violation of this chapter shall be conclusively presumed to be with the consent of the parents with whom that operator resides.

§ 422-6. Violations and penalties.

[Amended 8-13-1996 by Ord. No. 1996-03; 1-28-1997 by Ord. No. 1997-02^[1]]

Any person who violates or permits a violation of this chapter shall, upon conviction in a summary proceeding brought before a Magisterial District Judge under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not more than \$1,000, plus costs of prosecution. In default of payment thereof, the defendant may be sentenced to imprisonment for a term not exceeding 90 days. Each day or portion thereof that such violation continues or is permitted to continue shall constitute a separate offense, and each section of this chapter that is violated shall also constitute a separate offense.

[1] *Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).*

§ 422-7. Confiscation of vehicle; towing and storage charges.

In the event that anyone is found violating the provisions of § 422-1, 422-2 or 422-3 of this chapter, any police officer or constable may confiscate the said vehicle from the person operating the same and remove it to the West Bradford Township Building, whereupon the operator of the said vehicle shall, in addition to the penalties above provided, pay a towing fee and a daily storage fee, which fees shall be established by resolution of the Board of Supervisors, before said vehicle shall be returned to him.

[1] *Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).*

§ 422-8. Violation deemed public nuisance.

In addition to all of the foregoing penalties, and not in substitution thereof, the operation of any motorcycle, minibike, snowmobile, trail bike, motorized bicycle or other similar type of motor vehicle in violation of §§ 422-1, 422-2 and 422-3 hereof, is declared to be a public nuisance enjoined in a court of equity, and the Township Supervisors are authorized to prosecute an action in equity to enjoin the same.

Other Boards and Commissions

There are nineteen (19) Township Boards and Commissions. The duties and responsibilities of these bodies are varied. Some, such as the Environmental Advisory Council, provide advice to the Board of Commissioners, while others, such as the Shade Tree Commission, have exclusive powers. The specific duties and responsibilities bestowed upon the bodies can be found in the Code of the [Township of Lower Merion](#) or in specific Township ordinances. Some information is available in the [Boards and Commissions Handbook](#). If additional information is needed concerning a particular Board or Commission, please contact the [Township Secretary](#).

In October 2012, the Board of Commissioners adopted an [Administrative Policy](#) outlining the procedure for filling vacancies on appointed Boards and Commissions. All openings are advertised in both the Main Line Life and the Philadelphia Inquirer/Neighbors, as well as on the Government Access Channels (Comcast - Channel 7; Verizon - Channel 37). Candidates may submit their qualifications to the Office of the Township Secretary. An [application form](#) (pdf) is available online. The members of the Board then review their submissions, interview the candidates, if desired, and through the appropriate Committee recommends the appointment and/or reappointment to the full Board.

Current members, numbers of members and terms of service below:

- [Bid Opening Committee](#)
- [Board of Historical Architectural Review](#)
- [Cable Television Advisory Committee](#)
- [Civil Service Commission](#)
- [Environmental Advisory Council](#)
- [Health Advisory Council](#)
- [Hearing Officer](#)
- [Historical Commission](#)
- [Human Relations Commission](#)
- [Lower Merion Library System Board](#)
- [Lower Merion Township Municipal Police Pension Fund](#)
- [Advisory Committee for Employee Retirement Plan](#)
- [Personnel Review Board](#)
- [Planning Commission](#)
- [Police Pension Association](#)
- [Shade Tree Commission](#)
- [Uniform Construction Code Appeals Board](#)
- [Vacancy Board](#)
- [Zoning Hearing Board](#)

Mission

To engage in an open forum on police and other related issues with appropriate Township staff, for the purpose of establishing an effective liaison between the Township and people of color in the community.

To create an avenue whereby issues of mutual concern can be properly and thoroughly discussed, with a specific goal of developing appropriate recommendations for the consideration of Lower Merion Township.

To foster understanding, respect and trust between all parties.

Revised 1/2020

POLICE AND MINORITY RELATIONS COMMITTEE MEMBERS

Christine Anderson - President, Ardmore
610-896-5178

Robin Thomas - Vice President
Representative - Bethel AME Church, Bryn Mawr
610-527-6674

Maryam Walker Phillips - Secretary, Ardmore
610-649-8921

Rev. Carolyn Cavaness
Pastor - Bethel AME Church, Ardmore
610-642-8966

Rev. Albert G. Davis, Jr.
Pastor - Mt. Calvary Baptist Church, Ardmore
610-649-7739

Linda Jackson
Director - Ardmore Avenue Community Center
610-896-7256

William Thomas McDaniel, Ardmore
610-896-6463

Nakisha Galloway Muniz, Ardmore
267-255-5762

Rev. Jeanette Myers-Gilbert
Representative - Zion Baptist Church, Ardmore
610-649-1216

Ricky Rogers, Bryn Mawr
610-931-6008

Craig Whitney, Bryn Mawr
whitney935@comcast.net

Ex Officio:
Michael J. McGrath
Superintendent of Police
Lower Merion Township Police Department

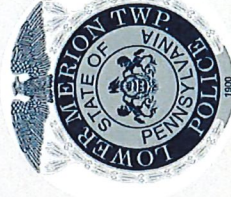
LOWER MERION POLICE AND MINORITY RELATIONS COMMITTEE

Building bridges between police and the minority community



MORE INFORMATION:

www.policeminorityrelations.org
policeandminorityrelations@gmail.com
committee@policeminorityrelations.org



The Lower Merion Police and Minority Relations Committee is a private organization and is not an official Township entity.



GOALS

Ensure effective communication between LMPD and the minority community.

Provide feedback on committee activities to the community.

Ensure that the Township provides diversity/sensitivity and cultural proficiency training for all officers.

Ensure the effectiveness of the citizen complaint process.

Advocate for a diverse workforce that includes the promotion of women and minority officers.

FROM THE SUPERINTENDENT

The quality of life in any community is directly related to the level of safety and security enjoyed by its citizens.

In Lower Merion Township, we are fortunate to have a low crime rate. Our Police Department is vigilant in its patrol of Lower Merion's neighborhoods and in following the Department's credo of "Integrity, Professionalism and Respect."

The Lower Merion Police Department (LMPD) believes in two-way communication. A key to the Township's successful public safety initiatives is a strong partnership with its citizens.

We value the important relationship between our Police Department and our community and continue to seek ways to strengthen this bond.

Citizens are the eyes and ears of any neighborhood. Beyond looking out for suspicious activity, however, there is a need to ensure open and honest dialogue between all residents and the LMPD. The Police and Minority Relations Committee was created to strengthen communication between minority residents and the LMPD.

Perhaps you have a question to ask or a concern you would like to share. The members listed on this pamphlet will work with you and with our Department to get answers or work on solutions.

Michael J. McGrath, Superintendent
Lower Merion Police Department
71 E. Lancaster Avenue, Ardmore PA 19003
610-649-1000

ABOUT THE COMMITTEE

The Police and Minority Relations Committee is a private organization which was established in 1993 to promote a better relationship between the LMPD and the people of color in Lower Merion.

The committee comprises representatives from historically black churches and other community-based organizations serving the minority community.

The committee meets quarterly or more frequently as needed. Meetings are open to the public except during discussion of matters where a resident's privacy and confidentiality must be preserved.

Sometimes it can be intimidating to speak directly to a law enforcement professional. The Police and Minority Relations Committee can provide a listening ear and serve as a valuable resource to you. Call on us to assist you with police-related matters you may not be comfortable bringing forward on your own.

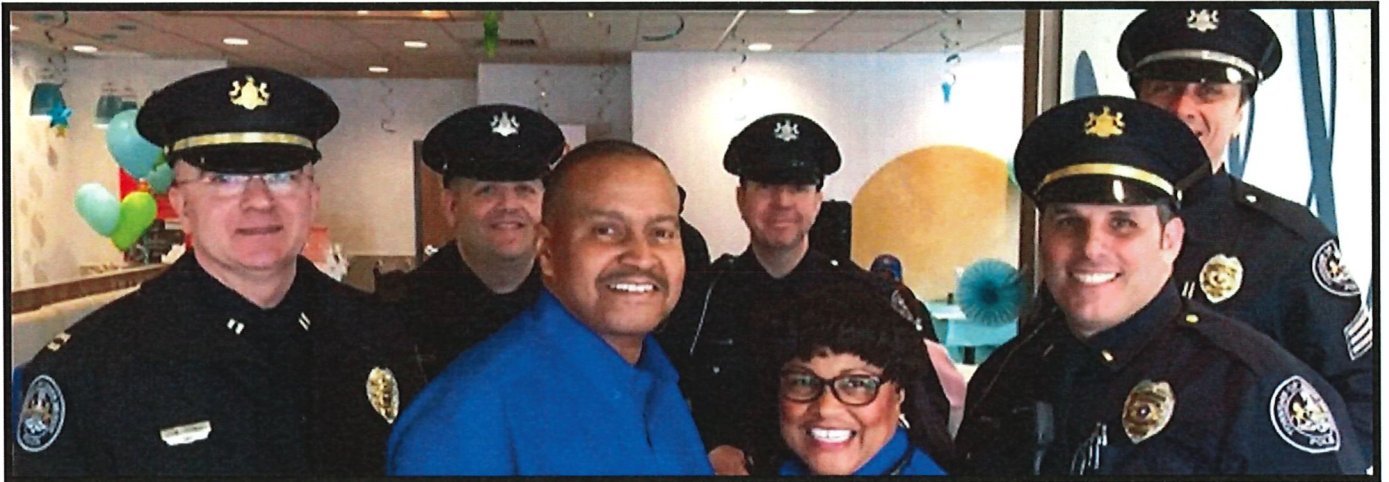
Contact our President or email us to learn more about the committee, its membership, meetings or for additional information or assistance. Sign up for the committee's email distribution list at the address below.

www.policeminorityrelations.org



POLICE AND MINORITY RELATIONS COMMITTEE

WELCOME TO POLICE AND MINORITY RELATIONS COMMITTEE



ABOUT US

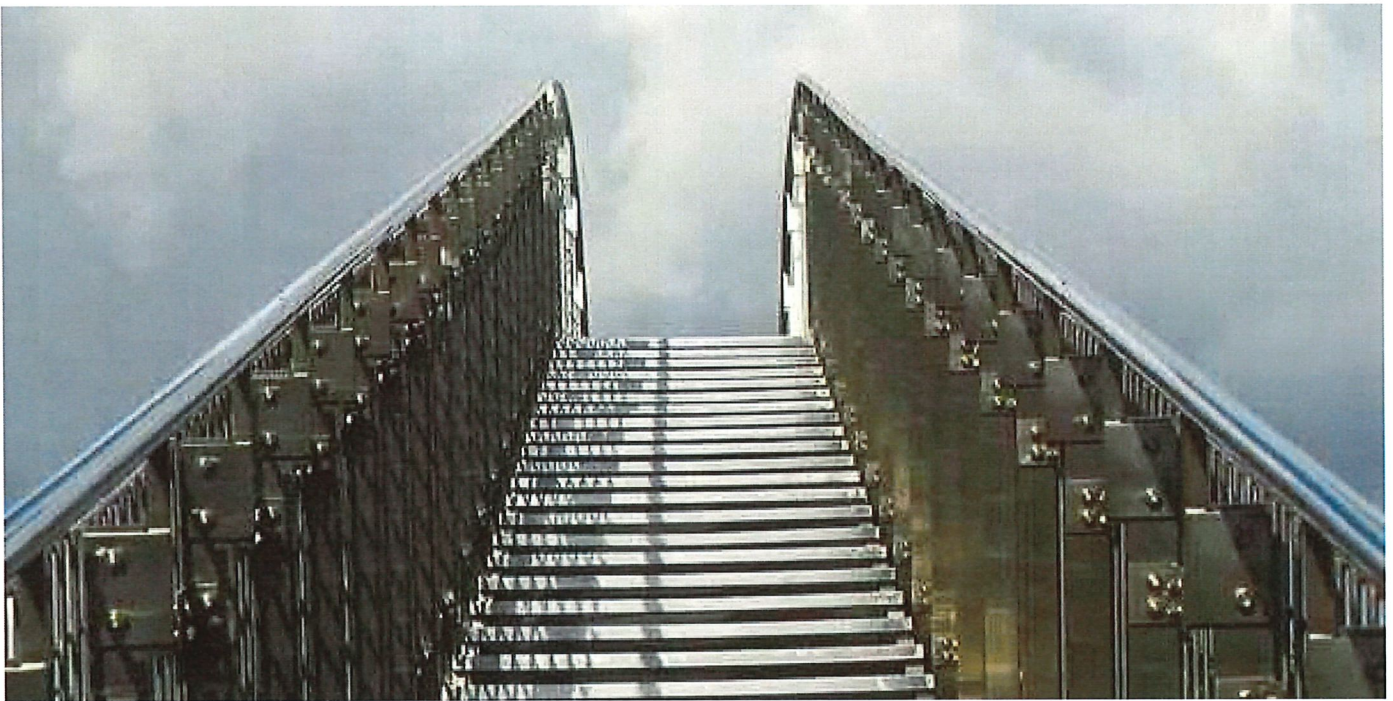


Our history

The Police and Minority Relations Committee began 30+ years ago as the Lower Merion Police and Community Relations Committee. In 2018 the committee re-organized and was renamed to better reflect its purpose:

To serve as an effective liaison between the Lower Merion Township Police Department and the minority community, whereby issues of mutual concern may be properly and thoroughly discussed. The committee's goal is to foster understanding and trust between both entities.

Committee membership comprises Lower Merion residents, but the committee serves anyone with a concern that is related to the Lower Merion Township Police force.



Our mission

The Police and Minority Relations Committee serves to create a bridge between minority citizens and our police department.





Take our survey

The Police and Minority Relations Committee wants your opinions on playground safety at the Vernon Young Park. Please complete our [survey](#).

MEETINGS





2023

All meetings are being held on Zoom. Contact us for meeting announcements.

January 23

April 24

July 24

November 27 *

*Annual Meeting

TERMS AND CONDITIONS





POLICE AND MINORITY RELATIONS COMMITTEE

WELCOME TO POLICE AND MINORITY RELATIONS COMMITTEE

ABOUT US

Our Committee

- Christine Dixon-Anderson, President
- Rev. Carolyn Cavaness, Pastor Bethel AME Church, Ardmore
- Rev. Albert G. Davis, Jr. Pastor Mt. Calvary Baptist Church, Ardmore
- Linda Jackson, Director Ardmore Avenue Community Center
- Robin Thomas, Representative Bethel AME Church, Bryn Mawr, Vice President
- Rev. Jeannette Myers-Gilbert, Representative Zion Baptist Church, Ardmore
- William Thomas McDaniel
- Maryam Walker Phillips, Secretary
- Ricky Rogers
- Craig Whitney
- Michael J. McGrath, Superintendent, Lower Merion Township Police Department.

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Committee membership comprises Lower Merion residents, but the committee serves anyone with a concern that is related to the Lower Merion Township Police force.

Our mission

The Police and Minority Relations Committee serves to create a bridge between minority citizens and our police department.

Contact Us

Email the committee at policeandminorityrelations@gmail.com

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ACCEPT

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ACCEPT

[George Floyd Justice in Policing Act - Wikipedia article](#)

[Superintendent McGrath's Statement on the murder of George Floyd](#)

[Lower Merion PD Citizen Comment form \(see page 3\)](#)

[Citizen Complaint or Commendation Process](#)

[National Organization of Black Law Enforcement Executives](#)

TERMS AND CONDITIONS

Police and Minority Relations Committee

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

Between
SPRINGFIELD TOWNSHIP,
MONTGOMERY TOWNSHIP, PENNSYLVANIA
and
ORELAND VOLUNTEER FIRE COMPANY, NO. 1

THIS AGREEMENT is made between the Township of Springfield, Montgomery County, Pennsylvania (hereinafter “TOWNSHIP”), and the Oreland Volunteer Fire Company, No. 1 (aka “Oreland”), 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) volunteer fire companies to serve as the Fire Department of Springfield Township, submitted a written 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 July 12, 2023, the Board of Commissioners of Springfield Township (hereinafter “BOARD”) approved the aforementioned request from the BENEFCIARY 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 BENEFCIARY 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 BENEFCIARY

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

4. LIMITATIONS REGARDING THE USE OF ARPA FUNDS

The BENEFCIARY 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 BENEFCIARY shall provide, upon request by the TOWNSHIP, a copy of all backup documentation requested by the TOWNSHIP to support the expenditure by BENEFCIARY. Said documentation shall include, but is not limited to, the BENEFCIARY’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 BENEFCIARY 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 BENEFCIARY 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

Oreland Volunteer Fire Co. No.1
1500 Bruce Road
Oreland, PA 19075

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:

Christopher R. Quinn, President

**TOWNSHIP:
SPRINGFIELD TOWNSHIP**

By:

James M. Lee, President
Board of Commissioners

Attest:

A. Michael Taylor, Secretary

DESIGNATION OF AGENT RESOLUTION

FOR: DR-4506 (COVID-19 Pandemic)
(Enter Name of Disaster or Number)

BE IT RESOLVED BY Board of Commissioners OF Springfield Township
(Governing Body) (Public Entity)

THAT Craig Lloyd, Assistant Township Manager
(Name of Applicant Agent) (Title)

IS HEREBY AUTHORIZED TO EXECUTE FOR AND IN BEHALF OF
Springfield Township, Montgomery County,
(Public Entity) (County)

a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for
the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act
(Public Law 93-288 as amended by Public Law 100-707).

