

# HARMONY BOROUGH COUNCIL MEETING June 7, 2005

**COUNCIL MEMBERS PRESENT:** Dave Rogers, Russ Ottney, Dave Szakelyhidi, Jeff Smith, Gary Habsburg, Harold Herr, Chuck Beighey, and Mayor Cathy Rape.

**OTHERS PRESENT:**

Sharon A. Macneil  
Harold Herr  
Chuck Beighey  
Dave Szakelyhidi  
Jeff Smith  
Gary Habsburg  
Mayor Cathy Rape  
Roger A. Weaver  
Murray  
Dave Rogers  
Russ Ottney  
Dave Szakelyhidi  
Jeff Smith  
Gary Habsburg

**CALL TO ORDER:** Jeff Smith called the regular council meeting to order at 7:00 PM.

**PLEDGE OF ALLEGIANCE**

**HEARING CALLED TO ORDER:**

To hear public comment on the updated Zoning Ordinance.

Attorney Matthew Marshall stated that the hearings had been advertised May 19 and May 26 in the Butler Eagle. He swore in those wanting to give testimony.

Jeff Smith explained that some of the copies did not have the changes.

Roger Weaver questioned the zoning of his property that was once Jake Mohr's house. He stated that it should be C2. The map shows it as R1. He requested that it be shown as the correct zoning – C2.

Dave Rogers commented on the Zoning Map.

Jeff Byko stated that the Planning Commission did not change any zoning except an I-2.

Roger Weaver stated that Ordinance 316 adopted 4/2/91 refers to the zoning change.

Joe Sapienza requested that his property not be zoned.

Tom Murray questioned:

1. Side yard restrictions on C-2. (10 ft.) . Recommended that there be no side yard restrictions.
2. Fences (6 ft. stockade, fence you can see through – 4 ½ feet tall)
3. Conversion apartments
4. Apartments and Commercial buildings. He would like to see (300 sq. ft. for an apartment)
5. Minimum parking requirements under commercial – 1 space per 300 sq. ft. and 1 for each employee (changes have been made)
6. Size of signs – Could not exceed 10% of building wall. Recommends having a limit ex. 4X8. height of sign should be considered in the Historic District. Jeff Smith commented that the height of the sign was changed.

The hearing was closed at 7:42 and the regular meeting was opened.

**MINUTES:**

Gary Habsburg made a motion to accept the May 3, 2005 minutes as presented. Harold Herr seconded the motion. Motion carried.

**CORRESPONDENCE AND ANNOUNCEMENTS:**

1. Letter from the Humane Society stating that they are not taking pit bulls
2. Announcement from the PA Boroughs' Association – Harmony Borough took 1<sup>st</sup> place in the Municipal web site. The award ceremony will be June 21.

3. Letter from Jane Orie announcing her fist Kid's Expo
4. Information on assorted educational seminars.
5. Letter from CSX – raising the annual fee for utility right of way by the railroad tracks from \$50 to \$100.
6. Letter from Fema - they will meet in June to look into mapping of the designated flood way.
7. WBCA minutes
8. Pennsylvania Airport Hazard Zoning and Land Use Enhancement Study
9. Thank you from Ruth and Red Goehring for the flood money
10. Uniform proposal
11. Letter from Jane Orie – information on preparing a bill to lower employee benefits
12. Notice of a Chamber of Commerce meeting on June 9

**SOLICITOR'S REPORT:**

1. Letter to Council concerning the Uniform Construction Code
2. The hard copy of the codification of ordinances will be done by the July Council Meeting

**COMMITTEE REPORTS:**

**Personnel:** Harold Herr stated that the Personnel committee went over the applications and recommends Thomas Dickey for summer help. When he goes to school the committee recommended hiring Terry Galat to help part time on the streets.

Jeff Smith stated that Thomas belongs to him so Gary Habsburg would take his place on the Personnel Committee and he would step down while Thomas was working.

Harold Herr made a motion to hire Thomas Dickey for part time summer work at \$8.00 per hour. Chuck Beighey seconded the motion. Motion carried.

Dave Rogers – No

Gary Habsburg - Yes

Russ Ottney – No

Harold Herr - Yes

Dave Szakelyhidi – Yes

Chuck Beighey - Yes

Jeff Smith – Abstained from the vote on summer help because the applicant is his son.

Motion carried.

Jeff Smith is off the Personnel Committee for 3 months.

**Public Safety:** Russ Ottney made a motion to purchase 15 Crime Watch Signs at approximately \$18.00 each. Harold Herr seconded the motion. Motion carried.

**Water Committee:** Dave Szakelyhidi reported that the bid for the surge tank was awarded.

**PSAB:** Chuck Beighey stated that he will be going to the PSAB Conference next week.

**OLD BUSINESS:**

Gary Habsburg made a motion to postpone the decision on the Wahl property until next month. He withdrew his motion.

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The decision was tabled to the July Council Meeting.

**Decision on the Mantia Property:** Wade Ion, Zoning Officer, submitted a letter stating the property to be a nuisance.

Dave Szakelyhidi made a motion to find the Mantia property at 241 and 243 Mercer Street, a nuisance. Harold Herr seconded the motion. Motion carried. (turned over to attorney, Matthew Marshall).

Harold Herr made a motion to also pursue the Renter Ordinance Violations. Chuck Beighey seconded the motion. Motion carried.

**ZONING ORDINANCE:**

Discussion on changes

Side yard requirements

Definitions of signs – including awnings

Defines what a structure is – should exclude fences as a structure.

Dave Szakelyhidi made a motion to adopt the Zoning Ordinance amendment with corrections to conform to the Zoning Map. Gary Habsburg seconded the motion. Motion carried.

Dale Krysiniski letter concerning traffic safety problems. The letter is to be passed on to Zelenople.

Dave Rogers questioned the Parking lot for the log house and Bill Hummel's letter. It needs addressed in July.


Cathy Rape requested more money for the fireworks. Discussion.

**BILLS PAYABLE:**

Chuck Beighey made a motion to pay the bills as presented. Dave Rogers seconded the motion. Motion carried.

Meeting adjourned at 9:30 PM.

Respectfully Submitted,



Sharon L. McCormick  
Secretary