



AGENDA
MONTGOMERY TOWNSHIP
BOARD OF SUPERVISORS
AUGUST 10, 2020

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Tanya C. Bamford
Candyce Fluehr Chimera
Annette M. Long
Matthew W. Quigg
Beth A. Staab

Carolyn McCreary
Township Manager

ACTION MEETING – 7:00 PM

1. Call to Order by Chairman
2. Pledge of Allegiance
3. Public Comment
4. Announcement of Executive Session
5. Consider Approval of Minutes of July 27, 2020 Meeting
6. Appointment of Township Solicitor
7. Consider Authorization to Re-Advertise – Public Hearing - Proposed Ordinance #20-312Z
Text Amendment: ECPOD Zoning District - Costco Retail Sales of Gasoline by Conditional Use
8. Update on Township Streetlight Upgrade/Conversion Program
9. Review of Timeline for 2021 Budget Presentation and Adoption
10. Review of Information Concerning Permitting Chickens in Residential Zoning Districts
11. Consider Payment of Bills
12. Other Business
13. Adjournment

PLEASE NOTE: For the safety of all participants, masks are required to be worn in the Township building and meeting room. Social distancing measures have been put into place which reduces the number of people who can safely occupy the meeting room. You may be asked to wait in the lobby if the room capacity has been reached. Thank you for your patience and cooperation in working to keep everyone safe.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY
Item # **3**

SUBJECT: Public Comment
MEETING DATE: August 10, 2020
BOARD LIAISON:
INITIATED BY: Tanya C. Bamford, Chair

BACKGROUND:

Persons wishing to make public comment during this meeting on any items not listed on the agenda may do so at this time.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS

BOARD ACTION SUMMARY

Item # **4**

SUBJECT: Announcement of Executive Session
MEETING DATE: July 27, 2020
BOARD LIAISON:
INITIATED BY: Tanya C. Bamford, Chair

BACKGROUND:

The Township Manager will announce that the Board of Supervisors met in Executive Session and will summarize the matters discussed.

The Board of Supervisors met in four (4) Executive Sessions on Wednesday, July 29 at 5:30 p.m., Thursday, July 30 at 5:30 p.m., Wednesday, August 5 at 3:00 p.m. and Thursday, August 6 at 3:00 p.m. to discuss a personnel matter.

The topics discussed are all legitimate subjects of Executive Session pursuant to the Commonwealth of Pennsylvania's Sunshine Law.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY
Item # **5**

SUBJECT: Consider Approval of Minutes for July 27, 2020 Board Meeting
MEETING DATE: August 10, 2020
BOARD LIAISON:
INITIATED BY: Tanya C. Bamford, Chair

BACKGROUND:

Please contact Deb Rivas on Monday, August 10, 2020 before noon with any changes to the minutes. Thank you.

MOTION/RESOLUTION:

Motion to approve the minutes of the July 27, 2020 meeting.

**MINUTES OF MEETING
MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
JULY 27, 2020**

At 6:00 p.m., Chair Tanya C. Bamford called to order the Executive Session at the Montgomery Township Municipal Building, 1001 Stump Road, Montgomeryville, PA. In attendance were Vice Chairman Matthew W. Quigg, Supervisors Candyce Fluehr Chimera, Annette M. Long and Beth A. Staab. Also in attendance was Township Manager Carolyn McCreary and Township Solicitor Robert J. Iannozzi, Esquire.

At 7:00 p.m., Chair Tanya C. Bamford called to order the action meeting at the Montgomery Township Municipal Building, 1001 Stump Road, Montgomeryville, PA.

IN ATTENDANCE:

Chair Tanya C. Bamford
Vice Chair Matthew W. Quigg
Supervisor Candyce Fluehr Chimera
Supervisor Annette M. Long
Supervisor Beth A. Staab
Township Manager Carolyn McCreary
Township Solicitor Robert J. Iannozzi, Esquire

ALSO IN ATTENDANCE:

Police Chief J. Scott Bendig
Director of Finance Brian Shapiro
Director of Planning & Zoning Bruce Shoupe
Director of Recreation & CRC Floyd Shaffer
Director of Public Works Kevin Costello
Director of Information Technology Rich Grier
Recording Secretary Deborah A. Rivas

Following the Pledge of Allegiance, Chair Tanya C. Bamford called for public comment from the audience.

Under public comment, Amy Hanson of 116 Gwynmont Circle, stated that she was interested in working with the Township to see if it would be possible to permit chickens to be raised on private properties within the Township. Ms. Hanson provided a variety of suggestions to allow for an open dialogue and education about backyard chicken ownership. The Township will continue to research this matter and report back to the Board. There was no other public comment to come before the Board.

