

**Mt. Joy Township  
Public Hearing**

**An Ordinance Amending The Code Of The Township Of Mount Joy, Adams County,  
Pennsylvania, To Repeal The Mount Joy Township Impact Fee Ordinance**

**Thursday, October 7, 2010**

**Meeting Minutes**

Present: Board Chairman - John Gormont; Supervisors - David Updyke, Gilbert Clark, Michael Gearhart, Robert Rhodes;  
Solicitor – Susan Smith, Esq.; Secretary/Treasurer - Susan Harbin

11 Number of Residents Signed Attendance Sheet for this meeting.

The Mount Joy Township Board of Supervisors met this date, as publicly advertised, at the Mount Joy Township Building located at 902 Hoffman Home Rd., Gettysburg, PA 17325.

Item/Topic	Discussion	Action/Resolution	Follow Up/ Date
Call to Order	Public Hearing Meeting, duly advertised, opened at 7:30 p.m.  Chairman John Gormont presiding.		
An Ordinance Amending The Code Of The Township Of Mount Joy, Adams County, Pennsylvania, To Repeal The Mount Joy Township Impact Fee Ordinance	Purpose of this ordinance is to repeal the Traffic Impact Fee Ordinance in its entirety. The ACT 209 Committee is recommending to the Board of Supervisors to dismantle the ACT 209 Impact Fees, repealing the Ordinance and all previously collected funds should be returned to the payor.		
Pubic Comments			
Speros Marinos	Owner of property located at 201 Civil War Lane,		

	Gettysburg. In reference to ACT 209, Mr. Marinos commented that his property has 289 ft of road frontage along Balto. Pike. He implies that the Traffic Impact Fee is an undue hardship on these property owners, suggesting that restrictions should not be placed on commercial growth for this high traffic area at the intersection of Rt. 97 and Rt.15.		
Public Comment Section	Closed, 7:37 pm	<b>Mr. Rhodes moved, seconded by Mr. Clark, to act on adopting the Ordinance Amending the Code Of The Township Of Mount Joy, Adams County, Pennsylvania, To Repeal The Mount Joy Township Impact Fee Ordinance. Motion carried unanimously.</b>	
Further Discussion	Supervisor Rhodes clarified that repeal of this ordinance does not eliminate ACT 209 which is a state program, only the Impact Fees approved for the ACT 209 Program for Mt. Joy Twp..  Solicitor comments: ACT 209 state program allows municipalities to adopt a Transportation Impact Fee. In order to adopt Impact Fees, a municipality needs a Land Use Assumptions Report, a Roadway Sufficiency Report, and the municipality prepares a Capital Impact Plan. An ordinance is then adopted enacting a Traffic Impact Fee. By repealing this Ordinance as an implementing tool for Traffic Impact Fees, the Impact Fees are abolished. The reports and the ACT 209 Cmte. still exist, but no longer have the ability to implement Traffic Impact Fees.	<b>Mr. Rhodes moved, seconded by Mr. Clark, to adopting the Ordinance Amending the Code Of The Township Of Mount Joy, Adams County, Pennsylvania, To Repeal The Mount Joy Township Impact Fee Ordinance. Motion carried unanimously.</b>	
Closed Public Hearing	Public Hearing closed at 7:49 p.m.		

Respectfully Submitted,

Susan C. Harbin  
Secretary/Treasurer