Passed and approved this 12th day of July, 2023.

James M. Lee, President
(Name) (Title) (Signature)
(Name) (Title) (Signature)
(Name) (Title) (Signature)
(Name) (Title) (Signature)
(Name) (Title) (Signature)

CERTIFICATION

I, Michael Taylor, duly appointed and Township Manager/Secretary
(Name) (Title)

of Springfield Township, do hereby certify that the above is a true and correct copy of
(Public Entity)

a resolution passed and approved by the Board of Commissioners
(Governing Body)

of Springfield Township on the 12th day of July, 2023.
(Public Entity)

Township Manager/Secretary
(Signature) (Official Position) (Date)

DESIGNATION OF AGENT RESOLUTION

FOR: DR-4618 (Tropical Storm Ida)
(Enter Name of Disaster or Number)

BE IT RESOLVED BY Board of Commissioners OF Springfield Township
(Governing Body) (Public Entity)

THAT Craig Lloyd, Assistant Township Manager
(Name of Applicant Agent) (Title)

IS HEREBY AUTHORIZED TO EXECUTE FOR AND IN BEHALF OF
Springfield Township, Montgomery County,
(Public Entity) (County)

a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for
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Passed and approved this 12th day of July, 20 23.

James M. Lee, President
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(Name) (Title) (Signature)

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(Governing Body)

of Springfield Township on the 12th day of July, 20 23.
(Public Entity) (Date)

Township Manager/Secretary
(Signature) (Official Position) (Date)

PRELIMINARY NOT FOR CONSTRUCTION

NOT FOR CONSTRUCTION
THIS DOCUMENT IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT TO BE USED FOR CONSTRUCTION. THE INFORMATION CONTAINED HEREIN IS UNWARRANTED AND THE USER ASSUMES ALL LIABILITY FOR THE TIME OF PREPARATION OF THIS DOCUMENT.

CONCEPT DATA

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PROJECT: JOHN F. MURRAY FUNERAL HOME

CLIENT: JOHN F. MURRAY FUNERAL HOME

DATE: 05/20/2023

DRAWN BY: J. SMITH

CHECKED BY: J. SMITH

APPROVED BY: J. SMITH

SCALE: AS SHOWN

SHEET NO. 1

TOTAL SHEETS: 1

DATE PLOTTED: 05/20/2023

TIME PLOTTED: 10:00 AM

PLT: 1

SCALE: AS SHOWN

SHEET NO. 1

TOTAL SHEETS: 1

DATE PLOTTED: 05/20/2023

TIME PLOTTED: 10:00 AM

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SCALE: AS SHOWN

SHEET NO. 1

TOTAL SHEETS: 1

DATE PLOTTED: 05/20/2023

TIME PLOTTED: 10:00 AM

PLT: 1

SCALE: AS SHOWN

SHEET NO. 1

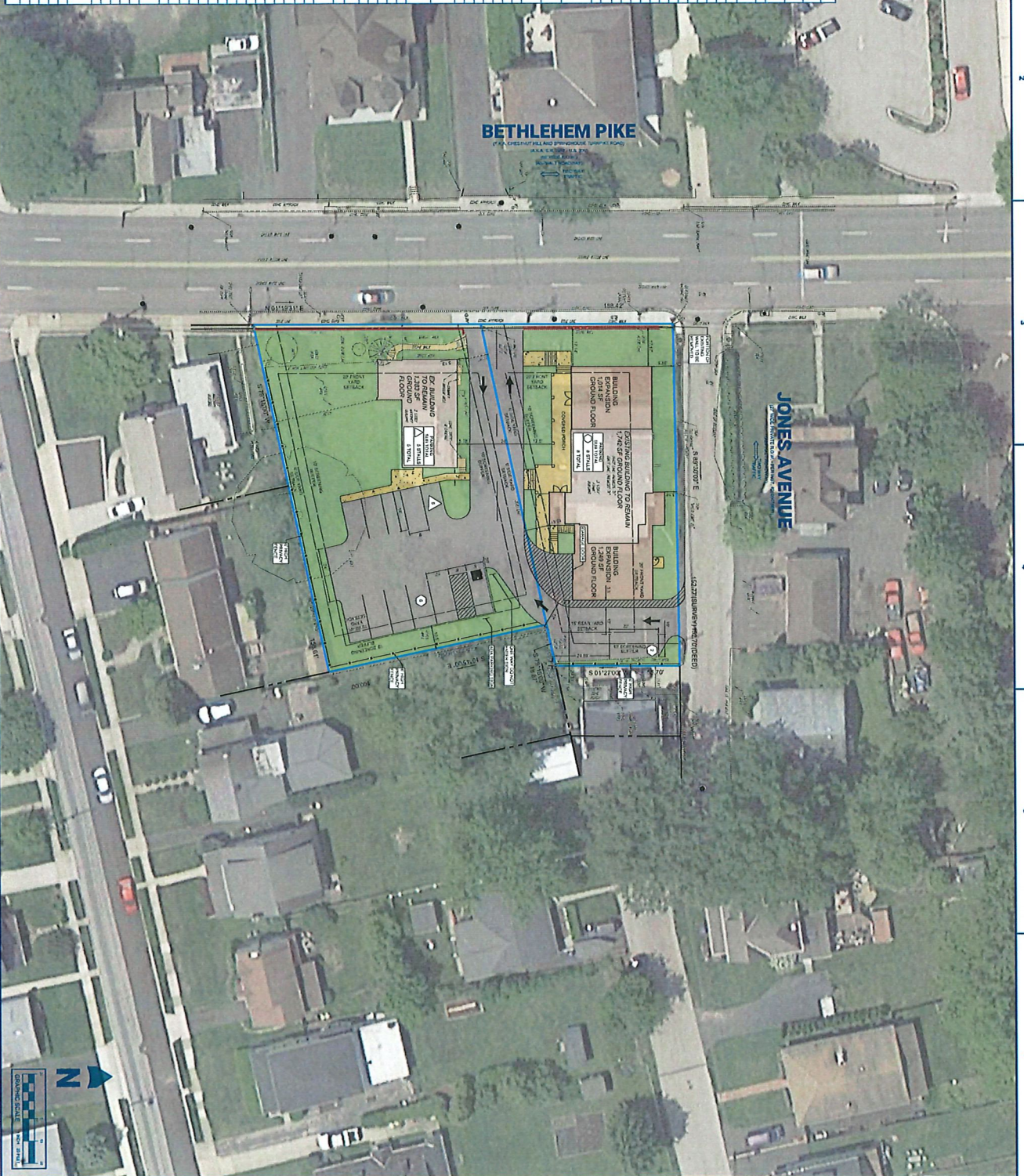
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TIME PLOTTED: 10:00 AM

PLT: 1

SCALE: AS SHOWN



BETHLEHEM PIKE

JONES AVENUE

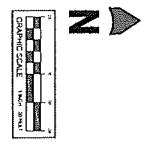
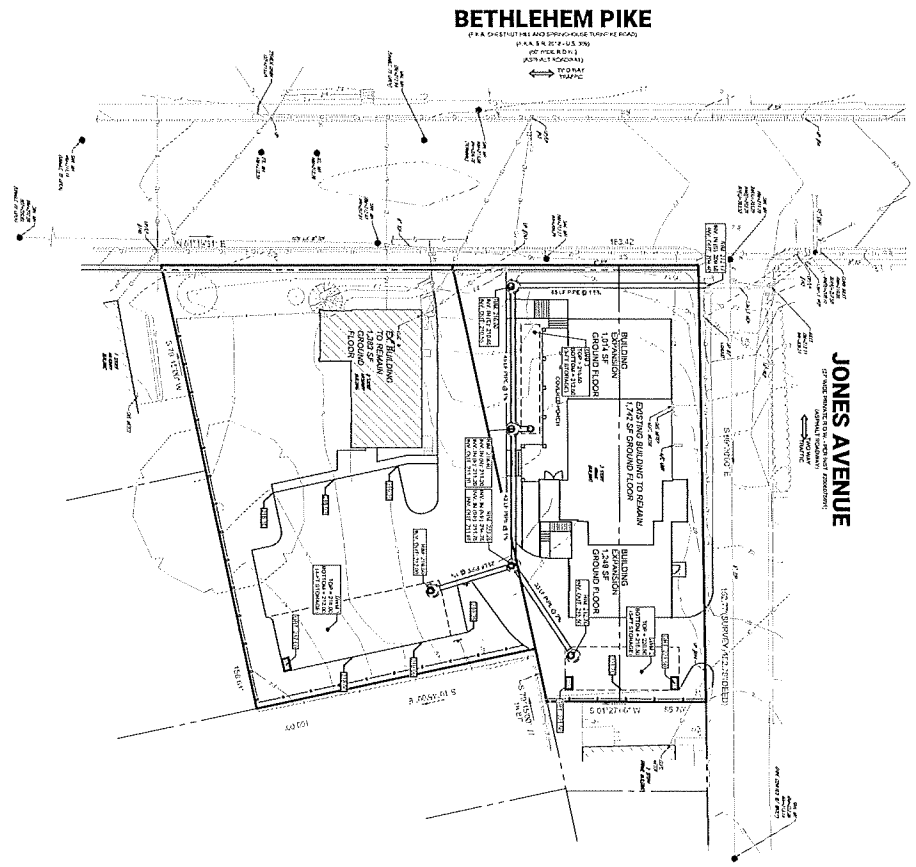
DATE: 05/20/2023	PROJECT: PROPOSED FUNERAL HOME ADDITIONS / EXPANSION	REVISIONS:	NOT FOR CONSTRUCTION
DRAWN BY: J. SMITH	APPLICANT: JOHN F. MURRAY FUNERAL HOME	DATE: 05/20/2023	FOR ZHS APPLICATION
CHECKED BY: J. SMITH	TITLE: CONCEPT PLAN F	REVISED PER:	
APPROVED BY: J. SMITH		REVISED DATE:	
SCALE: AS SHOWN		DATE:	
SHEET NO. 1		REVISED PER:	
TOTAL SHEETS: 1		DATE:	
DATE PLOTTED: 05/20/2023		REVISED PER:	
TIME PLOTTED: 10:00 AM		DATE:	
PLT: 1		REVISED PER:	
SCALE: AS SHOWN		DATE:	
SHEET NO. 1		REVISED PER:	
TOTAL SHEETS: 1		DATE:	
DATE PLOTTED: 05/20/2023		REVISED PER:	
TIME PLOTTED: 10:00 AM		DATE:	
PLT: 1		REVISED PER:	
SCALE: AS SHOWN		DATE:	
SHEET NO. 1		REVISED PER:	
TOTAL SHEETS: 1		DATE:	

LANDCORE
PHILADELPHIA, PENNSYLVANIA 19101-0435
PHONE 215-636-2510
LANDCORECONSULTING.COM



**PRELIMINARY
NOT FOR CONSTRUCTION**

THIS PLAN HAS BEEN PREPARED FOR GENERAL LAYOUT PURPOSES ONLY AND IS SUBJECT TO LIMITED DISCREPANCY AVAILABLE AT THE TIME OF PREPARATION.



DATE: 2023-02-29
 CPT 1
 REV. NO. 04-01

PROJECT: PROPOSED FUNERAL HOME ADDITIONS / EXPANSION
 1220 WESTFIELD DRIVE
 WESTFIELD TOWNSHIP
 MONTGOMERY COUNTY, PA
 APP. NO.: 2023-02-29
 TITLE: CONCEPT PLAN F
 PRELIM. STORMWATER MANAGEMENT

PROJECT NO.	2023019	
DATE	02-29-23	
DESIGNER	CTI CONSULTING	
SCALE	AS SHOWN	
REVISIONS		
NO.	DATE	DESCRIPTION
1	02-29-23	PER ZPH APPLICATION

NOT FOR CONSTRUCTION



LANDCORE

PO BOX 37635 #56287
 PHILADELPHIA, PENNSYLVANIA 19101-0635

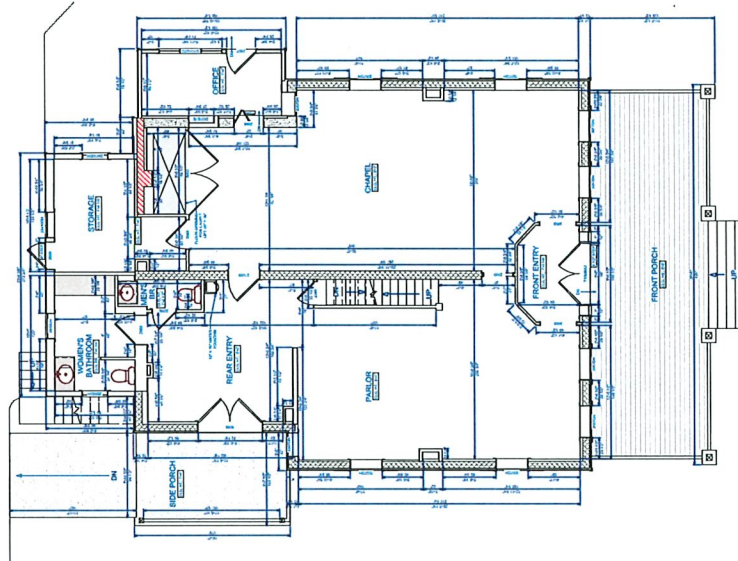
PHONE 215-826-2510
 LANDCORECONSULTING.COM



