

The meeting of the Towanda Borough Planning Commission was held on Tuesday, June 18, 2013 at 5:30 p.m. in the council room of the Towanda Municipal Building, 724 Main Street, Towanda PA.

The meeting was called to order by Erin Groves.

**Members Present:** Erin Groves, Larry Kacyon, Shannon Clark, Ed Ulatowski, Jimmy Lacek,

**Members Absent:** Mark Christini, James Lacek, Keith Long, Evelyn Sherburne,

### **Approval Minutes**

A motion was made by Mr. Kacyon and seconded by Mrs. Groves to approve the minutes from February 19, 2013. The motion was passed.

### **New Business**

#### **Yard Sales**

The Towanda Borough Council requested the Planning Commission look into an ordinance regulating the number of “yard sales” in the borough. There had been a letter from a resident stating a resident had yard sales every weekend and it caused a problem with traffic and is causing a dangerous situation.

The matter was discussed along with viewing sample ordinances and it was the feeling of the commission to leave as things are at this time. If there is a problem with one person it may be beneficial to just speak to this person and let them know there is a problem with the number of sales being held each year and the problems it is causing. Mrs. Groves made a motion that was seconded by Mrs. Clark not take any action at this time. The motion was passed.

It was also noted that “yard sale” signs are being posted on utility poles. Mrs. Groves made a motion, again seconded by Mrs. Clark that because the PUC Code covers the illegality of this action, there is no action needed by the Planning Commission. The motion was passed.

### **Act 13 of 2012**

Mr. Jonathan Foster, Jr. presented a proposed Ordinance amending the Zoning Ordinance of Towanda Borough to ensure compliance with the local ordinance uniformity standards and other requirements of the Unconventional Gas Well Impact Fee Act (Act 13), which amends Title 58 (the “Oil and Gas Act”) of the Pennsylvania consolidated Statutes; and to allow for the reasonable development of oil and gas resources in the Borough while properly protecting the health, safety and welfare of the residents of Towanda Borough. This would allow conditional uses such as well-sites, containment ponds, etc. This compliance deadline has been pushed back several times; the current deadline is by July 1, 2013; however according to Mr. Frawley, if the Supreme Court upholds Act 13 as constitutional it may grant a grace period. If Towanda Borough is not in compliance, and the Act is upheld, it would affect the money received from the impact fees of the gas and oil industry. It was noted that the gas companies are not using areas less than 10 acres and it would highly unlikely anything would be done in Towanda Borough. Mr. Kacyon made a motion, seconded by Mrs. Clark to have Towanda Borough Council consider approval of this ordinance. The motion was passed.

As there was no further business, this meeting was adjourned at 6:18 p.m.

Respectfully submitted,

Helen Wilcox  
Recording Secretary