

KUTZTOWN BOROUGH COUNCIL MEETING MINUTES

Kutztown Borough, Maxatawny Township, Lyons Borough

Advertised Joint Meeting and Public Hearing

Draft Joint Comprehensive Plan

Thursday, May 29, 2008

Present: Malcolm Eidle, Edwin Seyler, James Schlegel, Mark Gangewere, Borough Solicitor Keith Mooney

A meeting of the Kutztown Borough Council was called to order by President Malcolm Eidle at 7:30 p.m. at the Maxatawny Township Municipal Building. Councilman Edwin Seyler made a motion to adopt by resolution, the Draft Kutztown, Maxatawny, Lyons Joint Comprehensive Plan. The motion was seconded by Councilman James Schlegel. President Eidle called for a vote on the motion. The motion to adopt the following resolution passed unanimously:

RESOLUTION NO. 18-2008

A RESOLUTION OF THE BOROUGH OF KUTZTOWN, COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA, AMENDING AND RESTATING IN FULL THE EXISTING COMPREHENSIVE PLAN AND ADOPTING A REVISED COMPREHENSIVE PLAN FOR THE BOROUGH OF KUTZTOWN.

WHEREAS, said revised Comprehensive Plan is a Joint Comprehensive Plan which addresses land use and gross management within the Borough of Kutztown, the Borough of Lyons and Maxatawny Township;

WHEREAS, the Borough of Kutztown, the Borough of Lyons and the Township of Maxatawny have established a Joint Regional Planning Committee pursuant to the Pennsylvania Inter-Governmental Cooperation Act and the Municipalities Planning Code; and

WHEREAS, the aforementioned Joint Comprehensive Planning Committee has prepared a Multi-Municipal Comprehensive Plan for the Borough of Kutztown, the Borough of Lyons and Maxatawny Township; and

WHEREAS, it is the desire of the Borough of Kutztown to adopt said Multi-Municipal Comprehensive Plan.

NOW, THEREFORE, it is hereby resolved by the Council of the Borough of Kutztown, County of Berks, Commonwealth of Pennsylvania, and the existing Comprehensive Plan for the Borough of Kutztown adopted January 14, 1997, by Resolution 1-1997, is hereby amended and restated in its entirety by the Kutztown, Lyons

# 17661

and Maxatawny Joint Comprehensive Plan dated March, 2008 and prepared by Spotts, Stevens & McCoy, Inc., including the following fifteen (15) maps:

1. Agricultural Resources Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
2. Recently Approved + Proposed Subdivision + Land Development Map (2002-2004) Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
3. Base Map Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
4. Community Facilities and Recreation Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
5. Existing Land Use Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
6. Future Land Use Plan Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
7. Geologic Formations and Aquifers Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
8. Historical Resources Map Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
9. Natural Resources Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
10. Scenic Views/Viewshed Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
11. Existing and Proposed Sewer Facilities and Soil Suitability for On-Site Sewage Disposal Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
12. Transportation Map Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
13. Existing and Proposed Water Facilities Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan
14. Water Related Features Map Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan

15. Existing Zoning and Zoning of Land Adjacent to the Region Kutztown and Lyons Boroughs, and Maxatawny Township Joint Comprehensive Plan

The aforementioned fifteen maps are all part of the Kutztown, Lyons and Maxatawny Joint Comprehensive Plan that are set forth therein or attached via pocket parts. Furthermore, a complete copy of the Kutztown, Lyons and Maxatawny Joint Comprehensive Plan is attached hereto as Exhibit "A," in accordance with § 302(c) of the Pennsylvania Municipalities Planning Code.

DULY ADOPTED as a Resolution by the Council of the Borough of Kutztown, Berks County, Pennsylvania, in lawful session duly assembled this 29<sup>th</sup> day of May, 2008.

Councilman Edwin Seyler made a motion to adopt and approve the signing of the following ordinance to enter into an Intergovernmental Agreement with Maxatawny Township and Lyons Borough:

ORDINANCE NO. 5-2008

AN ORDINANCE OF THE BOROUGH OF KUTZTOWN, COUNTY OF BERKS, COMMONWEALTH OF PENNSYLVANIA, AMENDING CHAPTER 37, ARTICLE I OF THE CODE OF THE BOROUGH OF KUTZTOWN ENTITLED "INTER-GOVERNMENTAL AGREEMENTS" BY AMENDING SECTION 37-2 BY PROVIDING FOR A REVISED INTER-GOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE TOWNSHIP OF MAXATAWNY, THE BOROUGH OF LYONS AND THE BOROUGH OF KUTZTOWN AND BY PROVIDING FOR AMENDMENT OF THE SAME BY RESOLUTION.

Councilman Mark Gangewere seconded the motion. President Eidle called for a vote on the motion. The motion passed unanimously.

There being no further business, the meeting was closed.

Respectfully submitted,

Amended by,

Tammy M. Bond

Bonnie Bray