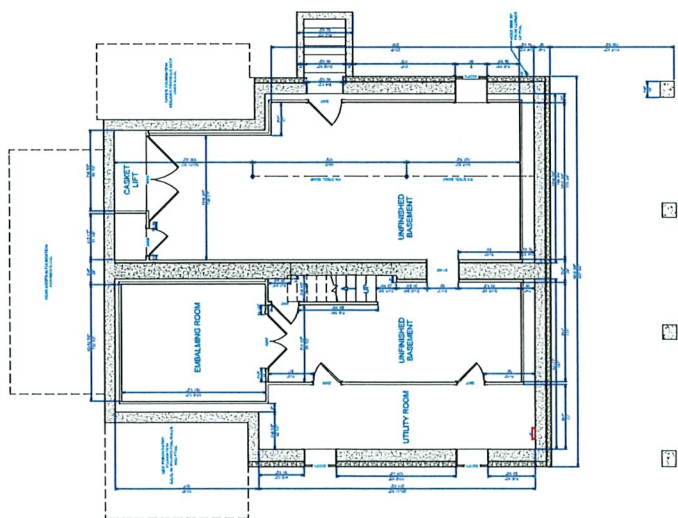




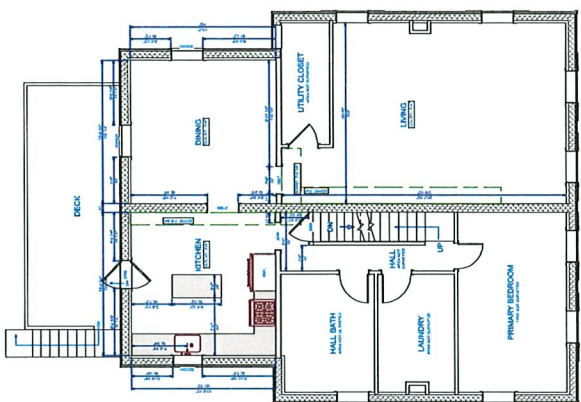
AS-BUILT



AS-BUILT FIRST FLOOR PLAN
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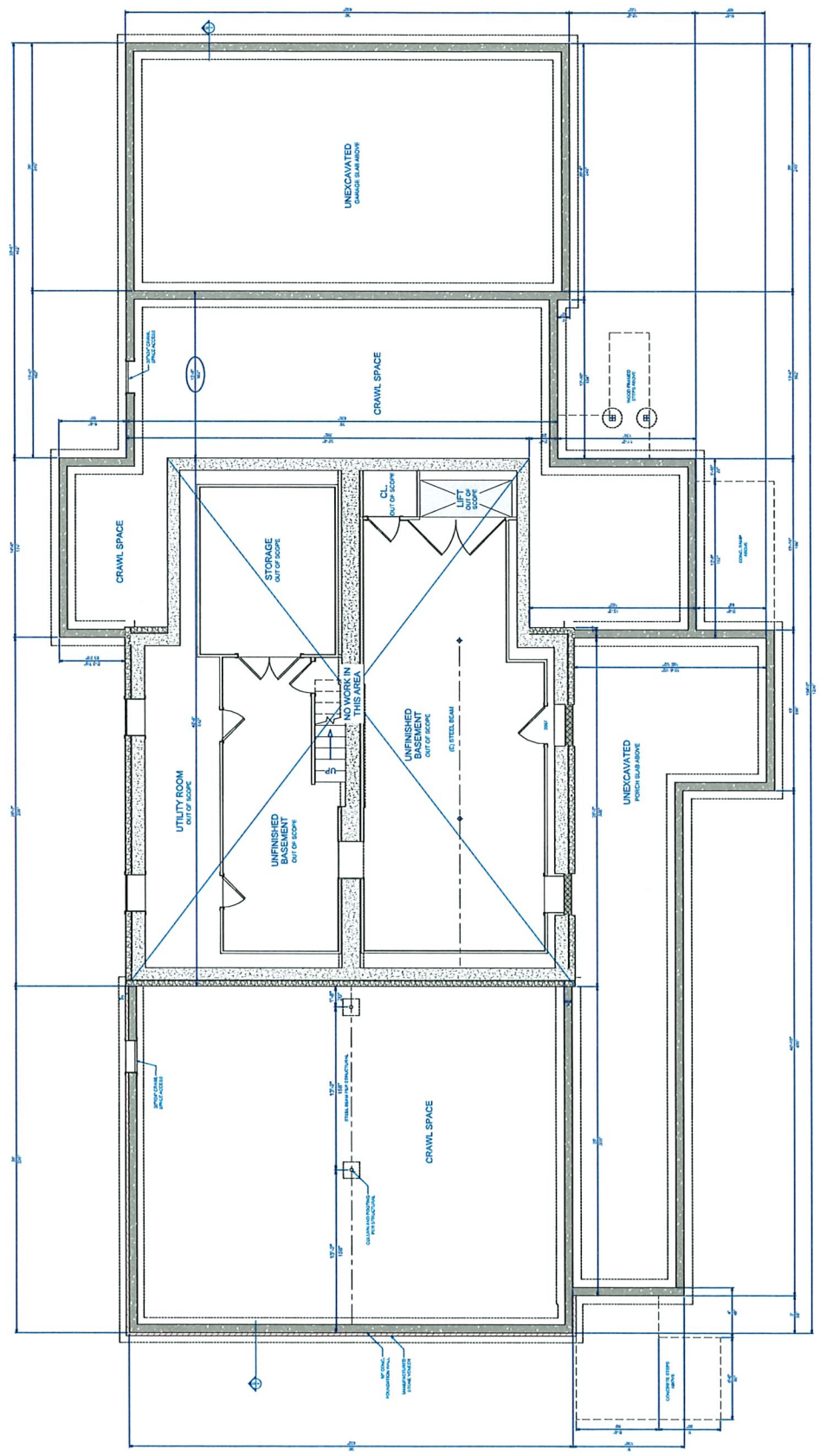
AS-BUILT BASEMENT PLAN
SCALE: 3/16" = 1'-0"



AS-BUILT SECOND FLOOR PLAN
SCALE: 3/16" = 1'-0"

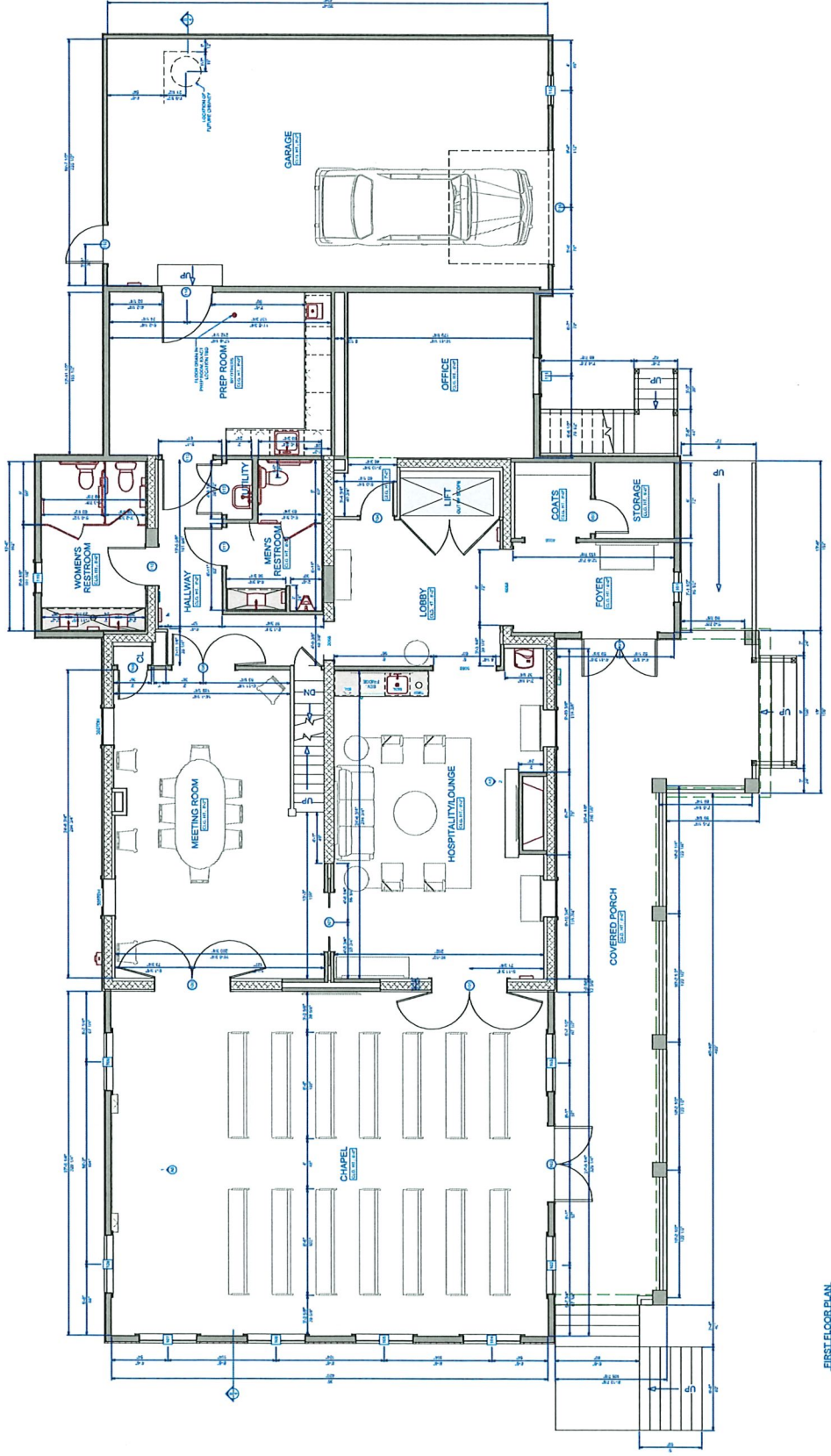
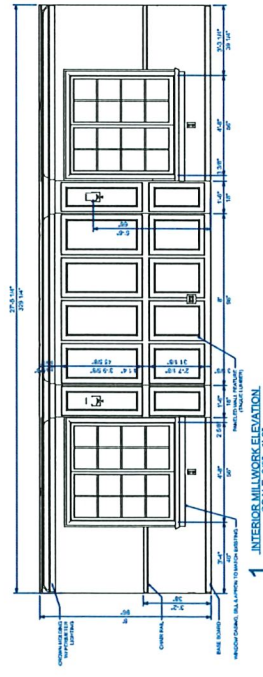
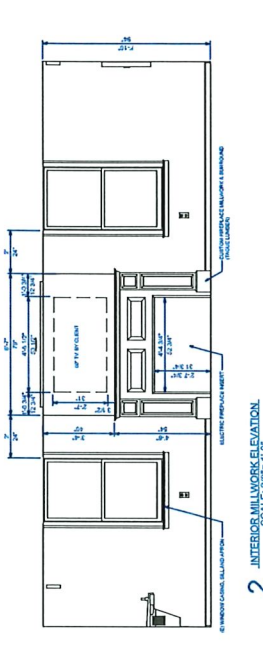
	PROJECT LOCATION: ONE MILL PIKE DOWNTOWN FLORENCE, SC PROJECT NO. 210201001 HARDEN/BLANKIN	CLIENTS: DENNIS AND NIKKI MURRAY 1220 BETHLEHEM PIKE FLORENCE, PA 19031	AS-BUILT BASEMENT, FIRST, AND SECOND FLOOR PLAN		MURRAY DN		<table border="1"> <tr> <th>NO.</th> <th>DATE</th> <th>BY</th> </tr> <tr> <td>1</td> <td>10/20/10</td> <td>MM</td> </tr> <tr> <td>2</td> <td>11/10/10</td> <td>MM</td> </tr> <tr> <td>3</td> <td>12/11/10</td> <td>MM</td> </tr> <tr> <td>4</td> <td>1/27/11</td> <td>MM</td> </tr> <tr> <td>5</td> <td>2/23/11</td> <td>MM</td> </tr> <tr> <td>6</td> <td>3/23/11</td> <td>MM</td> </tr> <tr> <td>7</td> <td>4/23/11</td> <td>MM</td> </tr> <tr> <td>8</td> <td>5/23/11</td> <td>MM</td> </tr> <tr> <td>9</td> <td>6/23/11</td> <td>MM</td> </tr> <tr> <td>10</td> <td>7/23/11</td> <td>MM</td> </tr> <tr> <td>11</td> <td>8/23/11</td> <td>MM</td> </tr> <tr> <td>12</td> <td>9/23/11</td> <td>MM</td> </tr> <tr> <td>13</td> <td>10/23/11</td> <td>MM</td> </tr> <tr> <td>14</td> <td>11/23/11</td> 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HARTH ARCHITECTS 1001 MARKET STREET PHILADELPHIA, PA 19107 PH: 215.561.1100 WWW.HARTHARCHITECTS.COM	DENNIS AND NIKKI MURRAY 1220 BETHLEHEM PIKE FLOURTOWN, PA 19031	FOUNDATION PLAN MURRAY DN		SHEET NO. 1001	DATE 10/15/2014	DRAWN BY J. HART	CHECKED BY J. HART	DATE 10/15/2014	SCALE 1/8" = 1'-0"
				PROJECT NO. 1001	DATE 10/15/2014	DRAWN BY J. HART	CHECKED BY J. HART	DATE 10/15/2014	SCALE 1/8" = 1'-0"



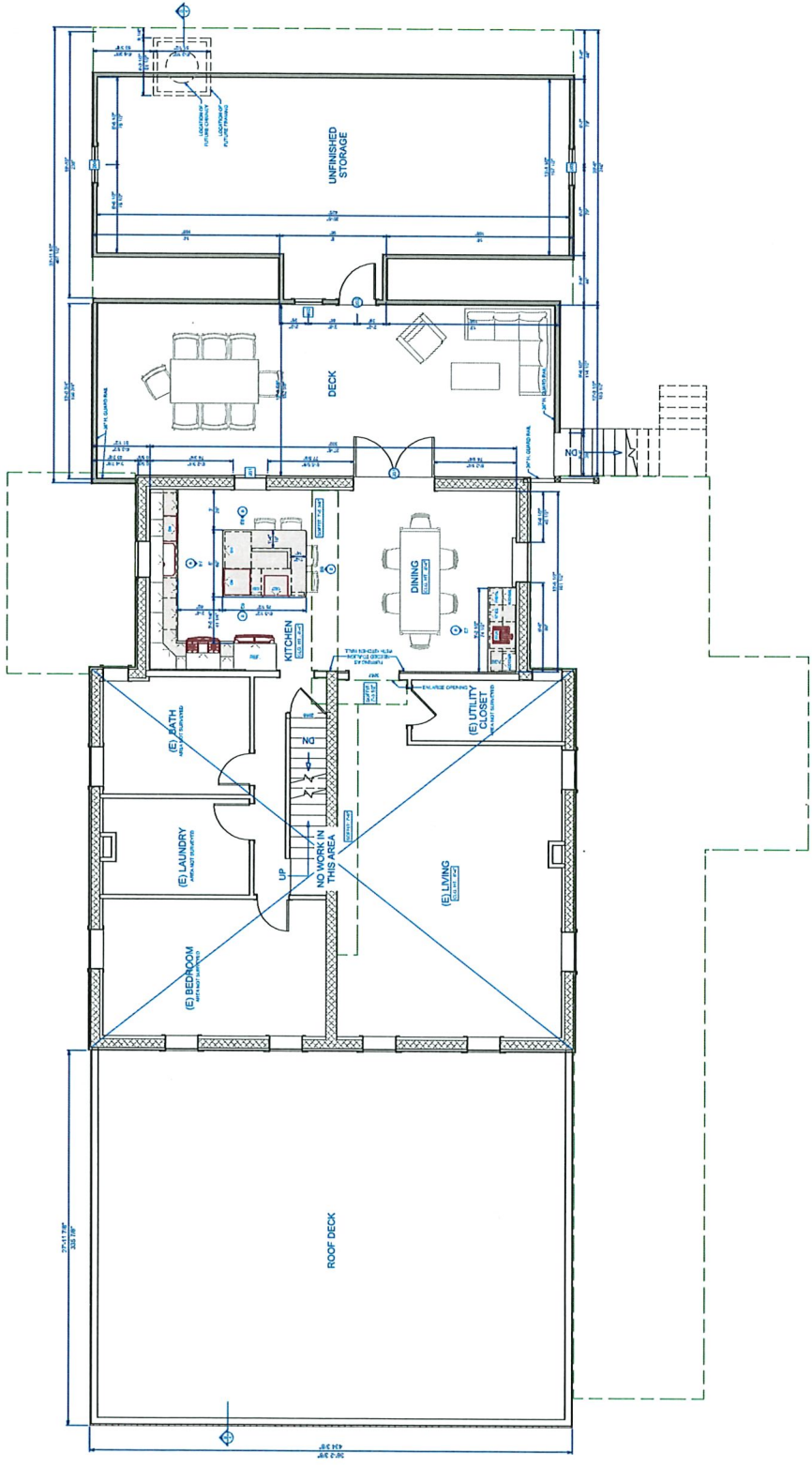
NOT FOR CONSTRUCTION

FOUNDATION PLAN
SCALE 1/8" = 1'-0"



FIRST FLOOR PLAN
SCALE: 1/4" = 1'-0"

NOT FOR CONSTRUCTION



SECOND FLOOR PLAN
SCALE: 1/4" = 1'-0"

NOT FOR CONSTRUCTION



The Township of Springfield

MONTGOMERY COUNTY, PENNSYLVANIA

Township Bldg., 1510 Paper Mill Rd., Wyndmoor, PA 19038

website: www.SpringfieldMontco.org

Phone: 215-836-7600

Fax: 215-836-7180

COMMISSIONERS

James M. Lee
President

Baird M. Standish
Vice President

Peter D. Wilson
Eddie T. Graham
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Secretary-Manager

James J. Garrity
Solicitor

Joelle Kleinman
Treasurer / Tax Collector

Timothy P. Woodrow, PE
Engineer

Zoning Hearing Board Notice

Notice is hereby given that the Zoning Hearing Board of Springfield Township, Montgomery County, will hold a meeting as required by the Township's Zoning Ordinance. This meeting will be in the Boardroom of the Springfield Township Administration Building, located at 1510 Paper Mill Road, Wyndmoor, PA 19038.

Monday, April 24, 2023, at 7:00 p.m. at which time a public meeting will commence on the following application:

Case #23-08: This is the application of **John F. Murray Funeral Home**, owner of property located at 1220 Bethlehem Pike, Flourtown, PA 19031 known as Parcel #5200-0179-8004 & Parcel #5200-0180-1001. The applicants have requested a variance from Section 114-94. A. of the Springfield Township Zoning Ordinance to allow the front yard setback from Bethlehem Pike to be reduced from 20 feet in depth to 17.14 feet. In addition, a variance has been requested to reduce the front yard setback from Jones Avenue from the existing 10.31 feet to 5.15 feet in depth. A variance from Section 114-95 of the Zoning Ordinance has been requested to eliminate the landscaped buffer required to be installed along the rear and side property lines and street trees required to be planted along the frontage of both Bethlehem Pike & Jones Avenue. The applicant has requested a variance from Section 114-134. A.8. of the Zoning Ordinance for the required on-site parking. The site is required to have 67 parking stalls and provides 13 on-site parking stalls. The applicant has requested confirmation that the use of the property as a Funeral Home is a permitted use with the B-1 Business District. The property is located within Ward #1 of Springfield Township.

A copy of the application and information submitted for this application is on file in the Community Development Office and may be reviewed during normal business hours. In addition, all information submitted is posted on our website [@springfieldmontco.org](http://springfieldmontco.org).

By Order of the Springfield Township
Zoning Hearing Board
Mark A. Penecale
Director of Planning & Zoning

THERE IS A 30-DAY PERIOD AFTER THE DATE THE DECISION IS RENDERED FOR ANY AND ALL AGGRIEVED PERSONS TO FILE AN APPEAL IN THE APPROPRIATE COURT TO CONTEST THE ACTIONS OF THE ZONING HEARING BOARD. APPLICANTS THAT TAKE ACTION ON ANY ZONING HEARING BOARD APPROVAL DURING THE 30-DAY APPEAL PERIOD, DO SO AT THEIR OWN RISK.

