

MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF SEPTEMBER 22, 2010

The meeting of September 22, 2010, was called to order at 6:31 p.m. by Chairman Dinsmore with the Pledge of Allegiance to the Flag. Those present were: William L. Dinsmore, Chairman (WD), Larry H. Grimm, Vice-Chairman (LG), Arden B. McCartney, Supervisor (AM) was absent, William A. Johnson, Solicitor (WJ), Larry Chome, Zoning Officer (LC) was absent, Mary Ann Stevenson, Manager/Secretary (MS), and those citizens listed on the attached sheet.

Public Comments:

1.) Attorney Peter Darragh (PD) on behalf of Mr. Rick Walsh (Tri-State Mgmt.) regarding the Haunted House proposal. PD filled in for Mr. Walsh who was called out of town. He explained that Mr. Walsh was planning on turning the house next to the Subway into a Haunted House Attraction / Special Event during the Apple Festival and the month of October. This would be an event with actors and skits and people would walk through the house and it would be decorated in a Halloween theme. Originally he was going to tear the house down but decided to keep it as a heritage building in the community. PD added that if this goes well they might do something similar for Christmas. PD stated that this type of event is regulated under the Dept. of Agriculture and they are complying with their requests and they have also met with HMT to address some safety concerns (exit signs and closing off the 2nd floor) and those have been taken care of. He added that Mr. Walsh has a million dollars of insurance and has been added to the Fire Depts. insurance as well. PD stated that they are requesting approval for a special event amusement permit tonight in order to open the weekend of Sept. 25th, then the next several weekends ending with opening the 2 full weeks leading up to Halloween. PD stated that Mr. Walsh is very involved with the community and has donated to a lot of Township organizations and that a fee will be charged to gain access to the attraction but that 25% of the revenue during the weekend of the Apple Festival will be donated to the Fire Dept. LG stated that he has no problem with the concept but he's not sure that the Supervisors have anything to do with permits and he was told that there are issues with trying to get an occupancy permit and passing building inspections and possible Township liability. WJ stated that there wouldn't be any liability on the Townships part. WJ added that this is an allowed use in the B1 District but that there is the UCC to deal with and state requirements. PD stated that he feels they would be exempt from these requirements because they are a temporary event that is regulated under the Haunted House Attraction section of the Dept. of Agriculture. WJ stated this needed further research. WD stated that HMT's concerns were based off of the need for engineered drawings and passing inspections under the UCC. PD stated that as a temporary event they would fall under an exemption to the UCC. WD stated his concerns were over the short notice to open and various items needing addressed including parking. MS asked about ADA compliance and PD stated it is not compliant but being a temporary event and not permanent they would be exempt but if this was successful and made permanent and then they would become complaint. It was determined that this is not an issue for the BOS as they do not issue permits and that this event would not open this weekend due to unanswered questions. PD stated they have one more week before the Apple Festival and that he will work directly with WJ to try to get these issues resolved. He thanked the board for their time.

Reports

The following reports, if any, were submitted for the Board's review and are on file at the Municipal Office:

- Zoning Officer's Report – Since last meeting
- Public Safety Report – 8/24/10 – 9/21/10
- Public Works Report – 8/26/10 – 9/22/10
- Planning Commission Minutes – 9/13/10
- Parks & Recreation Minutes – None
- Municipal Authority Minutes – None
- Midway Sewage Minutes – 8/3/10
- Cross Creek Valley Region Minutes – None
- Washington County Sewage Council Report - None
- MPT Volunteer Fire Dept. Report - August 2010
- Treasurer's Report - August 2010

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- Correspondence for the period of - 8/25/10 – 9/21/10

▶ LG motioned to accept the reports as given and WD seconded the motion. The motion carried unanimously.

Action Items:

1. **Bills:** LG motioned authorize the payment of the invoices for the period of 8/25/10 – 9/21/10 as presented and WD seconded the motion. The motion carried unanimously.
2. **Minutes:** LG motioned to adopt the minutes of the August 25, 2010 regular board meeting and WD seconded the motion. The motion carried unanimously.
3. **Walter & Margaret Herbst Subdivision #1:** Dave Descutner (DD), MPT Planning Commission Member presented the Herbst Subdivision, Walnut Rd. *See attached notes.* DD stated that HMT has recommended a few changes to the drawing and that the MPT Planning Commission approved it contingent upon those changes being made. LG motioned to approve the Herbst Subdivision #1, Walnut Rd., contingent upon HMT's changed being made and WD seconded the motion. The motion carried unanimously.
4. **Marlene K. Grose Subdivision #1:** DD presented the Grose Subdivision, 29 Main St. *See attached notes.* DD stated that HMT has recommended a few changes to the drawing and that the changes have been made and the MPT Planning Commission recommends approval. LG motioned to approve the Grose Subdivision #1, 29 Main St. and WD seconded the motion. The motion carried unanimously.
5. **Diloreto/Carter Subdivision #1:** DD presented the Diloreto/Carter Subdivision, Gilbert Lane. *See attached notes.* DD stated that HMT has recommended a few changes to the drawing and that the MPT Planning Commission approved it contingent upon those changes being made. LG motioned to approve the Diloreto/Carter Subdivision #1, Gilbert Lane, contingent upon HMT's changed being made and WD seconded the motion. The motion carried unanimously.
6. **Parks & Rec. Board Appointment:** LG motioned to appoint Fred McGivern to the Parks & Recreation Board to fulfill Stephanie Hallowich's term through 12/31/10 and WD seconded the motion. The motion carried unanimously.
7. **2011 Pension MMO:** WD motioned to accept and approve the 2011 Minimum Municipal Obligation (MMO) for the MPT Pension Plan in accordance with the regulations of Act 205 in the amount of \$39,226 and LG seconded the motion. The motion carried unanimously.
8. **Trick or Treat:** LG motioned to set the 2010 Trick or Treat hours as Sunday, October 31st from 6 pm – 7:30 pm and WD seconded the motion. The motion carried unanimously.

Discussion Items: *(board members may elect to discuss items presented to them since the last meeting)*

WD asked George Yonker who was present at this meeting and is on the Municipal Authority if there were any updates on sewage to report. Mr. Yonker stated that the Townships Act 537 Plan has been approved but of course the issue is funding and there isn't any money available right now.

Unfinished Business: None.

Adjournment: WD motioned to adjourn the meeting at 8:01 pm and LG seconded the motion. The motion carried unanimously.

Respectfully submitted,

Mary Ann Stevenson
Township Secretary
Mount Pleasant Township
Board of Supervisors