



**West Norriton Township
Work Session Agenda
May 4th, 2021
7:00 PM**

Join Zoom Meeting

<https://us02web.zoom.us/j/84929735939?pwd=WnAveWMwVVpjM2JtNnJBajZoMmdpdz09>

Meeting ID: 849 2973 5939

Passcode: 776820

1. **Call To Order And Pledge Of Allegiance**
2. **Discussion/Update On Status**
 - A. **COVID-19 Clinic**
 - B. **Zoning Re: Home Business**
 - C. **Viability Study Of Banquet Facility At JGC**
3. **Manager's Items**
 - A. **Consider Awarding Bid For 2021 Road Paving Project**
 - B. **Consider Awarding Re-Bid For Short Course At Jeffersonville Golf Club**
 - C. **Consider Adopting Resolution #21-1669 Supporting Bills Allowing Local Use Of Radar**

Documents:

[RESOLUTION - SUPPORTING BILLS ALLOWING LOCAL USE OF RADAR.PDF](#)

- D. **Consider Adopting Ordinance No 2021-751re: Amending Chapter 15 (Motor Vehicle) Parts 2 And 6 (Adding Signage And Roads For Markley Farms Phase I)**

Documents:

[ORDINANCE - STOP SIGNS MARKLEY.DOC](#)

- E. **Consider Authorizing Execution Of Stipulation And Order Of Settlement For Tax Assessment Appeal - 1650 Christopher Lane**

Documents:

[STIPULATION AND ORDER OF SETTLEMENT - 1650 CHRISTOPHER LANE.PDF](#)

F. Consider Approval Of Request For Handicapped Parking Spot @ 36 Centre Avenue

Documents:

[APPLICATION FOR HANDICAPPED PARKING - 36 CENTRE AVE.PDF](#)

4. Commissioner Liaison Committee Reports

5. Public Comment

- a. Recognize individuals that are taxpayers or residents of West Norriton Township wishing to offer comment.
- b. Require the name and address of such persons wishing to comment.
- c. Permit each individual at minimum one (1) opportunity to speak. The President may require an individual who has already spoken to wait until all others wishing to speak have had the opportunity before permitting an additional opportunity to speak. Once all others have had the opportunity to speak, the President shall determine whether time would allow for additional comment from the individual wishing to speak. Such a determination shall be based solely on the factor of time and shall not be based on the content or viewpoint of the particular individual(s) seeking additional opportunity to speak.
- d. Provide for a five (5) minute maximum for each individual to offer public comment. There shall be no ceding or assigning of time. In no case shall a time limit of fewer than two (2) minutes be designated. It may be requested that a spokesperson from a group address the Board of Commissioners.
- e. Preserve order by prohibiting disruptive conduct including, but not limited to, speaking by any person who is not, at that time, taking part in public comment.

To submit written Public Comment to the Board, please [CLICK HERE](#)

6. Meeting Dates

A. Environmental Advisory Council (EAC) - May 5th @ 7:00 PM

Join Zoom Meeting
[HTTPS://US02WEB.ZOOM.US/J/83484722955?](https://us02web.zoom.us/j/83484722955?pwd=CNRZVFNRZEIRNK8VLZI4TXPXM1ZWQT09)
[PWD=CNRZVFNRZEIRNK8VLZI4TXPXM1ZWQT09](https://us02web.zoom.us/j/83484722955?pwd=CNRZVFNRZEIRNK8VLZI4TXPXM1ZWQT09)
Meeting ID: 834 8472 2955
Passcode: 074852

B. Planning Commission - May 17th @ 7:00 PM Re: Traffic Revitalization Updates

C. Zoning Hearing Board - None

D. Human Relations Commission - May 27th @ 7:00 PM

Join Zoom Meeting
[HTTPS://US02WEB.ZOOM.US/J/83050793980?](https://us02web.zoom.us/j/83050793980?pwd=NFMYALJDBWLOVLM2Y2FPT01VVUQUQT09)
[PWD=NFMYALJDBWLOVLM2Y2FPT01VVUQUQT09](https://us02web.zoom.us/j/83050793980?pwd=NFMYALJDBWLOVLM2Y2FPT01VVUQUQT09)
Meeting ID: 830 5079 3980
Passcode: 983158

7. Adjournment

www.westnorritontwp.org

**WEST NORRITON TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

RESOLUTION #21-1669

**A RESOLUTION BY THE WEST NORRITON TOWNSHIP BOARD OF
COMMISSIONERS SUPPORTING HOUSE BILL 606 AND SENATE BILL 419
ALLOWING LOCAL USE OF RADAR**