TOWNSHIP OF SPRINGFIELD
MONTGOMERY COUNTY
1510 PAPER MILL ROAD
WYNDMOOR, PA 19038

NO. 23-08

DATE: 3/24/2024
~~3/20/2~~

PETITION

SPRINGFIELD TOWNSHIP ZONING HEARING BOARD

We John F. Murray Funeral Home
(Name of Applicant)

Of (Address) 1220 Bethlehem Pike, Flourtown PA 19031

(Telephone No.) (215) 704-2586

do hereby make application before the Springfield Township Zoning Hearing Board to request:

 An **appeal** from the decision of the Zoning/Building Official.

 A **special exception** as provided for in Article , Section ,
Subsection , of the Springfield Township Zoning Code.

 A **variance** from the requirements set forth in Article , Section ,
Subsection , of the Springfield Township Zoning Code.

Other (please specify) See attachment for list of variances requested.

The property concerned is located at 1220 Bethlehem Pike, Flourtown PA 19031.

Petitioner's Interest in the property is business owner and resident.

Present use of property Funeral Home and Residence

Explanation of Petition: Variance and Special Exception Requests must meet the statutory guidelines Outlined in Section 114-165 of the Township Zoning Code. The following explanation should indicate Compliance with those guidelines.

See attachment.

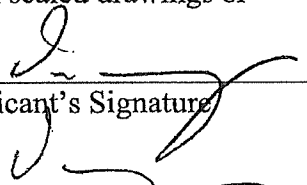
APPLICANT NOTE: Petition must be accompanied by eight (8) sets of scaled drawings or plans, Application Fee and a copy of the property deed.

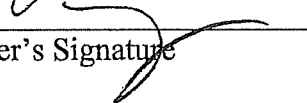
Case #23-08
Check # 5712
\$1200.00

Springfield Township
Montgomery County
Received

MAR 24 REC'D

Community Development
Department


Applicant's Signature


Owner's Signature

Do not write in this space.

Petition granted.

Petition refused.

The following special conditions are imposed.

By Order of the Zoning Hearing Board

Requesting the following:

- Confirm the Use is by-right and cremation is accessory use (if not, Special Exception as directed by Twp Staff)
- 114-134.A(8) – Variance from Required Parking
 - 114-94.A – Variance to permit a 17.14' front yard setback along Bethlehem Pike whereas 20' is required & to permit 5.16' front yard setback along Jones Avenue whereas 20' is required.
 - 114-95 – Variance to waive the landscape buffer between the properties
 - 114-95 – Variance to permit 0 Street Trees along both Bethlehem Pike and Jones Ave.

As business member and resident at this location on Bethlehem Pike for 43 years, we are looking to expand on to our existing building to provide amenities to our client families and community members that the current building cannot offer though renovation alone.

We request relief from the require parking (114-134.A(8)) as we have an agreement with St. Genevieve Parish directly across the street for use of their parking lots during non-church service times. This arrangement provides for the necessary amount of parking to hold funeral services at our facility and requires no additional development. Additionally, most funerals are held at churches, and the day-to-day business of a funeral home does not require more than a few parking spaces which are provided on-site. Existing traffic patterns and access points remain unchanged with this relief.

We are asking for a variance to 114-94.A to permit a 17.14' front yard setback along Bethlehem Pike whereas 20.0' is required and to permit 5.16' front yard setback along Jones Avenue whereas 20.0' is required. The proposed building setback matches similar frontage on our block from the street and is consistent with the setback of other buildings along Bethlehem Pike in this neighborhood. With the hardship being at a corner and having two front yards, the front yard setback along the side of the build at Jones Avenue allows for maintaining the setback of an existing covered patio and enclose it within the building envelope at a similar size. Overall, these modifications are consistent to the surrounding area. The proposed building additions complement the residential character of the existing property, enhancing the neighborhood streetscape with a thriving business.

Additional request for a Variance to 114-95 to waive the landscape buffer between the properties at 1220 Bethlehem Pike and 1208 Bethlehem Pike to permit a shared driveway for access. We own both properties, and this is an existing non-conformity.

The final variance is a request from 114-95 for (zero) street trees along Bethlehem Pike and Jones Avenue. This is an existing non-conformity and is consistent with other properties in the surrounding area due to lack of adequate room between buildings and streets and the unfeasibility of trees at stone retaining walls and overhead power along Bethlehem Pike.

Public Notice of Meeting on Proposed Haws Lane Condemnation Settlement Agreement

July 12, 2023

NOTICE is hereby given that the Springfield Township Board of Commissioners (the "Township") and 380 Haws, LP, a Pennsylvania Limited Partnership ("380 Haws") have reached a tentative settlement of their outstanding disputes related to the Township's condemnation of a portion of the 380 Haws property on Haws Lane in the Township. After authorization of the Township at a public meeting (see Township Resolution # 1575), the Township solicitor's office, on May 15, 2023 filed a Declaration of Taking for a 2.7598 portion of the 380 Haws property (the "Condemned Property"), leaving 380 Haws with a remaining 1.6902 portion of that property, as well as approximately .34 acres on the adjoining 402 Haws Lane, for a total of 2.0202 acres of land owned by 380 Haws that were NOT condemned. The 380 Haws land that was not condemned by the Township is hereinafter referred to as the "Settlement Land".

On or about May 18, 2023, 380 Haws filed an Answer to the Township's Declaration of taking alleging that the Township's condemnation of the Condemned Property rendered the portion of the Property not condemned (i.e. the Settlement Land) completely valueless for use for any of the purposes permitted by the Township zoning ordinance and demanded that the Township pay damages for the fair market value of the entire acreage of 380 Haws properties on Haws Lane. After extensive negotiations between 380 Haws and the Township, a tentative compromise has been reached which, if approved by the Township, is proposed to be reflected in a Settlement Agreement to be executed by the Parties and then approved by the Montgomery County Court of Common Pleas.

A public discussion of the terms of the proposed Settlement Agreement has been scheduled by the Board of Commissioners for Wednesday evening, July 12, 2023 at 7:30 PM at the Township Building, located at 1510 Paper Mill Road, Wyndmoor, Pennsylvania to review the terms and the plans for the Proposed Settlement. After public comment and discussion, the Commissioners may vote on the proposed settlement and authorize the formal execution of the Settlement Agreement. Township Residents are invited to attend this meeting because the Township's Condemnation and this proposed settlement may impact the neighborhood in the vicinity of the various properties and the compromises made by both sides should be fully understood.

The following is a summary of the material terms of the proposed Settlement Agreement:

- 380 Haws agrees to accept One Million, Fifty Thousand (\$1,050,000) as full and fair value for the Condemned Land and both Parties agree to mark the Condemnation Action as “Settled, Discontinued and Ended” at the conclusion of their respective duties under the Agreement.
- The Township agrees to allow the Settlement Land to be developed for 16 townhomes subject to a plan and detailed specifications set forth in or attached to the agreement. The township further agrees to process the townhome plan expeditiously and with certain minor waivers of the Township’s Subdivision and Land Development Ordinance which are also set forth in more detail in the Agreement.
- If 380 Haws wishes to pursue the 16 unit townhome plan, it will be obligated, as part of the public improvements under such plan, to install: a paved walking trail through the Condemned Land in a location designated by the Township; a paved parking lot for the public use of the Condemned Land in a location designated by the Township; and an emergency access driveway to the adjoining Harston Hall property.
- 380 Haws agrees that the existing curb and sidewalk lien on the Condemned Property and the Settlement Land shall be paid in full upon the earlier to occur of two years from the Court Approval of the Settlement Agreement or the date that the Settlement Land is transferred to a third party. The Township’s lien shall remain upon the Settlement Land until such time.

A copy of the proposed Settlement Agreement and the exhibits thereto (including the proposed townhome plan and the tentative public park plan) will be available at the Township Building during normal business hours beginning June 26, 2023. In addition, representatives of the Township will be available during the public meeting on July 12 to answer questions about the proposed Agreement. Interested residents are encouraged to attend.

380 Haws Ln Tentative Settlement Public Meeting



JUN 27, 2023

GENERAL NEWS ▾

NOTICE OF PUBLIC MEETING

A public meeting is scheduled for Wednesday, July 12 at 7:30 PM to discuss a proposed condemnation settlement agreement pertaining to property at 380 Haws Lane in Erdenheim. This meeting will take place at the Springfield Township Administration Building. Township residents are invited to attend this meeting. We especially encourage residents who live near the site of 380 Haws Lane to attend.

TENTATIVE SETTLEMENT AGREEMENT

The Board of Commissioners of Springfield Township and 380 Haws, LP, a Pennsylvania Limited Partnership, have reached a tentative settlement of their outstanding disputes related to the Township's condemnation of a portion of the property owned by 380 Haws, LP. After authorization at the monthly Business meeting of the BOC on September 14, 2022, the Township solicitor's office filed a Declaration of Taking for a 2.7598 acre portion of the 380 Haws property on May 15, 2023, leaving 380 Haws with a remaining 1.6902 portion of that property, as well as approximately .34 acres on the adjoining 402 Haws Lane, for a total of 2.0202 acres of land owned by 380 Haws that were NOT condemned. The 380 Haws land that was not condemned by the Township is referred to as the "Settlement Land".

On or about May 18, 2023, 380 Haws filed an Answer to the Township's Declaration of taking alleging that the Township's condemnation of the Condemned Property rendered the Settlement Land completely valueless for any of the purposes permitted by the Township's zoning ordinance and demanded that the Township pay damages for the fair market value of the entire acreage of 380 Haws properties on Haws Lane. **A tentative compromise has been reached** which, if approved by the Township, is proposed to be reflected in a Settlement Agreement to be executed by the Parties and then approved by the Montgomery County Court of Common Pleas.

A copy of the proposed Settlement Agreement and the exhibits thereto will be available at the Township Administration Building during normal business hours beginning Monday, June 26, 2023.

Recent Articles



SETTLEMENT AGREEMENT AND MUTUAL RELEASE

This **Settlement Agreement and Mutual Release** (“Agreement”) is entered into this ___ day of _____, 2023, by and between **380 HAWS, LP**, a Pennsylvania limited partnership, with a business address of 113 East Mill Road, Flourtown, Pennsylvania (“380 Haws”), and **SPRINGFIELD TOWNSHIP**, a Township of the First Class in the Commonwealth of Pennsylvania, with a business address of 1510 Paper Mill Road, Wyndmoor, Pennsylvania (“Township”).

BACKGROUND

A. 380 Haws is the owner of 380 Haws Lane, Springfield Township, Montgomery County, Pennsylvania, being Montgomery County Tax Parcel No. **52-00-08452-00-9** (“Property”).

B. The Property is improved with three (3) buildings, containing residential uses and several accessory buildings and related improvements including macadam parking areas (“Improvements”).

C. On September 14, 2022, the Township adopted Resolution No. 1575 (“Resolution”) which authorized the condemnation (“Condemnation”) of a 2.7598 acre portion of the Property (“The Condemned Portion of the Property”) as depicted on a plan and legal description attached thereto. The Resolution, plan and legal description are attached hereto as Exhibits “A”, “B” and “C” respectively.

D. In furtherance of the Resolution, the Township filed a Declaration of Taking at Docket No. 2023-09588 condemning the Condemned Portion of the Property and a Notice of

Filing Declaration of Taking was entered in the Recorder of Deeds Office for Montgomery County at Deed Book 6326, Page 40 (collectively, the “Taking”).

E. The Township did not condemn the entire Property – the portion which contained the Improvements was not condemned -- leaving 380 Haws as owner of the remaining 1.6902 acre portion of the Property after condemnation (the “Remaining Property”).

F. Because the entire property was not taken, the Montgomery County Board of Assessment assigned Tax Parcel No. **52-00-08452-01-8** to the Condemned Portion of the Property while the Remaining Property retained the original parcel number, namely No. **52-00-08452-00-9**.

G. The Remaining Property is zoned Inst. – Institutional District, which requires a minimum lot size of 3 acres. The Remaining Property measures 1.6902 acres and is therefore unable to be developed as zoned without significant zoning relief. 380 Haws also owns the adjacent property at 402 Haws which is also zoned Institutional and measures .34 acres (“402 Haws Property”). The Remaining Property and the 402 Haws Property are collectively and approximately 2.0202 acres (still considerably under the 3 acre minimum lot size) and are hereafter referred to as the “Settlement Land”.

H. 380 Haws has filed an Answer to the Township’s Declaration asserting that the Just Compensation set forth in the Declaration is inadequate and also asserting that the Remaining Property is valueless because of the need for the zoning relief set forth in Background paragraph “E” above, such that compensation for a defacto taking of the Remaining Property is due and owing from the Township in addition to the just compensation for the Condemned Portion of the Property .

I. Representatives of 380 Haws and the Township (collectively, the “Parties”) have met to discuss the condemnation litigation paperwork and their respective positions and, as a result of negotiations and settlement discussions between the Parties, have agreed to terms and conditions that shall resolve their dispute on the terms and conditions provided herein.

AGREEMENT

NOW, THEREFORE, the Parties, intending to be legally bound, hereby agree as follows:

1. The background recitals stated above shall be incorporated herein by reference.
2. Prior to the execution of this Agreement by the Township, the Board of Commissioners of Springfield Township shall hold a public meeting on the Agreement pursuant to notice to the neighbors and posting of the Property. At the conclusion of such public discussion, the Board shall vote on whether or not to execute the Agreement. If the Board votes to execute the Agreement, it shall thereafter be submitted to the Judge of the Montgomery County Court of Common Pleas who has been assigned the Township’s Condemnation Action described in Background paragraph “D” above (the “Court”) for Court Approval of the Agreement and particularly the alternative Development design described in paragraphs 3, 4, and 5 below.
3. The Settlement Land, at the election of 380 Haws, may be developed under the existing zoning with such zoning relief as 380 Haws may be able to obtain from the Springfield Township Zoning Hearing Board and subject to all other regulations contained in the zoning ordinance (the “ZO”) or the subdivision and land development ordinance (the “SALDO”) or 380 Haws (pursuant to all the terms of this Agreement and the SALDO) may develop the Settlement Land for a maximum of 16 townhouses (hereinafter referred to as “The Development” in accordance with the following development criteria:

a. Minimum Building Separation:

- (1) Front to Front: 50 feet
- (2) Side to Side: 25 feet
- (3) Rear to Rear: 60 feet
- (4) Rear to Side: 50 feet

b. Minimum Building Setbacks:

- (1) Public Right-of-Way: 20 feet
- (2) Tract boundaries which don't abut a Right-of-Way: 15 feet
- (3) From private internal roadway: 22 feet

c. Front Yards. The yard which the front door of the structure faces shall be considered the Front Yard.

d. Building length. No length of a building shall exceed 150 feet nor have more than six dwelling units per building.

e. Unit width. Each unit shall have a minimum width of 20 feet.

f. Tract coverage requirements.

- (1) Maximum building coverage: 25%
- (2) Maximum impervious coverage: 55%

g. Maximum Building Height. 35 feet measured from the mean ground elevation to the midpoint of the peak and eave of the structure.

h. Parking. Three spaces shall be required per residential unit. The driveway and garage may be used to meet the parking requirement per residential unit provided the HOA documents for the Development prohibit the garage for a Unit to be used in any way which prevents the use of at least one side of that garage for vehicle parking at all times. In addition, .5 parking spaces per lot (which may be located off the lot) shall be provided for guest or overflow parking. No parking space provided on a driveway (at the Township's required size) shall be permitted to encroach upon or overhang the adjoining sidewalk.

i. Architectural requirements:

- (1) The front elevation of a residential building shall include a minimum of three architectural feature variations which may be accomplished through any combination of the following: material changes (vinyl siding, cedar shake style vinyl siding, board and batten siding, etc.), masonry product

(stone, brick, etc.), bay and box windows, porch roofs, trellis, balconies, pent roof, band board, trim, etc.

- (2) There shall be a minimum two (2) foot offset at the common party wall or within ten feet of the common party wall of dwelling units for at least 67% of the dwelling units in a building. The offset does not need to extend from the foundation to the roof. Example, a four dwelling unit building is required to have two such offsets and a five dwelling unit building is required to have three such offsets.
- (3) There shall a be a minimum of two architectural feature alterations on side elevations of buildings which may be accomplished through material changes (vinyl siding, cedar shake style vinyl siding, board and batten siding, etc.), masonry product (stone, brick, etc.), bay and box windows, porch roofs, trellis, balconies, pent roof, band board, trim, etc.
- (4) Ridge and fascia lines of the roof of a building may not align for more than two (2) consecutive dwelling units along the front façade of a building.
- (5) All exterior decks shall be constructed utilizing a vinyl wrapped support post, vinyl wrapped (Azek or equivalent) skirt boards and support beams, if necessary. All railing shall be manufactured vinyl or an equivalent material. All decking shall be a composite material (Trex or equivalent).
- (6) All garage doors shall have one horizontal panel of windows.
- (7) Building materials including siding, masonry products, garage doors, windows, trim, roofing, shutters shall be generally consistent throughout the build out of the development.

j. The following standards must be met for any townhouse dwelling development:

- (1) All roads/alleys, stormwater facilities, sidewalks, landscaping and open space shall be privately maintained in perpetuity by a single entity or association.
- (2) All alleys must have a minimum width of 20-feett.
- (3) All dwelling units must have at least one entrance in the front façade.
- (4) A Homeowners Association shall be responsible for enforcing the architectural standards of the development and maintain the common areas in perpetuity.

