

**MOUNT POCONO PLANNING COMMISSION
REGULAR MEETING MINUTES
WEDNESDAY, OCTOBER 17, 2018
7:00 P.M.**

Chairman K. Kirkwood opened the Regular Meeting at 7:05 P.M. with the following members present: Vice Chair R. Dorkoski, Commissioners V. Misuraca; N. DeLano; M. Penn; and, H. Velasco. Also, present were Solicitor H. C. Connor; Zoning/ Codes Enforcement Officer D. Noonan; and, Planning Commission Recording Secretary D. Jackowski.

Commissioner B. Harper and Borough Engineer C. Niclaus were absent.

Representing Borough Council was Councilmembers D. Casole.

APPROVAL OF MINUTES

Vice Chair R. Dorkoski moved to accept the Regular Meeting minutes of Wednesday, September 19, 2018, as presented. Commissioner V. Misuraca seconded. Motion carried unanimously.

SUBMISSIONS

None

OLD BUSINESS

Proposed Fireworks/ Noise Ordinance Review

Upon the start of reviewing the proposed Fireworks Ordinance, Solicitor H. C. Connor stated that Pennsylvania has taken the role of what is required in the statute regarding the regulation of fireworks.

Some of the questions that were asked were: would more stringent requirements needed; who will enforce; and, would Regional Police be willing to enforce such an Ordinance.

Commissioner M. Penn stated that now that he is the Mayor of the Borough and being on the Police Commission, he will bring it up at the next Police Commission meeting.

The discussion continued that the State statute states that consumer fireworks cannot be discharged within 150 feet of an occupied structure and that setbacks may be required. It was agreed that setback requirements would not be needed if the discharged restricted area would be increased to 200 feet. It was noted that fireworks would not be allowed in most of the Borough as it is a more urban area.

Commission H. Velasco noted that the State statute did not have any time restrictions.

The Planning Commission was reviewing the Fireworks Ordinance of Abbottstown Borough and found it very well done and would like to use it as a template. The only changes that they would change/ include were to change from 150 feet to 200 feet of an

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occupied structure to discharge fireworks and to add that New Year's Eve, fireworks would be allowed from 11:30 P.M. to 12:30 A.M. It was agreed that the Planning Commission Recording Secretary will make the changes/ additions and would be discussed the next time the Planning Commission would meet.

An Ordinance for noise/ nuisance was discussed and it was agreed that this Ordinance should be separate from the Fireworks Ordinance and to be reviewed at a later time.

NEW BUSINESS

None

DISCUSSION

Planning Commission Recording Secretary D. Jackowski noted that the next Planning Commission meeting is scheduled for November 21st, day before Thanksgiving, and asked the Planning Commission if they would consider meeting on another date. She stated that it doesn't look like there would be a submission for next the meeting and suggested a work session for November 14th.

It was agreed that if a submission comes in the November 14th work session would be changed to a regular meeting.

PROJECT UPDATES

It was noted that when the Hardee's project comes back it would be as a conditional use and would most likely ask for some type of relief with regards to the parking spaces required.

LIAISON REPORTS

Borough Council

Councilmember D. Casole reported that Borough Council at its last regular meeting accepted the Hardee's sketch plan and that the Hirshland project received the time extension that was recommended by the Planning Commission. The Hirshland representatives agreed to the sidewalks to be placed partially on SR 940 for pedestrian safety. She noted that the Sign Ordinance was amended. She stated that Borough Council held a work session in which the Permit and Fee Schedule was discussed, tent definition to be defined more clearly and the Bed and Breakfast Amendment was also discussed.

Zoning Hearing Board

None

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PUBLIC PARTICIPATION

There being no public participation and no further business coming before the Planning Commission, Commissioner V. Misuraca moved to adjourn at 8:15 P.M. Commissioner M. Penn seconded. Motion carried unanimously.

Respectfully submitted,

Diana Jackowski
Planning Commission Recording Secretary

DRAFT