

## APRIL 20, 2006 PUBLIC HEARING – ZONING ORDINANCE AMENDMENT:

The Mount Joy Township Board of Supervisors held a Public Hearing this date, as publicly advertised, at 7:00 p.m. in the Mount Joy Township Municipal Building, 902 Hoffman Home Road, Gettysburg, Pennsylvania, with Board Chairman James Waybright presiding. Others in attendance were: Supervisors William Chantelau, George Scott, Samuel Dayhoff, and Harold Kirschner; Solicitor Walton V. Davis; Brenda Constable, Secretary; and Jan Bucher, Stenographer. News Reporters present was Aaron Young (*The Gettysburg Times*);

Citizens in attendance were: Julius A. & Nancy Barthelme; Tom Newhart; John & Pam Roman; Joan & Phil Jeffcoat; Jerry Althoff representing the Planning Commission; Elsie D. Morey; Audrey & Ken Sanders; Duane Urban; Paul Shriver; Eileen Holmes; Mike Mummert; Dave Updyke; Jarid Jennings; Audrey & Gary Weiland; JoAnn Auchey; Marie Morrison; George Long; Barton Breighner; John McAlister; John Mahoney, Esq. representing Keystone Custom Homes.

Mr. Waybright announced that the purpose of the Public Hearing was to accept public comment with regard to **proposed Ordinance No. 2006-02 amending the zoning ordinance**, Chapter 110 (Zoning), Article XI (Optional Development Provisions), Section 110-155.B.(1) [Applicability of Transferable Development Rights] to not require proof of purchase of TDRs until after preliminary plan approval and to make all TDR dependent preliminary plans conditionally approved, amending Section 110-155.D.(3)(e) to state that the number of TDRs available in the AC District is calculated by Subsection (a)[1] of Section 110-26.B.(3) only; Repealing Section 110-26.B.(3)(i) which had allowed exceptions from limitations on lots where an owner's children were to be the grantees; and Amending Section 110-86.J.(3) to require a minimum 35 acres lot area for a townhouse Project in an SFR-1 District.

Mr. Waybright turned the hearing over to Solicitor Davis. Mr. Davis explained the process, with each person needing to give their name and address. He verified the public notice of the hearing with the Township Secretary and also noted that this hearing was being transcribed by a stenographer. He stated that comments would be accepted from people who pay taxes and or is a resident of Mount Joy Township. Mr. Davis then gave his reasoning for the repeal of the child lot, i.e. the legality and validity issue.

*See Transcript of Proceedings for full text of the hearing*

The following people commented:

1. JoAnn Auchey, 25 Krug Road
2. Pam Roman, 48 Updyke Road – opposes TDR timeline
3. Duane Urban, 730 Barlow-Two Taverns Road – opposes the child lot repeal
4. Dave Updyke, 165 Updyke Road – opposes the child lot repeal
5. Audrey Sanders, Barlow-Two Taverns Road – opposes child lot repeal
6. Jarid Jennings, 2440 Taneytown Road – opposes child lot repeal
7. Duane Urban

With no other comments presented, Mr. Waybright adjourned the Public Hearing at 7:15 p.m. this date.

Respectfully submitted,

Brenda J. Constable  
Secretary