4. In the event 380 Haws desires to pursue the development of 16 townhouses on the Settlement Land in accordance with the terms of this Agreement, a Subdivision and Land Development Application shall be filed with the Township substantially similar in overall layout to the plan attached hereto and made a part hereof as Exhibit "D" (the "Townhouse Plan"). The Townhouse Plan shall be considered and approved as a Preliminary/Final Application (when it is in all respects ready for such approval) and shall receive such waivers of the Township Subdivision and Land Development Ordinance ("SALDO") as are (1) routinely granted by the Township or (2) are reasonable pursuant to the Municipalities Planning Code ("MPC"); or (3) as are unavoidably necessary in the opinion of the Township Engineer to achieve the permitted density of 16 units without resulting in any potential negative impact on the public health, safety, or general welfare. It is hereby agreed that 100% of any tree replacement requirement will be waived on the Settlement Land provided all other landscape requirements of the SALDO are met or consistently waived by the Township and further provided that any portion of the landscaping requirements (as to the number of plantings) for the Settlement Land that cannot be met on such land may be met on the Condemned Portion of the Property if that requirement cannot be reasonably met (in the opinion of the Township Engineer) on the Settlement Land. Lastly, the Township shall process the application for the Townhouse Plan in accordance with all applicable township ordinances not expressly inconsistent with this Agreement and as expeditiously as is reasonably possible.

5. 380 Haws agrees to install the improvements on the Condemned Portion of the Property as shown on the Exhibit "D", which are intended to be limited to a paved parking lot with concrete bumpers but without storm piping and inlets, connected to Haws Lane (and a drive aisle on the Settlement Land if desired by 380 Haws), a paved walking trail through the

Condemned Portion of the Property, in a reasonable location determined by the Township, emergency access driveway (all per township specifications in the SALDO) and bollards at the property (in the approximate location shown on Exhibit "D", if required by the Township Engineer. The emergency access driveway and the bollards, if any, shall be designed and constructed in accordance with the recommendations of the Township Fire Marshal and Engineer, and 380 Haws shall (without compensation therefor) provide any and all easements over the Settlement Land as shall be reasonably necessary for such emergency access to connect (through the Condemned Portion of the Property) to the adjoining property (now utilized for Harston Hall).

6. 380 Haws, in full and fair settlement of the Dispute, hereby accepts the Compensation and the terms of this Agreement, after the expiration of all applicable appeal periods, as full and fair value of the Condemnation. As soon as 31 days have expired from the date of unappealable approval from the Board of Commissioners of the Preliminary/Final Plan for the townhome plan (or any other plan selected by 380 Haws) or from the final adjudication in the landowner's favor of any appeal therefrom AND the payment in full of the Township's Curb and Sidewalk lien as described elsewhere in this Agreement, the Township and 380 Haws shall cause the Condemnation action to be marked "Settled, Discontinued and Ended with Prejudice" except for any further action of either Party to enforce the terms of this Agreement.

7. The Township lien remaining on the Property for the prior construction of sidewalk and associated public improvements along Haws Lane shall be paid in full upon by the earlier to occur of two years from the date of the Court Approval of this Agreement or the date on which the Settlement Land (or any interest in 380 Haws) is transferred to a third party.

8. The Township understands and agrees that 380 Haws may assign this Agreement, in which event, said assignee shall be entitled to all benefits and shall assume all obligations contained herein, but no such assignment shall be valid or recognized unless and until such assignee agrees in writing to be bound by all of the applicable terms of this Agreement.

9. General Provisions.

a. Except for breaches of this Agreement, the Parties, on behalf of themselves, their agents, representatives, assigns, heirs, executors, administrators, successors, affiliates, and subsidiaries, do hereby irrevocably waive, generally release and discharge each other, their agents, representatives, assigns, heirs, executors, administrators, successors, affiliates, and subsidiaries from any and all claims, demands, damages, causes of action, or suits that any party hereto has, may now have, have had, or that might subsequently accrue to any of the Parties, whatsoever in law or equity to the date of these presents, arising from, growing out of, or in any way connected with the claims which have been, or could have been, asserted by or against any of the Parties in this case.

b. The Parties agree that neither this Agreement nor the furnishing of consideration as payment for the Condemned Portion of the Land or in exchange for this Agreement shall be deemed or construed at any time for any purpose as an admission by either party of any liability or unlawful conduct of any kind.

c. This Agreement represents the settlement of disputed claims which have been, or could have been, asserted by or against any of the Parties in this case. It is not an admission of liability or of indebtedness by any party hereto, nor is it an admission that any of the assertions of any of the Parties mentioned in this case state a valid claim or cause of action under the law of Pennsylvania or any other jurisdiction.

d. All remedies at law or in equity shall be available for the enforcement of this Agreement. This Agreement may be pleaded as a full bar to the enforcement of any claim arising from the transactions involved herein.

e. This Agreement shall be construed pursuant to the laws of Pennsylvania and the terms contained herein are contractual and not a mere recital.

f. This Agreement shall be effective upon execution and shall be binding on the Parties and their respective heirs, successors, administrators and assigns.

g. This Agreement constitutes the entire agreement between the Parties and no prior or contemporaneous communications or discussions shall be relevant or admissible for determining the meaning or extent of any of the provisions in this Agreement.

h. This Agreement may not be modified except with the written approval of the Parties.

i. The individuals executing this Agreement represent and warrant that they have full power and authority to execute this Agreement and thereby bind the party for whom they are signing.

j. This Agreement may be executed in any number of counterparts with the same effect as if all the signatures on such counterparts appeared on one document, each such counterpart shall be deemed an original, and an electronic copy is as valid as an original and shall be deemed an original.

This space intentionally left blank. Signatures on the following page.

IN WITNESS WHEREOF, the authorized officers of the Parties have executed this agreement the day and year first above written.

**SPRINGFIELD TOWNSHIP
BOARD OF COMMISSIONERS**

Attest:

A. Michael Taylor, Secretary

James M. Lee, President

380 HAWS, LP
By: 380 GP, LLC, its General Partner

Witness

By: _____
Name: Brian Halligan
Title: _____

Witness

By: _____
Name: Brad McCleary
Title: _____

Exhibit A
Resolution

RESOLUTION NO. 1575

**A RESOLUTION AUTHORIZING THE CONDEMNATION
OF A PORTION OF A CERTAIN PARCEL OF LAND
LOCATED AT 380 HAWS LANE, SPRINGFIELD
TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA**

WHEREAS, the First Class Township Code, 53 P.S. §55101, *et seq.*, specifically Section 56901, grants townships of the First Class the authority to acquire property via condemnation for the public purpose of establishing public parks, playgrounds, and recreation places; and

WHEREAS, Springfield Township, Montgomery County, Pennsylvania (the "Township") is a township of the First Class; and

WHEREAS, the creation of public parks and public recreational areas benefits the public and advances the public health, safety and welfare of the citizens of the Township; and

WHEREAS, Township's 2008 Park and Recreation Connections Plan, 2014 Comprehensive Plan, and 2005 Open Space Plan each identify a Township objective of acquiring additional properties for the public purpose of establishing of parks, playgrounds and recreation places; and

WHEREAS, the Township has identified a portion of the parcel of land located at 380 Haws Lane, Springfield Township, Montgomery County, Pennsylvania, being Montgomery County tax parcel number 52-00-08452-00-9, as a property that would be desirable and suitable for acquisition for the public purpose of establishing a public park and recreation place; and

WHEREAS, a portion of the aforementioned property at 380 Haws Lane is improved with three buildings containing residential uses and several accessory buildings and related improvements including macadam parking areas (the "Improvements"); and

WHEREAS, the Township has determined that it is in its best interest of the public to acquire a 2.7598 acre portion of 380 Haws Lane, more particularly depicted on the plan attached hereto as Exhibit "A" and described in the legal description attached hereto as Exhibit "B" (the "Property"), for the public purpose of establishing a public park and recreation place; and

WHEREAS, the Township has determined that the acquisition of the Improvements would not be in the best interest of the Township because the Township does not know the condition of the Improvements; the repair and maintenance of the Improvements would likely be costly to the Township now and in the future; and the Township does not believe the Improvements would be beneficial to the future use of the Property as a public park and recreation place; and

WHEREAS, the Improvements are, therefore, not located within the Property to be acquired as identified in this Resolution; and

WHEREAS, the Township has ordered an appraisal of the value of such Property, which has yet been received by the Township; and

WHEREAS, notwithstanding the pending appraisal, the Board of Commissioners of the Township (the "Board") desires to authorize the acquisition of the Property through condemnation for the public purpose of establishing a public park, and recreation place, at consideration or compensation not to exceed \$1,050,000.00; and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board hereby authorizes the acquisition of the Property, including, without limitation, through the Township's power of eminent domain and the filing of a declaration of taking, in fee simple absolute, for the public purpose of establishing a public park, and recreation place, at consideration or compensation not to exceed \$1,050,000.00.

2. The Board authorizes the Township Solicitor to prepare, file, record and serve the appropriate documents in order to effectuate the acquisition authorized by this Resolution.

3. The Township Manager is authorized to engage and contract with consultants, engineers, appraisers, and inspectors which are necessary, in the opinion of the Township Manager, to investigate and inspect the Property.

4. The President of the Board and the Township Manager are hereby authorized to execute any documents necessary to effectuate the acquisition authorized by this Resolution and such documents, instruments, certificates, agreements, financing statements, and letters, as may be reasonable and/or requested by the Township Solicitor in connection with the aforementioned acquisition and the exercise of the power of eminent domain authorized by this Resolution.

5. The Board hereby acknowledges and approves the taking of all action and the execution, delivery, and filing in connection with the aforementioned transactions, actions, and acquisitions, and any and all agreements, documents, and instruments, that are necessary, proper, or desirable, in connection therewith.

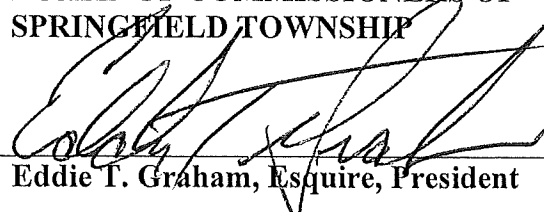
6. This Resolution shall become effective immediately, and in the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Resolution, it being the intent of the Board that such remainder shall be and shall remain in full force and effect.

[Signature page to follow]

ADOPTED this 14TH day of SEPTEMBER, 2022.

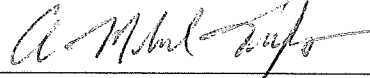
**BOARD OF COMMISSIONERS OF
SPRINGFIELD TOWNSHIP**

By:



Eddie T. Graham, Esquire, President

Attest:

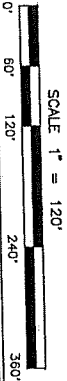


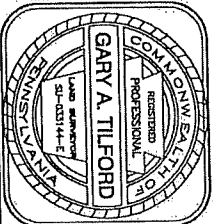
A. Michael Taylor, Secretary

Exhibit B
Plan

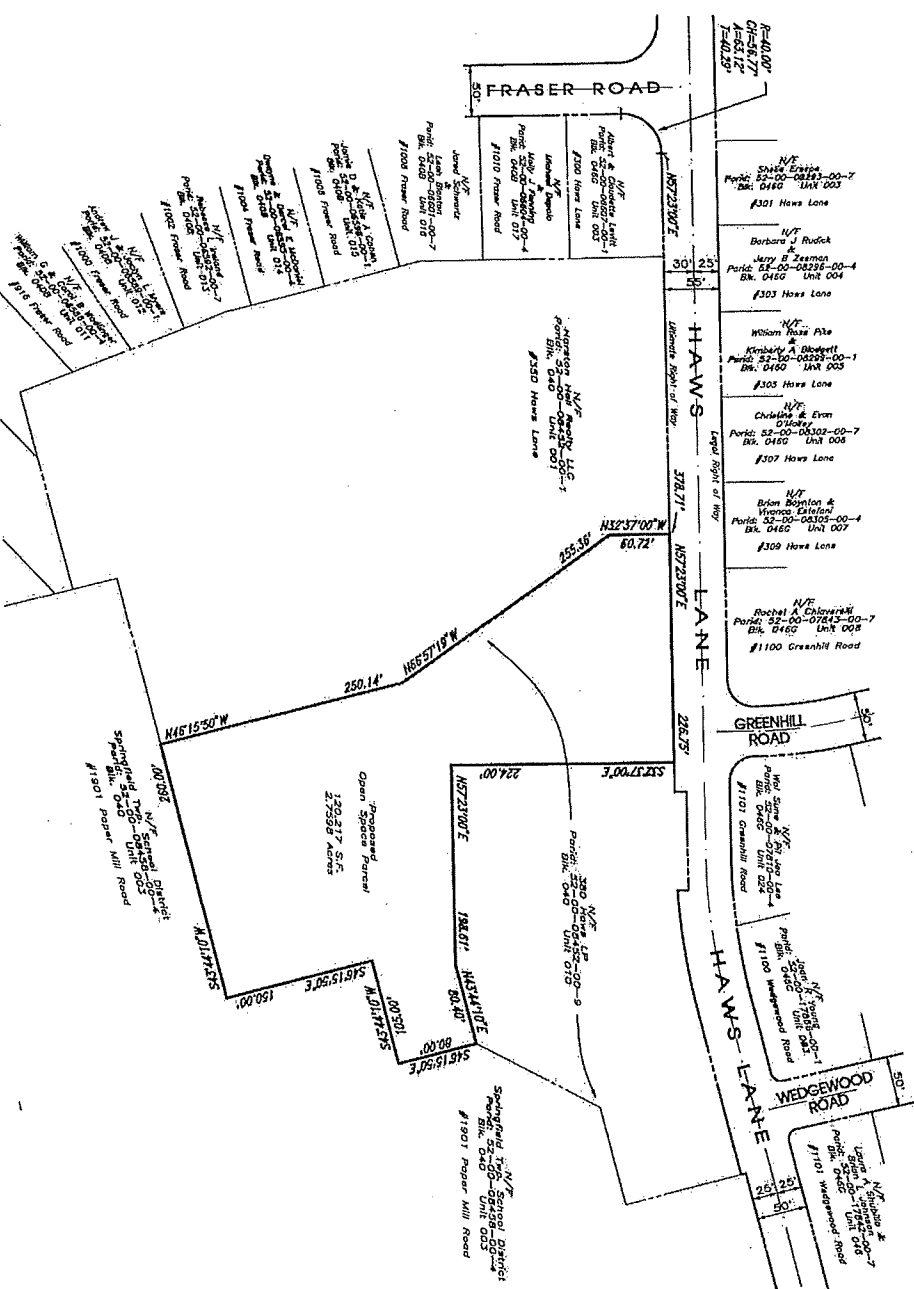
EXHIBIT PLAN
 OF
 OPEN SPACE PARCEL, A PORTION OF
 PARLD: 52-00-08452-00-9
 MADE FOR
WOODROW AND ASSOCIATES
 SPRINGFIELD TOWNSHIP, MONTGOMERY COUNTY, PA.

OWNER
380 HAWS LP
 113 E. MILL ROAD
 FLOURTOWN, PA. 19031
 COUNTY PARCEL NO. 51-00-08452-00-9
 BLOCK / UNIT No. 040-010
 SITE ADDRESS
 HAWS LANE
 FLOURTOWN, PA 19031
 INSTRUMENT No. 2020014091

CHARLES E. SHOEMAKER, INC.
 ENGINEERS & SURVEYORS
 110 KEYSTONE DRIVE MONTGOMERYVILLE, PA. 18936
 PHONE: 215-887-2165
 E-MAIL: staff@ceshoemaker.com
 FAX: 215-576-7791
 SCALE 1" = 120'




JOB NO.	27013	DWG NO.	SP - 762
DATE	AUG. 30, 2022		
SHEET NO.	1 OF 1		



SITE AREA
 OPEN SPACE PARCEL TO ULTIMATE RIGHT OF WAY LINE
 120,217 S.F. OR 2.7598 ACRES

- NOTES:
- BOUNDARY INFORMATION TAKEN FROM DEEDS AND PLANS OF RECORD AND FIELD SURVEYS PERFORMED BY CHARLES E. SHOEMAKER, INC. DURING MAY 2006.
 - REFERENCE PLAN:
 SUBDIVISION: PLAN TRADITIONS OF SPRINGFIELD MADE FOR GENESIS ELDERCARE - HARSTON, INC. BY CHARLES E. SHOEMAKER, INC. DATED NOVEMBER 26, 2008 AND LAST REVISED JULY 06, 2015.
 DWG. No. SP - 632.