Whereas, public safety is one of the primary functions of municipal government; and

Whereas, motorists traveling at excessive speeds is a public safety concern; and

Whereas, driving in excess of the posted speed-limit is a violation of law; and

Whereas, speeding motorists on local roads is one of the most common safety concerns voiced by constituents to local elected officials; and

Whereas, municipal police are not authorized to use radar and LIDAR, the speed-timing tools used by the State Police including on the local roads they patrol; and

Whereas, Pennsylvania is the only state in the nation that prohibits municipal police from using radar and LIDAR which are considered the safest, most efficient, and most economical speed-timing devices; and

Whereas, the National Highway Traffic Safety Administration reported that nationally in 2018 85% of all speeding-related traffic fatalities occurred on local roads where posted speeds are 55 miles or less per hour; and

Whereas, Pennsylvania has the distinction as one of the states with the worst record for speeding-related fatalities based upon statistics compiled by the National Highway Traffic Safety Administration for 2018. Additionally, Pennsylvania had the 3rd highest number of speeding-related fatalities and the yct highest number of speeding-related fatalities on local roadways in the country; and

Whereas, it is a falsehood that municipalities will use these devices to generate local revenue as a municipality receives only a small portion of the base fine which does not cover the personnel costs of using these devices.

Therefore, be it resolved, for the reasons stated above, the Township of West Norriton urges the General Assembly to authorize the local use of radar.

Be it further resolved, the governing body of West Norriton Township urges its citizens who support local use of radar and LIDAR to contact Representative Nancy Guentz and Senator Maria Collett and express support for passage of House Bill 606 and Senate Bill 419.

DULY PRESENTED AND ADOPTED by the Board of Commissioners of West Norriton Township, Montgomery County, Pennsylvania, this day of May, 2021.

Attest:

WEST NORRITON TOWNSHIP
BOARD OF COMMISSIONERS

Jason Bobst, Manager/Secretary

By: _____
Martin Miller, President

**WEST NORRITON
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2021-751

**AN ORDINANCE OF WEST NORRITON TOWNSHIP, MONTGOMERY COUNTY
PENNSYLVANIA, AMENDING THE CODE OF ORDINANCES OF WEST NORRITON
TOWNSHIP, CHAPTER 15, PART 2, TO ESTABLISH ADDITIONAL MAXIMUM
SPEED LIMITS AND STOP INTERSECTIONS, PART 6, TO DESIGNATE
ADDITIONAL SNOW EMERGENCY ROUTES, AND APPENDIX H TO ADD THE
THREE RECENTLY DEDICATED STREETS TO THE TOWNSHIP’S CODE;
PROVIDING A SEVERABILITY CLAUSE; A REPEALER;
AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the First Class Township Code Sections 2327 and 2328, vests the Board of Commissioners of West Norriton Township with the authority to regulate parking and traffic signals; and

WHEREAS, West Norriton Township Code of Ordinances, Chapter 15, Part 2 prescribes current regulations regarding traffic regulations and Part 6 prescribes certain regulations regarding snow emergency routes; and

WHEREAS, the Board of Commissioners desires to protect the safety, health and welfare of the residents of West Norriton by preserving the livability and desirability of its neighborhoods;

WHEREAS, the Board of Commissioners have recently accepted dedication of three streets, Dorie Drive, Ronald Drive, and Worthington Circle, as part of the Markley Farms development that are not currently included in the Township’s regulations;

NOW, THEREFORE, be it, and it is hereby **ORDAINED** by the West Norriton Township Board of Commissioners, and it is hereby **ENACTED** and **ORDAINED** by authority of same as follows:

SECTION 1: The West Norriton Township Code of Ordinances Chapter 15, titled “Motor Vehicles and Traffic” Part 2, titled “Traffic Regulations” Section 15-201, titled “Maximum Speed Limits Established on Certain Streets” subsection 1 shall be amended to add the following entries and insert them alphabetically to the list:

Street	Between	Maximum Speed Limit
Dorie Drive	Oakland Drive and Worthington Circle	25 mph
Ronald Drive	Dorie Drive and Worthington Circle	25 mph
Worthington Circle	Oakland Drive and cul-de-sac	25 mph

SECTION 2: The West Norriton Township Code of Ordinances Chapter 15, titled “ Motor Vehicles and Traffic” Part 2, titled “Traffic Regulations” Section 15-214, titled “Stop Intersections Established” subsection 1 shall be amended to add the following entries and insert them alphabetically to the list:

