

NEWTOWN AREA JOINT ZONING COUNCIL

2203 Second Street Pike, Wrightstown, PA

Monthly Meeting, May 5, 2022

The Newtown Area Joint Zoning Council met on Thursday May 5, 2022 at Wrightstown Township.

Members present were Chester Pogonowski and Jane Magne (**) representing the Wrightstown Township Board of Supervisors; Thomas Cino and Yvette Taylor representing the Upper Makefield Township Board of Supervisors; John Mack and Elen Snyder representing the Newtown Township Board of Supervisors; Peggy Driscoll (**) representing the Newtown Planning Commission; Joseph Conroy representing the Wrightstown Planning Commission; Jerry Schenkman representing the law firm of Kilkenney Law, this year's Jointure solicitor; and Lisa Wolff and Jeremy Stoff representing The Bucks County Planning Commission. Members designed by (**) participated by Video Conference.

The meeting was called to order at 7:35 PM by Pogonowski. He announced that the meeting is being recorded for the purposes of writing the minutes. There were a number of audience members who had registered on Zoom and were attending virtually.

The following actions were taken:

- The minutes from the April 7 meeting were approved (with corrections concerning which townships had reviewed the Wireless Ordinance) by majority vote on motion by Cino and second by Magne.
- The treasurer's report was presented by Mack. The May report had an opening balance of \$16,492.21 as of 5/4/22. There were three (3) cleared checks totaling \$2774.83. There were two (2) payments of \$2495 to the BCPC and \$175 to Kilkenney. Final account balance was \$13,822.21. The report was approved on motion by Cino and second by Magne. A copy of the report is **attached**.

Solicitor's Report:

- Schenkman took the lead in reviewing ordinances.
- JMZO 2020-03 – Riding Academy Revisions. Proposed by Upper Makefield. Representatives UMT and WT had met in March. UMT hopes to have a new draft for the next meeting.
- JMZO-2022-01 – DAS (Distributed Antenna System) – Ordinance has been circulated to the Planning Commissions for review. The Wrightstown Supervisors have recommended approval. The Newtown and Upper Makefield Planning Commissions have made recommendations to their respective Boards. Awaiting recommendations by the Newtown and Upper Makefield Board of Supervisors.
- Electric Vehicle Charging Station. Schenkman reported that he has received draft ordinances from the BCPC for review. His firm has also written several ordinances in Montgomery County. Mack suggested that the JZC invite one of the applicants in Newtown to present information on charging stations to the council to educate council members on this topic. After considerable discussion, it was agreed to not invite anyone at this time to discuss the use.
- Jointure Agreement – A draft has been written and by Schenkman and provided for review.
- Bill Board Use – This was added to the agenda by the Chair so as not to lose track of this issue.
- While the DAS ordinance was not specifically on the agenda for review, there was some discussion on the merits of 5G. While council members were in agreement that their respective Boards of Supervisors were not in favor of installing 5G, The Jointure needs to have regulations in place to regulate the use. Currently, 5G providers in Pennsylvania are public utilities and can therefore install 5G service in any Right of Way without township approval.

Planner's Report:

- The drafts of the Comprehensive Plan have been distributed electronically. Hard copies were also available at this meeting for anyone requesting a copy.
- Questions were answered by Wolf and Stoff concerning the review process.
- Members of the JZC will download the Plan and review and provide proposed changes to Stoff by May 20. Stoff will collate the proposed changes for review and agreement at our June meeting.

Other Old Business:

- There is still a need to replace our secretary. Pogonowski will write minutes in the interim.

New Business:

- Mack asked that the E30 ordinance be codified into the JMZO. Pogonowski explained that the annual fee covers hosting the ordinance on the website and adding the New Laws to the system. Codification is a sperate action which is normally done annually, at an additional cost. Pogonowski has asked General Code to provide a cost estimate for the next meeting.

Off Line Projects

- Jointure History – Pogonowski is not ready to present.

Privilege of the Floor:

- None

Public Comment:

- Donna DeSanto Ott asked what is the process for posting and review of the ordinance and how the ordinance will address radiations into homes. Pogonowski explained the process which includes review by the individual townships until a clean document is obtained that can be advertised for adoption. Schenkman indicated that the Jointure is bound by the regulations set forth in PA Act 50. The draft ordinance tracks Act 50.

The next meeting will be held Thursday June 2, 2022 at 7:30 PM in Wrightstown Township (in person).

There being no further items for discussion, the meeting was adjourned at 9:01 PM on motion of Cino and second by Magne.

Respectfully submitted,

Chester Pogonowski, Chair

JZC Treasurer's Report

4-May-22

Current Bal as of 5/4/22 Online

\$16,492.21

ACCOUNT ACTIVITY LAST 30 DAYS

Date	Description	Debit	Credit
14-Apr-22	BCPC: Check 2019	\$ 340.00	
14-Apr-22	Kilkenney Law: Check 2020	\$ 627.66	
03-Mar-22	Grim, Biehn & Thatcher: Check 2021	\$ 1,807.17	
TOTAL		\$ 2,774.83	\$ -

OUTSTANDING PAYMENTS

Check Number	Payee	Check Date	Amount
2022	BCPC	4-May-22	\$ 2,495.00
2023	Kilkenney Law	4-May-22	\$ 175.00
TOTAL			\$ 2,670.00

OUTSTANDING DEPOSITS

Deposit Date	Amount
	\$ -

Updated Balance Going Forward

\$13,822.21

OUTSTANDING (UNPAID) INVOICES

INV#	Vendor	Invoice Date	Amount
			\$ -
TOTAL			\$ -

Prepared by John Mack