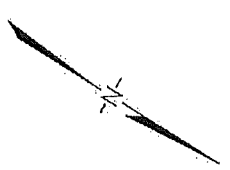


Exhibit C
Legal Description

CHARLES E. SHOEMAKER, INC.

ENGINEERS AND SURVEYORS
SOUTHEAST CORNER OF EASTON & EDGE HILL ROADS
1007 EDGE HILL ROAD
ABINGTON, PENNSYLVANIA 19001

OPEN SPACE PARCEL TO BE DEDICATED TO
SPRINGFIELD TOWNSHIP, A PORTION OF
OF PARID: 52-00-08452-00-9
PREPARED FOR WOODROW AND ASSOCIATES
HAWS LANE
SPRINGFIELD TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA

ALL THAT CERTAIN tract or parcel of land designated as Open Space Parcel, a portion of PARID: 52-00-08452-00-9, SITUATE in the Township of Springfield, County of Montgomery and Commonwealth of Pennsylvania bounded and described in accordance with an Exhibit Plan Open Space Parcel, A Portion of PARID: 52-00-08452-00-9, dated August 30, 2022, as prepared by Charles E. Shoemaker, Inc., Engineers and Surveyors of Abington, Pennsylvania as follows:

BEGINNING at a point on the Southeasterly ultimate right-of-way line of Haws Lane (55' wide at this point as widened by 5' on the Southeasterly side from its former width of 50'), said point being at a distance of three hundred seventy-eight and seventy-one one-hundredths feet (378.71') measured North Fifty-seven degrees Twenty-three minutes zero seconds East (N57° 23' 00"E) from a point of tangency, said point being at a distance of Sixty-three and Twelve one-hundredths feet (63.12') measured on the arc of a circle curving to the right with a radius of Forty and no one-hundredths feet (40.00') from a point of curvature on the Northeasterly side of Fraser Road (50' wide); THENCE along said Southeasterly ultimate right-of-way line of Haws Lane North Fifty-seven degrees Twenty-three minutes zero seconds East (N57° 23' 00"E) Two hundred Twenty-six and Seventy-five one-hundredths feet (226.75') to a point; THENCE through lands of PARID: 52-00-08452-00-9 the three following courses and distances: 1) South Thirty-two degrees Thirty-seven minutes zero seconds East (S32° 37' 00"E) Two hundred Twenty-four and zero one-hundredths feet (224.00'); 2) North Fifty-seven degrees Twenty-three minutes zero seconds East (N57° 23' 00"E) One hundred Ninety-eight and Sixty-one one-hundredths feet (198.61'); 3) North Forty-three degrees Forty-four minutes Ten seconds East (N43° 44' 10"E) Eighty and Forty one-hundredths feet (80.40') to a point, a corner of lands of PARID: 52-00-08452-00-9 and PARID: 52-00-08458-00-4; THENCE along lands of PARID: 52-00-08458-00-4 the four following courses and distances: 1) South Forty-six degrees Fifteen minutes Fifty seconds East (S46° 15' 50"E) Eighty and no one-hundredths feet (80.00'); 2) South Forty-three degrees Forty-four minutes Ten seconds West (S43° 44' 10"W) One hundred Five and no one-hundredths feet (105.00'); 3) South Forty-six degrees Fifteen minutes Fifty-seconds East (S46° 15' 50"E) One hundred Fifty and no one-hundredths

CHARLES E. SHOEMAKER, INC.

ENGINEERS AND SURVEYORS
SOUTHEAST CORNER OF EASTON & EDGE HILL ROADS
1007 EDGE HILL ROAD
ABINGTON, PENNSYLVANIA 19001

OPEN SPACE PARCEL TO BE DEDICATED TO
SPRINGFIELD TOWNSHIP, A PORTION OF
OF PARID: 52-00-08452-00-9
PREPARED FOR WOODROW AND ASSOCIATES
HAWS LANE
SPRINGFIELD TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA

Page 2

feet (150.00'); 4) South Forty-three degrees Forty-four minutes Ten seconds West ($S43^{\circ} 44' 10''W$) Two hundred Sixty and no one-hundredths feet (260.00') to a point, a corner of PARID: 52-00-08452-00-1; THENCE along said lands the three following courses and distances: 1) North Forty-six degrees Fifteen minutes Fifty seconds West ($N46^{\circ} 15' 50''W$) Two hundred Fifty and Fourteen one-hundredths feet (250.14'); 2) North Sixty-six degrees Fifty-seven minutes Nineteen seconds West ($N66^{\circ} 57' 19''W$) Two hundred Fifty-five and Thirty-six one-hundredths feet (255.36'); 3) North Thirty-two degrees Thirty-seven minutes zero seconds West ($N32^{\circ} 37' 00''W$) Sixty and Seventy-two one-hundredths feet (60.72') to the first mentioned point and place of beginning.

BEING OPEN SPACE PARCEL Haws Lane, 380 HAWS L.P.

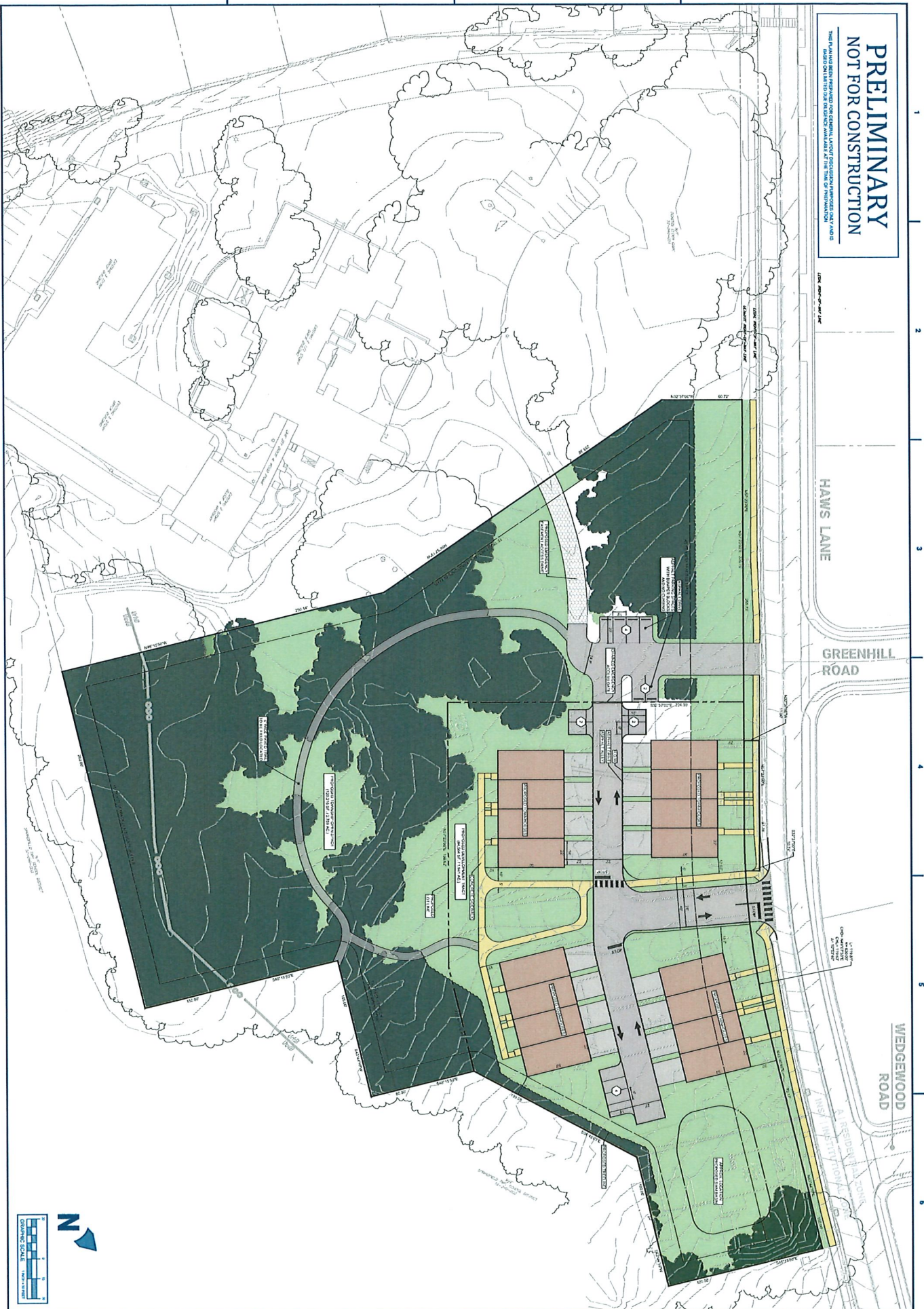
CONTAINING 120,217 square feet or 2.7598 acres.

27013
Sp-762
August 30, 2022

Exhibit D
Townhouse Plan

**PRELIMINARY
NOT FOR CONSTRUCTION**

THIS PLAN HAS BEEN PREPARED BY THE ORIGINAL LANDOWNER OR HIS/HERS AGENT OR ARCHITECT AND IS NOT A PROFESSIONAL ENGINEERING DESIGN. IT IS NOT TO BE USED FOR CONSTRUCTION.

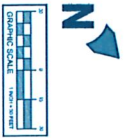


HAWS LANE

GREENHILL ROAD

WEDGEWOOD ROAD

1 2 3 4 5 6



CPT
SHEET

DATE: 2022-06-15
PROJECT: PROPOSED TOWNHOUSE DEVELOPMENT
APPLICANT: W.B. HOMES
TITLE: CONCEPT PLAN F

NO.	DATE	DESCRIPTION	BY	CHKD.
3	2022-06-22	PER SETTLEMENT AGREEMENT	ACM	AAR
2	2022-08-05	PER TOWNSHIP COMMENTS	ACM	AAR
1	2022-07-07	PER TOWNSHIP COMMENT	ACM	AAR

NOT FOR CONSTRUCTION

LANDCORE
PO BOX 27635 #56287
PHONE 215-826-2510

MONTGOMERY COUNTY COMMISSIONERS

May 18, 2023

On motion of Chair Lawrence, seconded by Vice Chair Winder, it was adopted that:

BACKGROUND

1. The Montgomery County Commissioners established the Montco 2040 Implementation Grant Program on March 3, 2016 as a funding mechanism to assist municipalities in providing physical improvements that advance the goals of the county comprehensive plan, *Montco 2040: A Shared Vision*.
2. The 2023 Program Guidebook established by the County Commissioners defines eligibility and procedures for municipalities that wish to apply for grant funding during the 2023 round of funding. The applications were due by March 1, 2023.
3. A committee consisting of Montgomery County Planning Commission Board members and interdepartmental county staff has evaluated the proposed grant applications relative to the established funding guidelines and has recommended certain grant applications be approved for funding.
4. The municipalities that submitted applications and have been approved to receive grant funding pursuant to the Montco 2040 Implementation Grant Program are listed in the attached exhibits.

NOW THEREFORE BE IT RESOLVED that the proper County Officials, in accordance with the authority conferred by law, subject to the approval of the County Solicitor, are hereby authorized to enter into grant agreements with appropriate municipal officials to fund the programs listed on the attached exhibits, under the conditions specified for each grant.

EXHIBIT 10

MUNICIPALITY: Springfield Township

PROPOSED PROJECT: Haws Lane Open Space Acquisition

PROJECT SUMMARY:

Springfield Township has submitted a complete grant application to acquire 2.759 of the 4.8 acres located at 380-402 Haws Lane in Flourtown to preserve the most mature trees/woodlands along with the crucial habitats and vernal pools contained in them. This would become a passive nature park with a public walking trail through the woods.

GRANT AMOUNT: \$200,000.00

CONDITIONS:

- 1) Springfield Township must submit for approval to the Montgomery County Planning Commission the final engineering and design plans for the improvement before proceeding with bidding and/or installation; and
- 2) Springfield Township is responsible for maintaining any improvements on a regular basis, including, but not limited to cleaning and replacement of broken or missing elements with comparable elements, removal of debris or trash, and/or stabilization of any areas that need replanting when applicable; and
- 3) Springfield Township will include recognition of Montgomery County and the Montco 2040 Implementation Grant Program in posted signage to remain at the site of the improvements; and
- 4) Springfield Township is responsible for fully disclosing to the County any details of the agreement under which these improvements are made; and
- 5) The Township will have to comply fully with all of the requirements in the Montco 2040: Implementation Grant Program Guidebook 2023.

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

	<u>THIS MONTH</u>	<u>YEAR TO DATE</u>	<u>2023 BUDGET</u>
Materials Collected (tons)			
Single Stream Recyclables	165.3	993.9	2,172
Householder Participation			
No. of Curb Stops	20,804	128,322	278,534
Percent of Total (7,200)	72.2	68.6	74.0
Avg. Lbs. per Curb Stop	15.9	15.5	15.6
Sales Value of Recyclables (net)			
Single Stream Recyclables (\$51.89)*	(8,577.42)	(58,575.68)	(77,594.84)
Disposal Savings/Cost Avoidance			
COVANTA Tipping Fee @ \$75.24	12,437.17	74,781.03	163,398.71
State Performance Grant			
Prorated Annual Award	1,905.17	11,431.01	22,862.00
Grand Total Sales/Savings	5,764.92	27,636.36	108,665.87
Cost of Collection (prorated)			
Labor and Overhead	(26,011.42)	(156,068.52)	(312,137.00)
Equipment Cost	(4,216.67)	(25,300.02)	(50,600.00)
General Expense/Recycling Center	(83.33)	(499.98)	(1,000.00)
Total Cost	(30,311.42)	(181,868.52)	(363,737.00)
Net Income and Saving	(24,546.50)	(154,232.16)	(255,071.13)

* Estimated; Sales value adjusts monthly

**SPRINGFIELD TOWNSHIP
BOARD OF COMMISSIONERS**

MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA

ORDINANCE NO. _____

“Single-Use Plastic Carry-Out Bags Ordinance”

AN ORDINANCE AMENDING THE CODE OF SPRINGFIELD TOWNSHIP TO ADD A NEW CHAPTER 85 ENTITLED “SINGLE-USE PLASTIC CARRY-OUT BAGS ORDINANCE” TO REGULATE THE USE OF SINGLE-USE PLASTIC CARRY-OUT BAGS; TO ADD FINDINGS, DEFINITIONS, REQUIREMENTS, ENFORCEMENT, PENALTIES AND EXEMPTIONS RELATING TO THE DISTRIBUTION AND USE OF SINGLE-USE PLASTIC CARRY-OUT BAGS.

WHEREAS, the First Class Township Code authorizes the Board of Commissioners of Springfield Township to make, amend, and adopt ordinances, that are consistent with the constitution and laws of the Commonwealth, when necessary for the proper management, care and control of Springfield Township (the “Township”) and to maintain peace, comfort, cleanliness, health, safety and the general welfare of the Township and its citizens; and

WHEREAS, Article 1, Section 27 of the Pennsylvania Constitution, known as the Environmental Rights Amendment (the "Amendment"), provides that people have the right to clean air, pure water, and to the preservation of the natural, scenic, historic, and esthetic values of the environment. Pennsylvania's public natural resources are the common property of all the people, including generations yet to come. As a trustee of these resources, the Commonwealth and its political subdivisions shall conserve and maintain them for the benefit of all the people; and

WHEREAS, the Amendment imposes two basic duties on the Commonwealth and its political subdivisions such as the Township: first, to prohibit the degradation, diminution, and

depletion of the public natural resources and second, to act affirmatively via legislative action to protect the environment; and

WHEREAS, single-use plastic carry-out bags create significant litter in the Township's rights-of-way, waterways, open spaces and private properties; and

WHEREAS, single-use plastic carry-out bags degrade at a slower rate than recyclable paper carry-out bags, while releasing toxic materials during degradation that pollute waterways; and

WHEREAS, the Springfield Township Board of Commissioners, after due consideration of the proposed Ordinance at a duly advertised public meeting, has determined that the health, safety and general welfare of the residents of the Township will be served by this Ordinance, which regulates the distribution of single-use plastic carry-out bags within the Township.

NOW, THEREFORE, the Board of Commissioners of Springfield Township (Board") does hereby **ENACT** and **ORDAIN** as follows:

SECTION I.- Amendment to the Code.

The Code of Springfield Township Code is hereby amended by adding a new Chapter 85 entitled "Single-Use Plastic Carry-Out Bags" to provide as follows:

CHAPTER 85.

SINGLE-USE PLASTIC CARRY-OUT BAGS.

§ 85-1. Purpose and Findings.