Stop Street	Intersecting or Through Street	Direction of Travel
Dorie Drive	Oakland Drive	North
Dorie Drive	Worthington Circle	West
Ronald Drive	Dorie Drive	East
Ronald Drive	Worthington Circle	West

SECTION 3: The West Norriton Township Code of Ordinances Chapter 15, titled “ Motor Vehicles and Traffic” Part 6, titled “Snow and Ice Emergency” Section 15-603, titled “Snow Emergency Routes Designated”, subsection 1 shall be amended to add the following entry and be inserted alphabetically to the list:

Street	Side	Between
Worthington Circle		Cul-de-sac

SECTION 4: The West Norriton Township Code of Ordinances Appendix H, titled “Streets and Sidewalks” subsection 101 shall be amended to add the following entries and insert them alphabetically to the list:

Name	Activity	Location	Ord/Res.	Date
Dorie Drive	Accept	Markley Farms	21-1667	3/9/2021
Ronald Drive	Accept	Markley Farms	21-1667	3/9/2021
Worthington Circle	Accept	Markley Farms	21-1667	3/9/2021

SECTION 5: SEVERABILITY.

The terms, conditions and provisions of this Ordinance are hereby declared to be severable, and should any portion, part or provision of this Ordinance be found by a court of competent jurisdiction to be invalid, unenforceable or unconstitutional, West Norriton Township Board of Commissioners hereby declares its intent that the Ordinance shall have been enacted without regard to the invalid, unenforceable, or unconstitutional portion, part or provision of this Ordinance.

SECTION 6: REPEALER.

Any and all other Ordinances or parts of Ordinances in conflict with the terms, conditions and provisions of this Ordinance are hereby repealed to the extent of such irreconcilable conflict.

SECTION 7: EFFECTIVE DATE.

This Ordinance and the amendment contained herein shall be effective five (5) days after enactment.

ORDAINED AND ENACTED, by the Board of Commissioners of West Norriton Township,
Montgomery County, Pennsylvania, this 11th day of May 2021.

ATTEST:

WEST NORRITON TOWNSHIP
BOARD OF COMMISSIONERS:

Jason Bobst, Township Manager

By: _____
Martin Miller, President

RUDOLPH CLARKE, LLC
By: Alexander M. Glassman, Esquire
Attorney Identification No. 314530
By: Michael L. Barbiero, Esquire
Attorney Identification No. 82933
7 Neshaminy Interplex, Suite 200
Trevose, PA 19053
(215) 633-1890

ATTORNEYS FOR NORRISTOWN
AREA SCHOOL DISTRICT

IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA
CIVIL ACTION

NORRISTOWN AREA SCHOOL DISTRICT	:	No.: 2019-26380
Appellant	:	
v.	:	
MONTGOMERY COUNTY	:	PARCEL #: 63-00-01234-00-8
BOARD OF ASSESSMENT APPEALS and	:	
DAVID HASHAGEN	:	
Appellees	:	

STIPULATION AND ORDER OF SETTLEMENT

It is hereby **STIPULATED AND AGREED** by the NORRISTOWN AREA SCHOOL DISTRICT BOARD OF SCHOOL DIRECTORS, SAMANTHA MAGEE, ESQUIRE, Counsel for Board of Assessment, DANIEL GRIESER, ESQUIRE, Counsel for West Norriton Township; BRIAN O. PHILLIPS, ESQUIRE, Solicitor for Montgomery County; and DAVID HASHAGEN, Pro Se, Property Owner, that the **Tax Assessment Appeal** filed with the Court at No. **2019-26380** is hereby **Settled, Discontinued and Ended** based on the following agreements:

1. That effective January 1, 2020, for the West Norriton Township and Montgomery County taxes, and effective July 1, 2020 for Norristown Area School District taxes, the assessment of Parcel No. 63-00-01234-00-8, located in West Norriton Township, Montgomery County, Pennsylvania, shall be **increased** from one hundred forty nine thousand nine hundred twenty (149,920) to one hundred seventy eight thousand, three hundred twenty (178,320).

