

WEST NOTTINGHAM TOWNSHIP
Amish School Conditional Use Hearing Minutes
June 15, 2010

Chairman Eric Todd opened the Conditional Use Hearing for the application of David Stoltzfoos for an Amish school at 7:31 p.m. He turned the hearing over to the Solicitor Eugene Twardowski to begin the proceedings.

The following were in attendance: Eric Todd, Patricia Vail, Gerald Cox, Candace Miller, Cynthia King, Dorothy Hays, John Hays, Carolyn Sacks, Ben Sacks, Benuel Stoltzfus, David Stoltzfoos, Sam Stoltzfus, and Isaac Ebersol.

PUBLIC HEARING

Mr. Twardowski presented the township exhibits which consisted of the application submitted by David Stoltzfoos to allow an institutional use on Tax Parcel 68-05-0026 located at the crossroads of Lees Bridge Road and Freemont Road. The following is a list of the Township Exhibits entered into evidence:

1. Conditional Use Application including the following: map of tax parcel; sketch of existing buildings and structures on property with location of school house indicated; lease; and application for privies approval.
2. Proof of Publication from the Daily Local News.
3. Verification of posting on the property by the road master; verification of posting of township building by secretary; and the notice that was posted.
4. Verification of mailing to adjacent property owners by secretary.
5. Adjacent property owner's list for mailing.
6. Letter sent to applicant regarding the hearing date and time.

Mr. Stoltzfoos was present and there were no other parties of interest at the hearing. It was noted that the lease period for the land was 99-years. The plot of land that the proposed school will be built on is 250 ft x 175 ft. The dimensions of the school are 30 ft x 34 ft and it will sit 143 feet from one lot line and 30 feet from the other side. The school will be wooden framed, shingle roof and siding. There will be 2 privies that will serve approximately 20-35 children who will walk or be driven to school during the school year. Mr. Twardowski entered the following Applicant Exhibits into evidence:

1. Building permit plans
2. Permit application for privies (Health Department)
3. Exemption from plumbing and electrical (BCO)

After hearing testimony and reviewing the exhibits presented by the township and the applicant, the Board recessed the hearing at 7:51 p.m. to deliberate. The hearing was reconvened at 7:55 p.m.

The conditions set by the Board for conditional use approval are as follows:

1. The size of the lot on the lease and building cannot vary.
2. The building and privies must comply with all township ordinances and the Uniform Construction Code.
3. If the school use ceases, it cannot be used for any other use.

4. The existing driveway will be used to access the school. No new driveway will be permitted.

Mr. Twardowski asked the applicant if he was willing to accept the conditions set by the Board. Mr. Stoltzfoos' agreed.

Mrs. Vail moved to grant approval for the conditional use application of David Stoltzfoos with conditions set by the Board of Supervisors. Mr. Cox seconded the motion. Motion carried unanimously.

Mr. Cox moved to close the hearing at 7:58 p.m. Mrs. Vail seconded the motion. Motion carried unanimously.

Respectfully Submitted,

Candace Miller
Secretary/Treasurer