A. Purpose

- (1) The purpose of this Chapter is to reduce the use of single-use plastic carry-out bags by retail establishments within the Township, curb litter on the streets, in the parks, and in the trees, protect the local streams, rivers, waterways and other aquatic environments, reduce greenhouse gas emissions, reduce solid waste generation, promote the use of reusable, compostable, and recyclable materials within the Township; preserve the natural, scenic, historic, and aesthetic values of the

Township, relieve the pressure on recyclers, who cite single-use plastic carry-out bags as a major source of contamination and inefficiency within the recycling stream and relieve the pressure for landfills to manage the disposition of single-use products.

B. Findings.

- (1) The use of single-use plastic carry-out bags have severe environmental impacts, including, but not limited to, greenhouse gas emissions, solid waste, litter, harm to wildlife, ground level ozone formation, atmospheric acidification, and water consumption.
- (2) There are numerous retail establishments within the Township that provide single-use plastic carry-out bags to their customers.
- (3) Most single-use plastic carry-out bags are made from plastic or other materials that do not readily decompose.
- (4) Approximately one hundred billion single-use plastic carry-out bags are discarded by United States' consumers each year. Given the difficulty of recycling these materials, less than one percent of single-use plastic carry-out bags are returned for recycling in the United States, and in the Township, such bags are not curbside recyclable, and they are not among materials accepted as part of the Township's residential recycling program.
- (5) Numerous studies have documented the prevalence of single-use plastic carry-out bags littering the environment, blocking storm drains, entering local waterways, and becoming stuck in or upon natural resources and public property.
- (6) The taxpayers of the Township pay the costs related to the cleanup of single-use plastic carry-out bags from the Township's roadways, trees, sewers, waters, and parks.
- (7) Recyclers cite single-use plastic carry-out bags as a major source of contamination within the recycling stream, leading to increased costs and decreased efficiency.
- (8) From an overall environmental and economic perspective, the best alternative to single-use plastic carry-out bags is a shift to reusable bags followed by compostable or recyclable paper bags.
- (9) Alternatives to single-use plastic carry-out bags are readily available in and around the Township.

- (10) Studies have documented that placing a prohibition on the distribution of single-use plastic carry-out bags at the point-of-sale and placing a fee on other bags reduces the negative environmental impacts and use of single-use plastic carry-out bags.
- (11) The Board of Commissioners desires to conserve resources, reduce the amount of greenhouse gas emissions, waste, litter, water pollution, and protect the public health and welfare, including wildlife, as a way to increase the quality of life for Springfield Township's residents and visitors.

§ 85-2. Definitions.

CUSTOMER – Any person purchasing goods or services from a Retail Establishment.

DISTRIBUTION or TO DISTRIBUTE – The vending, selling, giving, providing, or delivering of an item for any purpose, whether or not incident to the sale, vending, production, or other provision of any merchandise, product, food, or beverage.

EXEMPT BAG – Exempt bags are not subject to regulation as single-use plastic carry-out bags per this Chapter. Exempt bags include (1) laundry and dry-cleaning bags; (2) newspaper bags; (3) bags utilized in connection with food delivery and takeout orders; and (4) bags utilized in connection with the delivery of goods by mail or transportation delivery service providers. Additionally, a bag used at a Retail Establishment by a customer to deliver perishable items to the point-of-sale at that establishment shall be exempt from regulation as a single-use plastic carry-out bag per this Chapter, which may include, but are not necessarily limited to:

- A. bags used to package bulk items such as fruit, vegetables, nuts, grains, or candy;
- B. bags used to contain or wrap meats or fish or unwrapped prepared foods or bakery goods;
- C. bags used solely to contain live animals, such as fish or insects sold in a pet store;
- D. bags sold in packaging containing multiple bags and packaged at the time of manufacturing of the bag.

RECYCLABLE PAPER BAG – A paper bag that meets the following, but not including an Exempt Bag:

- A. contains no old growth fiber;
- B. is one hundred percent (100%) recyclable including the handles;
- B. contains a minimum of forty percent 40% post-consumer recycled content; and
- C. is labeled in a highly visible manner with the name of the manufacturer, the percentage of post-consumer recycled content of the bag and the words “recyclable” in an easy-to-read font size.

RETAIL ESTABLISHMENT – Any store or commercial establishment that sells perishable or nonperishable goods, including, but not limited to, clothing, food, and personal items, directly to the customer and is located within or doing business within the geographical limits of the Township. Commercial establishments include, but are not necessarily limited to: a business establishment that generates a sales or use tax; a drugstore, pharmacy, supermarket, grocery store, farmers market, convenience food store, food mart, or other commercial entity engaged in the retail sale of a limited line of goods that include milk, bread, soda and snack foods; a public eating establishment (i.e. a restaurant, bar, take-out food establishment, or any other business that prepares and sells prepared food to be eaten on or off its premises); and a business establishment that sells clothing, hardware, or any other nonperishable goods. For purposes of this Chapter, Retail Establishments shall not include bazaars or festivals operated by nonprofit organizations or religious institutions.

REUSABLE CARRY-OUT BAG – A carry-out bag that is designed and manufactured for multiple uses and is:

- A. made of cloth or other machine-washable fabric or material that has stitched handles; or
- B. a polypropylene bag that has stitched handles.

SINGLE-USE PLASTIC CARRY-OUT BAG – A bag made of plastic or other similar material that is provided by a Retail Establishment to a customer at or around the point of sale that is not a Reusable Bag or Recyclable Paper Bag. “Plastic” in this case refers to a synthetic material made from linking monomers through a chemical reaction to create a polymer chain that can be molded or extruded at high heat into various solid forms that retain their defined shapes during their life cycle and after disposal, including material derived from either petrochemicals or a biologically based polymer, such as corn or other plant sources. A single use plastic bag is made through a blown film extrusion process.

A “Single-Use Plastic Carry-Out Bag” shall not include the following:

- (1) Exempt Bags;
- (2) A bag less than one gallon without handles used to protect a purchased item from damaging or contaminating other purchased items when placed in a Reusable Bag, or Recyclable Paper Bag;
- (3) Any bags provided for use by a Retail Establishment operated by the federal government, Commonwealth of Pennsylvania, or local government, or department or agency thereof; and
- (4) Any bags distributed by the federal government, Commonwealth of Pennsylvania, or local government, or department or agency thereof.

TOWNSHIP – Springfield Township.

§85-3. Single-Use Plastic Carry-Out Bags.

Beginning twelve (12) months after the Effective Date, Retail Establishments located in Springfield Township are prohibited from providing a Single-Use Plastic Carry-Out Bag to a Customer at the Retail Establishment or through a delivery. The point-of-sale in such transactions is deemed to be at the Retail Establishment, regardless of where payment for the transaction physically occurs. Customers may use bags of any type that they bring to the Retail Establishment themselves, or they may be charged a fee by the Retail Establishment which supplies the Recyclable Paper Bag or Reusable Carry-Out Bag.

§85-4. Recyclable Paper Bags and Reusable Carry-Out Bags.

A. Beginning twelve (12) months after the Effective Date, Retail Establishments are prohibited from distributing a bag that is not a Recyclable Paper Bag or a Reusable Carry-Out Bag to a customer at the Retail Establishment.

§85-6. Signage Requirement.

Beginning 30 days after the Effective Date, and for six months thereafter, Retail Establishments are required to post at all points of sale conspicuous signage informing customers that Single-Use Plastic Carry-Out Bags and Non-Recycled Paper Bags will no longer be provided by the establishment as of the date the prohibition begins.

§85-7. Enforcement.

A. The Township Manager or designee has the responsibility for enforcement of this Chapter and may promulgate reasonable rules and regulations in order to enforce the provisions thereof, including, but not limited to, investigating violations and issuing fines.

B. Any Retail Establishment that violates or fails to comply with any of the requirements of this Chapter after an initial written warning notice has been issued for that violation shall be liable for a violation.

C. Any Retail Establishment that receives an initial written warning notice may file a request for an exemption pursuant to the procedure in §85-8 (Exemptions) below.

D. If a Retail Establishment has subsequent violations of this Ordinance, after the issuance of an initial written warning notice of violation, the following penalties shall be imposed and shall be payable by the Retail Establishment:

- (1) A fine not exceeding \$50.00 for the first violation;
- (2) A fine not exceeding \$150.00 for the second violation in the same year dating from the first violation;
- (3) A fine not exceeding \$400.00 for the third and each subsequent violation in the same year dating from the first violation.

E. Under no circumstances shall a violator be liable to a fine or penalty exceeding \$600 for each offense. In addition to the penalties set forth in this Chapter, the Township may seek other appropriate legal, injunctive, or equitable relief to enforce this Chapter.

F. Each day a violation continues shall constitute a separate and distinct offense under this Chapter. In addition, each violation of any of the provisions of this Chapter shall be deemed to be a separate and distinct offense.

C. In addition to the penalties set forth in this Chapter, the Township may seek legal, injunctive, or other equitable relief to enforce this Chapter or to restrain, prevent, or abate a violation of this Chapter. Such proceedings may be initiated before any court of competent jurisdiction. The expense of such proceedings shall be recoverable from the violator in any manner as may now or hereafter be provided by law.

D. The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by of its rights to future enforcement of such provision hereunder.

§85-8. Exemptions.

The Springfield Township Board of Commissioners may, upon written request of a Retail Establishment, exempt a Retail Establishment from the requirements of this Chapter for a period of up to one (1) year from the Effective Date of this

Ordinance upon a determination that the requirements of this Chapter would cause undue hardship to the Retail Establishment. An “undue hardship” shall be found in the following circumstances or situations, and the Township may attach conditions to the provision of any exemption:

- A. The Retail Establishment has a unique circumstance or situation such that there are no reasonable alternatives to the distribution of Single-Use Plastic Carry-Out Bags and/or non-Recyclable Paper Bags;
- B. Compliance with the requirements of this Chapter would deprive the Retail Establishment of a legally protected right; or
- C. Additional time is necessary to draw down the Retail Establishment’s existing inventory of Single-Use Plastic Carry-Out Bags and/or non-Recyclable Paper Bags.

SECTION II.- Disclaimer.

Nothing in this Ordinance shall limit, in any manner whatsoever, the Township's right to enforce any ordinance or law of Springfield Township, Montgomery County or the Commonwealth of Pennsylvania. Nothing in this Ordinance shall be a defense of any citation issued by any municipal corporation or the Commonwealth pursuant to any other law or ordinance.

SECTION III.- Severability.

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held by a court of competent jurisdiction to be illegal, invalid, or unconstitutional, 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 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 IV.- Failure to Enforce Not a Waiver.

The failure of the Township to enforce any provision of this Ordinance shall not

constitute a waiver by the Township of its rights of future enforcement hereunder.

SECTION V.- Effective Date.

This Ordinance shall take effect and be in force from and after its approval.

SECTION VI.- Repealer.

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 _____, 2022.

SPRINGFIELD TOWNSHIP

By: _____
Eddie T. Graham, Esquire, President
Board of Commissioners

Attest: _____
A. Michael Taylor, Secretary
Board of Commissioners

NOTICE

NOTICE is hereby given that the Board of Commissioners of Springfield Township, Montgomery County, at its public meeting on _____, 2022 at 7:30 PM, in the Springfield Township Building, 1510 Paper Mill Road, Wyndmoor, Pennsylvania, 19038 will hold a public hearing on and could vote to adopt an ordinance entitled “Single-Use Plastic Carry-Out Bags Ordinance” amending the Code of Springfield Township to add a new Chapter 85 to regulate the use of single-use plastic carry-out bags; to add findings, definitions, requirements, enforcement provisions, penalties, and exemptions relating to the distribution and use of single-use plastic carry-out bags.

Copies of the proposed ordinance are available for examination during normal business hours at the offices of *Montgomery Newspapers*, Fort Washington, Pennsylvania, the Montgomery County Law Library, Court House, Norristown, Pennsylvania, the office of the Township Manager, Springfield Township Building, and the Free Library of Springfield Township. Copies of the proposed ordinance may be obtained in the office of the Township Manager for a charge not greater than the cost thereof.

JAMES J. GARRITY, ESQUIRE
WISLER PEARLSTINE, LLP
Solicitor for Springfield Township

Springfield Township Zoning Hearing Board Notice

Notice is hereby given that the Zoning Hearing Board of Springfield Township, Montgomery County, will hold a meeting as required by the Zoning Ordinance of Springfield Township. This meeting will be held in the Boardroom of the Springfield Township Administration Building, located at 1510 Paper Mill Road, Wyndmoor, PA 19038.

On Monday, July 24, 2023, with a start time of 7:00 P.M.

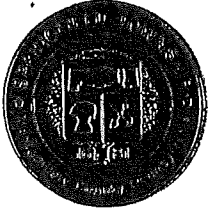
Case #23-15: This is the application of **Kunal & Shraddha Babariya**, owners of the property located at 1715 Starr Lane, Glenside, PA 19038, known as Parcel #5200-1851-5072. The applicants have requested a variance from Section 114-45. D, as defined by Section 114-42. B of the Springfield Township Zoning Ordinance. The applicants have requested approval to construct a deck addition to the rear of the existing single-family dwelling that will increase the building coverage on the property to 18.19% of the total lot area. The maximum permitted building coverage for this zoning district is 15%. The property is zoned within the AA-Residential District of Ward #7 of Springfield Township.

Case #23-16: This is the application of **Alloy Wheel Repair**, applicant of the property located at 1123 Ivy Hill Road, Wyndmoor, PA 19038, known as Parcel #5200-0948-1007. The applicant has requested a variance from Section 114-144. A. 2 of the Springfield Township Zoning Ordinance. The applicant seeks approval to install a second free standing sign on the property. The site is limited to one free standing sign not to exceed 25 square feet. The property currently has a 24 square foot free standing sign for the existing daycare business on the site. The applicant proposes to install a second 24 square foot sign on the opposite side of the entrance drive from the existing sign. The property is zoned within the Industrial and Limited Industrial District of Ward #5 of Springfield Township.

Case #23-17: This is the application of **Michael DeLaurentis**, owner of the property located at 2 Terminal Avenue, Erdenheim, PA 19038, known as Parcel #5200-1727-5007. The applicant has requested a variance from Section 114-135. A of the Springfield Township Zoning Ordinance. The applicant seeks approval to install a six-foot-high solid fence along the property line adjoining Terminal Avenue. Six-foot-high fencing is required to be setback 15 feet from any property line abutting a public right-of-way. The property is zoned within the B-Residential District of Ward #4 of Springfield Township.

Copies of the application packets are available for review in the Community Development Office during normal business hours, located at 1510 Paper Mill Road, Wyndmoor, PA 19038 or on our website at springfieldmontco.org. Any question you may have can be addressed by contacting Mr. Penecale at 215-836-7600, ext. 1114.

By Order of the Springfield Township
Zoning Hearing Board
Mark A. Penecale
Director of Planning & Zoning



The Township of Springfield

MONTGOMERY COUNTY, PENNSYLVANIA

Township Bldg., 1510 Paper Mill Rd., Wyndmoor, PA 19038

website: www.SpringfieldMontco.org

Phone: 215-836-7600

Fax: 215-836-7180

June 15, 2023

COMMISSIONERS

James M. Lee
President

Baird M. Standish
Vice President

Peter D. Wilson
Michael E. Maxwell
Jonathan C. Cobb
Susanna O. Ratsavong
Brendan May

Name

Address line #1

Address Line #2

RE: MASTER SITE PLAN – 1725 WALNUT AVE
(FORMER TANK CAR PROPERTY)

OFFICERS

A. Michael Taylor
Secretary-Manager

James J. Garrity
Solicitor

Joelle Kleinman
Treasurer / Tax Collector

Timothy P. Woodrow, PE
Engineer

Dear Neighbor:

Under cover letter of April 24, 2023, you were informed that the Springfield Township Parks and Recreation Advisory Committee (PRAC) would be serving as the Steering Committee for the creation of a Master Site Plan for a future public park at the site of the former Tank Car Corporation of America, 1725 Walnut Avenue, Oreland.

The referenced letter was sent after receiving approval from the PA Department of Conservation and Natural Resources (DCNR) that the PRAC would satisfy their steering committee requirements pursuant to a grant that was obtained by the Township to fund 50% of the cost of the Master Plan. However, the DCNR recently informed the Township that it is now requiring the Township to form a subcommittee of the PRAC to include 3 or 4 of its members, along with an elected official, staff member and two residents of the adjacent neighborhood to serve as the Steering Committee.

The purpose of this letter is to notify you of the new Steering Committee, and to solicit your interest in serving as one of its members. To the extent that you are interested in serving on the Steering Committee, please consider emailing a letter of interest to my attention at mtaylor@springfieldmontco.org no later than June 30, 2023.

Regardless of whether you are interested in serving on the Steering Committee or not, the Committee meetings will be open to the public so that you have ample opportunity to provide comment and input into the planning process. Once the Committee is formed by the Board of Commissioners, a meeting schedule will be posted on the Township's website, www.springfieldmontco.org.

Please do not hesitate to contact me or Emily Baiada, Director of Parks and Recreation, at 215-836-7600, should you have any questions.

