

OFFICIAL MINUTES

The Regular Meeting of February 16, 2010 of Kennett Square Borough Council was called to order at 7:00 p.m. in the Red Clay Room of the Kennett Fire Company No. 1, 423 Dalmatian Street, Kennett Square, Pennsylvania with President David B. Miller in the Chair. Roll Call followed the Pledge of Allegiance. Present were:

President D. Miller
Council Member D. Maffei
Council Member E. Avello, Jr.
Council Member G. Bosley
Council Member J. Cocks
Council Member F. Walker
Manager B. Kucera

PUBLIC COMMENTS

Mr. John Thomas, 406 South Broad Street, stated that the Public Works Department worked hard and did a great job removing the snow. He suggested that the intersections be evaluated for site distance and noted that it will help if people would move their cars. Mr. Thomas questioned the financial impact of the snow storms.

The Manager advised that at this point in time we are over budget but not drastically.

POLICE DEPARTMENT REPORT

Chief of Police, Mr. Edward Zunino, reported that the volume of calls in January was slightly higher but there were none of a significant nature.

He added to his report the following incidents for January 2010:

- 129 Traffic Citations were issued.
- 80 Written Traffic Warnings.
- 20 Criminal Arrests.
- 6 DUI Arrests.
- Total of 677 calls.

CONSENT ITEMS

MINUTES of FEBRUARY 1 2010

President Miller presented the February 1, 2010 minutes for approval.

It was moved by Council Member Cocks and seconded by Council Member Walker to approve the minutes as presented. Motion carried unanimously.

BILLS

President Miller presented the bills to be paid February 16, 2010 and the bills that were paid since the last meeting for approval.

It was moved by Council Member Bosley and seconded by Council Member Maffei to approve the bills as presented. Motion carried unanimously.

HISTORICAL ARCHITECTURAL REVIEW BOARD (HARB)

President Miller advised that the Pennsylvania Historical and Museum Commission (PHMC) recommends that the Borough form a HARB. He then turned the meeting over to Council Member Maffei for further explanation.

Council Member Maffei stated that more detailed written information from the PHMC is in tonight's packet. Mr. Michel Lefevre of the PHMC evaluated the Borough, a Certified Local Government, in September 2009. As a result of this evaluation, Mr. Lefevre has recommended that the Borough does the following:

- Review its various historic preservation zoning ordinance amendments.
- Rescind those zoning ordinances amendments that are not in conformance with the state enabling law.
- Establish an ordinance based on the PA Historic District Act and apply to the PHMC to certify the Kennett Square Historic District as historically significant pursuant to the Act.
- Use the PHMC's model historic district ordinance as a guide.
- Dissolve the Architectural Review Board (ARB).
- Dissolve the Historical Commission (HC).
- Appoint a HARB with members from the dissolved ARB and HC.
- Adhere to the Kennett Square Historic District Design Guidelines.
- Submit the newly drafted Kennett Square Historic District Ordinance for PHMC review.
- The Borough enacts the Kennett Square Historic Ordinance.
- Submit an application for Historic District Act certification to the Bureau for Historic Preservation.
- Once the PHMC certifies the historical significance of the Kennett Square Historic District the Borough will be able to enforce its new historic district ordinance.

Council Member Maffei stated that the next step is to review the zoning ordinance.

The Manager advised that he will contact Mr. Lefevre to request an extension.

SPECIAL EVENT APPLICATION KENNETT HIGH SCHOOL HOMECOMING DAY PARADE

President Miller presented the special event application for the Kennett High School Homecoming Parade to be held on Saturday, October 16, 2010 from noon until 12:45 p.m. The parade will begin at the High School heading north on Broad Street, west on State Street, and south on Union Street returning to the school.

It was moved by Council Member Cocks and seconded by Council Member Bosley to approve special event application as presented. Motion carried unanimously.

PUBLIC COMMENTS

Mr. John Thomas, 406 South Broad Street, stated that he is totally amazed that the Borough would consider the generation of a HARB without obtaining answers. He added that he does not want this ordinance to lock us into something and encouraged Council to review the documents and present questions to the State.

Ms. Myra Miller, 301 Scarlett Avenue and Chairman of the Architectural Review Board, expressed her concern that if restrictions are lessened, then this may prove detrimental to the downtown area.

COUNCIL and MANAGER COMMENTS and ANNOUNCEMENTS

Council Member Maffei referred to the HARB stating that Council will do their due diligence to ensure the State's recommendations are right for us. The PMHC is not instructing us to change our zoning ordinance but to review it for conformance with state enabling laws.

Council Member Bosley thanked the Public Works Department for their fantastic job for the snow removal. He reported that a couple of the new Council Members attended training adding that he would like Council to consider videotaping the meetings, including the Planning Commission meetings.

President Miller reported the status of the Reorganization Ad Hoc Committee's schedule. In the beginning of March he and the Manager will visit a Malvern Council meeting and Council Members Avello and Maffei will visit a West Chester Council meeting.

ADJOURNMENT

It was moved by Council Member Cocks and seconded by Council Member Maffei to adjourn the meeting at 7:34 p.m. Motion carried unanimously.

Brant Kucera
Borough Manager