2. That effective January 1, 2021 and thereafter, for West Norriton Township and Montgomery County taxes, and effective July 1, 2021 and thereafter for Norristown Area School District taxes, the assessment of Parcel No. 63-00-01234-00-8, located in West Norriton Township, Montgomery County, Pennsylvania, shall be **increased** from one hundred forty nine thousand nine hundred twenty (149,920) to one hundred seventy eight thousand, three hundred twenty (178,320).
3. That based on the increase in assessments established by this Stipulation and Order of Settlement, all parties agree that the Taxing Authorities are entitled to receive underpayments.
4. If Taxpayer paid its taxes within the discount period for any of the tax years at issue in this appeal, then two percent shall be deducted from the amount of the calculated underpayment for that tax year. Conversely, if Taxpayer paid its taxes within the penalty period for any of the tax years at issue in this appeal, then ten percent shall be added to the amount of the calculated underpayment for that tax year.
5. That upon Court approval of this Stipulation and Order of Settlement, the Taxing Authorities shall forward bills, without interest, to the Taxpayer for the underpayments set forth in conjunction with this stipulation.
6. The parties acknowledge that this agreement does not limit the Montgomery County Board of Assessment Appeals' statutory authority to revise the assessment of the subject parcel as the result of a countywide reassessment, change in the subject property, or otherwise provided by applicable law. If there is a change in the assessment of the subject property made by the Montgomery County Board of Assessment Appeals, all parties shall have the right to appeal from that change as provided by law.

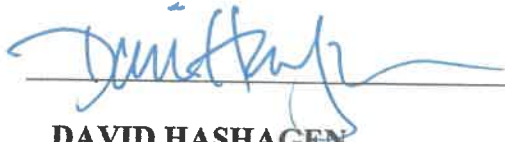
7. That the parties' agreement to settle is a compromise of existing matters. If there is any subsequent appeal filed by any party or successor in interest then the assessments agreed to herein are inadmissible in any other proceeding.

8. **That each party shall bear its own costs and attorneys' fees.**

9. That each attorney signing this Stipulation has obtained the appropriate authority from his/her client.

10. This appeal will be marked **Settled, Discontinued, and Ended** upon Court approval of this Stipulation.

(THE REMAINDER OF THIS PAGE IS LEFT INTENTIONALLY BLANK)



DAVID HASHAGEN
Property Owner, Pro Se

SHAE ASHE
President, Board of School Directors for
Norristown Area School District



SAMANTHA MAGEE, ESQUIRE
Attorney for Montgomery County
Board of Assessment Appeals

DANIEL GRIESER, ESQUIRE
Attorney for West Norriton Township



BRIAN O. PHILLIPS, ESQUIRE
Attorney for Montgomery County

APPROVED AND SO ORDERED: _____

Dated: _____

J.

Chief Kelly,

I have received the request from West Norriton Township resident, Vincent J. DeCarlo, at 36 Centre Avenue, regarding a disability parking space. Pennsylvania's Department of Transportation issued Mr. DeCarlo a Person with Disability Interim Parking Placard (P41137W) which expires on the last day of 03-24. Mr. DeCarlo's attending physician is Dr. Nilesh Patel with Millgrove Medical Center located at 2793 Egypt Road in Audubon, PA.

Mr. DeCarlo lives in the zero block of Centre Avenue which is between West Main Street (south) and West Marshall Street (north). Centre Avenue in this block is approximately .229 miles in length, .005 miles in width and allows travel in north and south directions. Permit parking is allowed on east and west sides of the street and there is no off street parking at his residence. A reserved residential parking space will not impact general safety of the zero hundred block of Centre Avenue nor will it impact traffic flow or neighboring properties. This parking space will assist Mr. DeCarlo with his disability.

I believe, based on the above information, Mr. DeCarlo meets the requirements of the Pennsylvania Motor Vehicle Code Section 3354 (d)(2) relating person with a disability and disabled veteran's. West Norriton Township code also states in Chapter 15 Motor Vehicles and Traffic, Part 2 Traffic Regulations, Section 221 Handicap Parking Zones Established; Parking Otherwise Prohibited " the West Norriton Commissioners shall establish by resolution certain handicap parking zones."

Currently in front of 36 Centre Avenue is a parking space reserved for person with a disability. That space was approved for Mr. DeCarlo's father in law, Nazzarene Ciabattoni, who is now deceased. If approval is granted for this parking space, two signs with Mr. DeCarlo's Person with Disability Interim Parking Placard (P41137W) need to be purchased. They can be placed in the parking space reserved for a person with a disability which is already located in front of his residence. If towing is to be enforced the sign must indicate any vehicles in violation of this section may be towed. (3354d2).

Respectfully,

Officer David Kovaleski
Traffic Safety Unit