Very truly yours,

Michael Taylor
Township Manager

MT:cmt

Cc: E. T. Baiada
J. M. Lee
J. C. Cobb

Wyndhill Park - Pickleball 2023

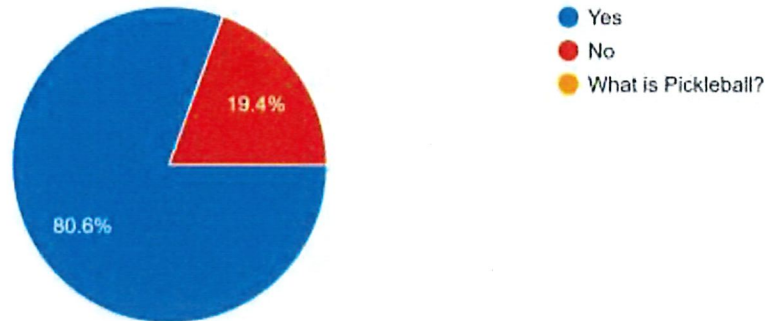
Wyndhill Park

- Keep lines as currently exist.
- Limit use to tennis.
- Refine daily hours of play.
- Bringing their own net.
- Other / No value



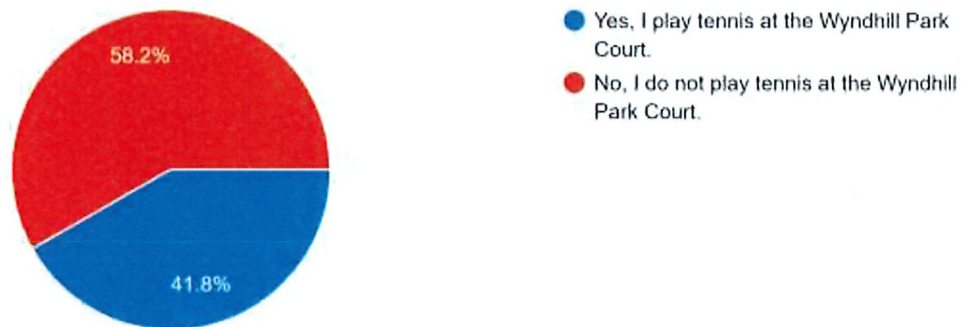
1. Are you aware of the temporary Pickleball lines on the Wyndhill Park tennis courts?

67 responses



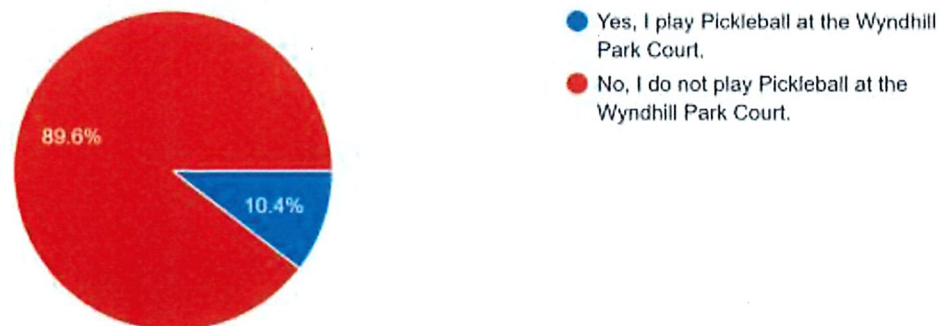
2. Do you play tennis at the Wyndhill Park Court?

67 responses



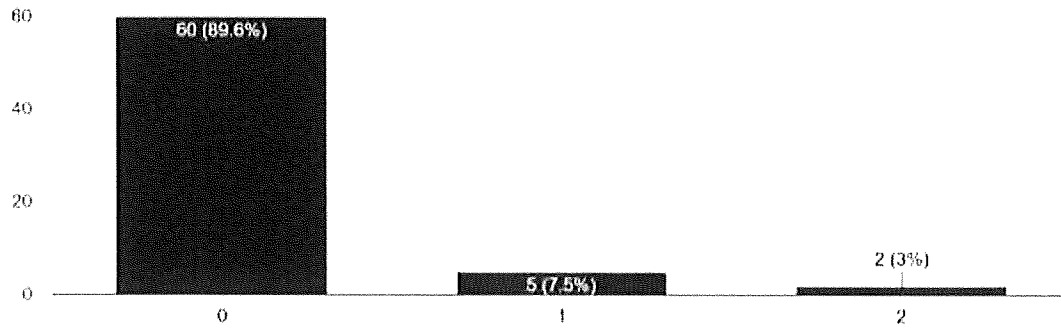
3. Do you play Pickleball at the Wyndhill Park Court?

67 responses



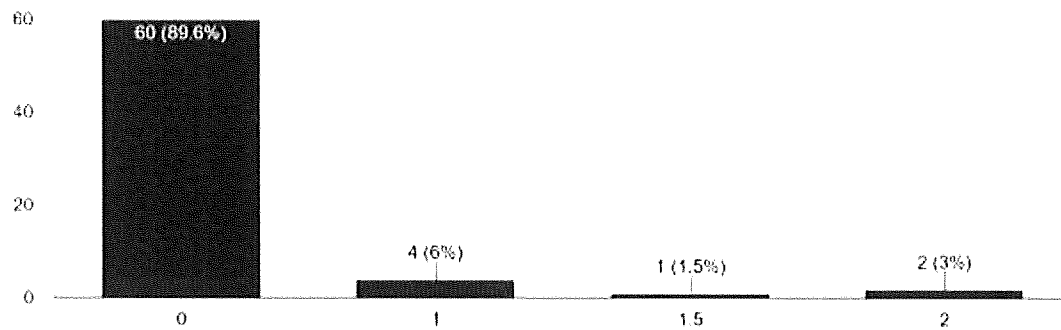
3A. If you answered yes to playing Pickleball, how many days per week do you play at the Wyndhill Park court?

67 responses



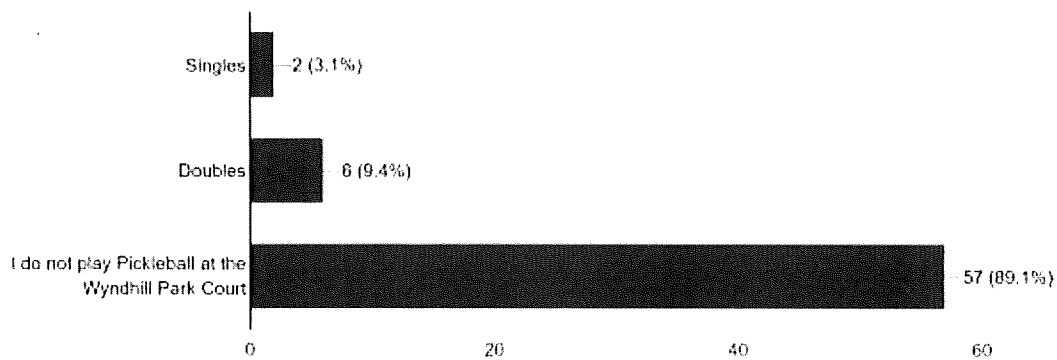
3B. How many hours per day do you do you play at the Wyndhill Park court?

67 responses



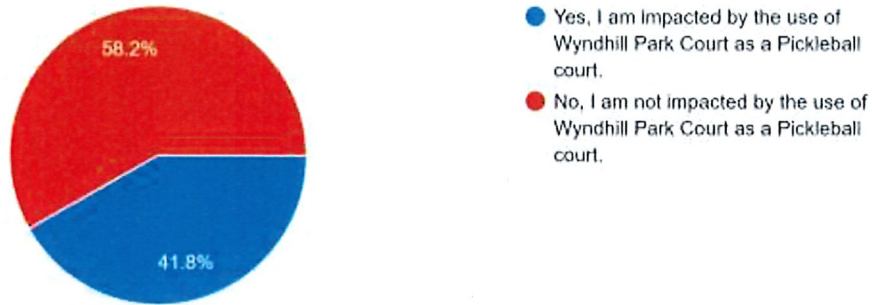
3D. How many people do you play with at the Wyndhill Park court? (Select all that apply)

64 responses



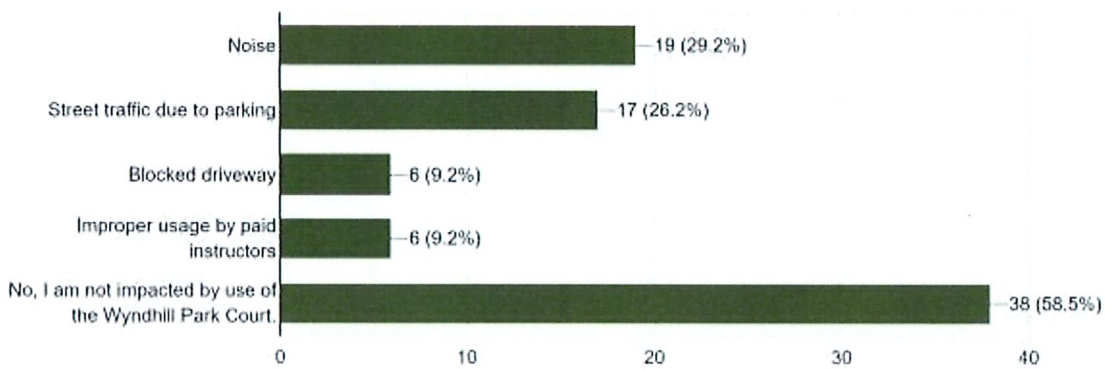
4. Are you or your property impacted by the use of Wyndhill Park Court as a Pickleball court?

67 responses



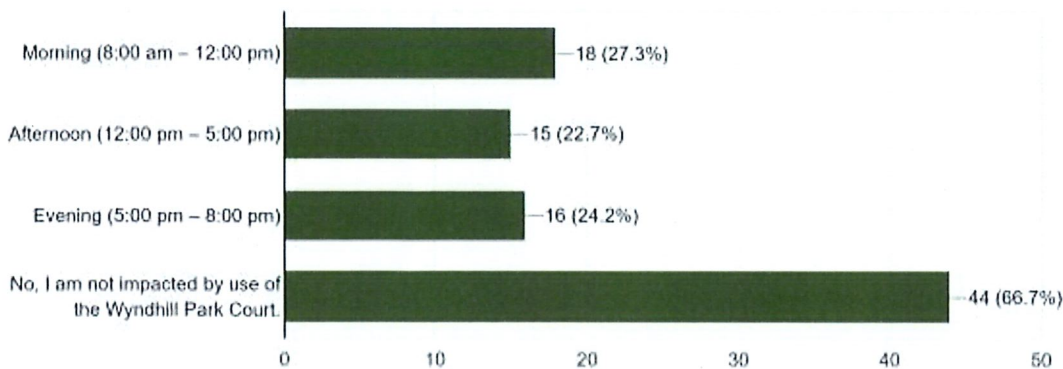
4A. If you answered yes to experiencing impacts from usage, please indicate the impacts that apply to you (select all that apply)

65 responses



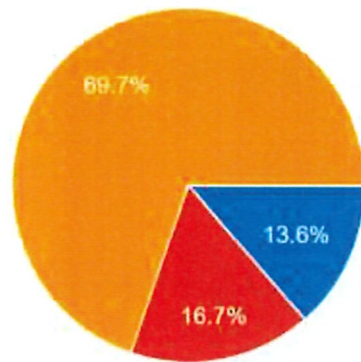
4B. If you responded that you are experiencing noise impacts, please indicate the time of day that you are impacted (select all that apply)

66 responses



4C. If you responded that you are experiencing noise impacts, if you work from home, please indicate if the noise impacts your employment.

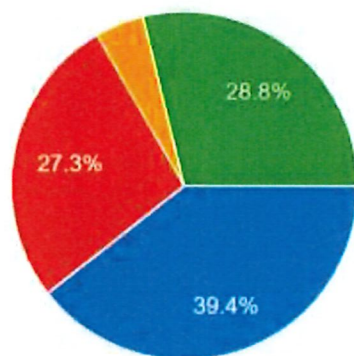
66 responses



- Yes, the noise impacts my work from home.
- No, it does not impact work from home.
- No, I am not impacted by use of the Wyndhill Park Court.

5. Please select the below statement that aligns most with your opinion:

66 responses



- I would like to see the Pickleball lines at Wyndhill Park remain for permanent usage as currently exists.
- I would like to see the Pickleball lines at Wyndhill Park remain for permanent usage with time limitations implemented.
- I would like to see the Pickleball lines at Wyndhill Park remain for permanent usage.
- I would like to see the Pickleball lines at Wyndhill Park removed and limit use to other activities.

RESOLUTION NO.

A RESOLUTION RECOGNIZING JULY 21, 2023 AS PARKS AND RECREATION PROFESSIONALS DAY IN SPRINGFIELD TOWNSHIP

WHEREAS, Parks and Recreation professionals promote physical, emotional and mental health and wellness through organized and self-directed fitness, play, and activity; and

WHEREAS, Parks and Recreation professionals support the economic vitality of communities by providing frontline jobs, childcare for the essential work force and promoting community revitalization; and

WHEREAS, Parks and Recreation professionals create memorable experiences through engaging virtual and physically distanced programs, dynamic online events and new learning opportunities designed to keep families active while stay-at-home orders are in place and beyond; and

WHEREAS, Parks and Recreation professionals foster social cohesiveness in communities by celebrating diversity, providing spaces to come together peacefully, modeling compassion, promoting social equity, connecting social networks, and ensuring all people have access to its benefits; and

WHEREAS, Parks and Recreation professionals support human development and endless learning opportunities that foster social, intellectual, physical and emotional growth in people of all ages and abilities; and

WHEREAS, Parks and Recreation professionals strengthen community identity by providing facilities and services that reflect and celebrate community character, heritage, culture, history, aesthetics and landscape; and

WHEREAS, Parks and Recreation professionals facilitate community problem and issue resolution by providing safe spaces to come together peacefully and facilitating conversations and services in order that our communities may heal both physically and emotionally; and

WHEREAS, Parks and Recreation professionals sustain and steward our natural resources by protecting habitats and open space, connecting people to nature, and promoting the ecological function of parkland; and

WHEREAS, Parks and Recreation professionals support safe, vibrant, attractive, progressive communities that make life better through positive alternatives offered in their recreational opportunities; and

WHEREAS, the Board of Commissioners of Springfield Township supports the skilled work of parks and recreation professionals to strengthen community cohesion and resiliency, connect people with nature and each other, and provide opportunities for healthful living, social equity and environmental sustainability; and

WHEREAS, the Board of Commissioners of Springfield Township values the essential services that parks and recreation professionals and volunteers perform to provide recreational and developmental enrichment for our children, youth, adults and seniors; and to ensure our parks and recreational facilities are clean, safe, and ready to use.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners hereby proclaim July 21, 2023 as “Pennsylvania Park and Recreation Professionals Day” in Springfield Township, Montgomery County.

ADOPTED by the Board of Commissioners of Springfield Township, Montgomery County, Pennsylvania, this 12th day of July, 2023.

**BOARD OF COMMISSIONERS OF
SPRINGFIELD TOWNSHIP**

James M. Lee, President

ATTEST:

A. Michael Taylor, Secretary



SPRINGFIELD TOWNSHIP

Montgomery County, Pennsylvania

1510 Paper Mill Road, Wyndmoor, PA 19038

www.springfieldmontco.org

FOR IMMEDIATE RELEASE

Contact: Emily Baiada
Springfield Township
ebaiada@springfieldmontco.org
215-836-7600

Celebrate Park and Recreation Professionals Day in Springfield Township

Wyndmoor, PA – Every July we celebrate Park and Recreation Month across the nation. Here in Pennsylvania, in partnership with the Pennsylvania Recreation and Park Society, we honor the men and women who work tirelessly throughout the state to provide the parks and recreation programs and facilities that we enjoy every day.

The COVID-19 pandemic highlighted just how important local parks are to their communities. Join Springfield Township in celebrating PARK AND RECREATION PROFESSIONALS DAY on Friday, July 16 to honor those who plan, provide, and operate our parks, trails, programs and facilities for all our citizens, and thank the essential workers who kept parks open throughout the pandemic.

To celebrate Park and Recreation Professionals Day and honor your local parks and recreation providers, make a plan to visit a local park or recreation facility on July 16. Take the time to thank a programmer, manager, maintainer, landscaper, facilitator, lifeguard, coach, event organizer, or caretaker, and tell them what parks mean to you.

To learn more about this day, visit <https://www.springfieldmontco.org/> and www.prps.org/parkrecday. If you love parks and support your local professionals, share the love on social media channels using the hashtag #ParkandRecDay.

About Springfield Township Parks and Recreation

The mission of the Springfield Township Parks and Recreation Department is to enrich the quality of life by providing year-round leisure opportunities through diverse recreation activities, parks, and facilities that promote health, wellness and education inclusive of all residents of Springfield Township.

About the Pennsylvania Recreation and Park Society (PRPS)

The Pennsylvania Recreation and Park Society (PRPS) is the principal statewide association providing professional development, leadership, advocacy and resources for those working and volunteering in the parks and recreation field.