Chair Tanya C. Bamford announced that all Township volunteer committee meetings in August would meet virtually, except for the Zoning Hearing Board and Planning Commission (if necessary). The public restrooms in the Township parks continue to be closed to the public. The Township is investigating adding additional port-a-potties where needed, with increased cleaning schedules. The Community and Recreation Center remains open for limited personal fitness exercise and the walking track. Knapp Road remains closed between Lansdale Avenue and Valleybrook Drive for repairs. The estimated completion date is Friday, August 28, 2020. The Korean War Memorial and American-Korea Alliance Peace Park was officially dedicated on Saturday, July 25, 2020. Chair Tanya Bamford read the PA House of Representatives Citation that was presented to the Township for the park. Supervisor Annette Long, who served on the committee, thanked the Public Works Department and Police Department for assisting before, during and after the ceremony.

Township Solicitor Robert J. Iannozzi, Esquire, announced that the Board had met in an executive session prior to this meeting at 6:00 p.m. to discuss two personnel matters and two matters of potential litigation. Mr. Iannozzi stated that these matters are all legitimate subjects of executive session pursuant to Pennsylvania's Sunshine Law.

Chair Tanya C. Bamford made a motion to approve the minutes of the July 13, 2020 Board of Supervisors meeting and Supervisor Candyce Fluehr Chimera seconded the motion. The minutes of the meeting were unanimously approved as submitted.

Township Manager Carolyn McCreary reported that the Board previously discussed the option of adopting a resolution or ordinance for the Young Lungs at Play program aimed to help communities create tobacco-free parks, playgrounds and recreation areas for children. The Board consensus was to draft an ordinance for the Board's consideration. Ordinance #20-314 has been prepared and advertised as directed. Signs will be provided by the Commonwealth of Pennsylvania through the Council of Southeast Pennsylvania, Inc. Resolution #20-123 made by Chair Tanya C. Bamford, seconded by Vice Chair Matthew W. Quigg and adopted unanimously, approved the adoption of Ordinance #20-314, Tobacco / Nicotine-Free Areas.

Township Manager Carolyn McCreary reported that the Township recently received 8 bids for the Friendship Park Playground Project located off of Enclave Boulevard. The bids were reviewed by the Township Engineer and references checked. The project is included in the Capital Reserve Fund 2020 budget with an estimated cost of \$751,770 and is offset by a \$70,000 DCED grant awarded to the Township and \$643,000 representing the developer's contribution. The construction portion of the project budget is estimated to be \$373,216. Picnic tables and trash cans will be supplied by the Public Works staff. The playground equipment and pavilion are being purchased by the Township through COSTARS. Resolution #20-124 made by Supervisor Candyce Fluehr Chimera, seconded by Vice Chairman Matthew W. Quigg and adopted unanimously, awarded the construction bid for Friendship Park to Couzins, Inc., the lowest responsible bidder, in the amount of \$380,615.00 per the recommendation of Gilmore & Associates in their letter dated July 20, 2020.

Resolution #20-125 made by Chair Tanya C. Bamford, seconded by Supervisor Beth A. Staab and adopted unanimously, authorized a construction escrow release in the amount of \$187,713.63, as recommended by the Township Engineer, for the Crystal Road Enterprises LLC – Firefox Phase 1 – LDS 630.

Resolution #20-126 made by Supervisor Annette M. Long, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, authorized a construction escrow release in the amount of \$145,306.80, as recommended by the Township Engineer, for the Crystal Road Enterprises LLC – Firefox Phase 2 – LDS 630.

Resolution #20-127 made by Vice Chair Matthew W. Quigg, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, authorized a construction escrow release in the amount of \$16,500.00, as recommended by the Township Engineer, for the Crystal Road Enterprises LLC – Firefox Phase 3 – LDS 630.

Resolution #20-128 made by Supervisor Candyce Fluehr Chimera, seconded by Vice Chair Matthew W. Quigg and adopted unanimously, authorized a construction escrow release in the amount of \$28,027.00, as recommended by the Township Engineer, for M.L. Homes – 911 Lansdale Avenue – LDS 435R.

Resolution #20-129 made by Supervisor Candyce Fluehr Chimera, seconded by Vice Chair Matthew W. Quigg and adopted unanimously, authorized a construction escrow release in the amount of \$152,194.13 as recommended by the Township Engineer, for Lightbridge Academy – LDS 673W.

Director of Planning and Zoning Bruce Shoupe reported the Department of Planning and Zoning is scheduled to replace the 2006 Chevy Impala used by department staff. The proposal is to replace the vehicle with a 2020 Chevrolet Equinox LT. A quote was obtained from Whitmoyer Auto Group for \$26,200.00 under the PA COSTARS Program. Resolution #20-130 made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera and adopted unanimously, awarded the contract for a 2020 Chevrolet Equinox LT to Whitmoyer Auto Group in the amount of \$26,200.00.

A motion to approve the payment of bills was made by Chair Tanya C. Bamford, seconded by Supervisor Candyce Fluehr Chimera, and adopted unanimously, approving the payment of bills as submitted for July 27, 2020.

Chair Tanya C. Bamford reported that the Township Departments submitted monthly reports for the month of June in the meeting packet. Ms. Bamford asked Director of Recreation and Community Center Floyd Shaffer to update the Board on the Midsummer Madness program. Mr. Shaffer stated that the program was created to offer a short day program for those residents who would have participated in Kids University had it been held this summer. The program is for 6 to 12 year olds and it is going very well.

Township Manager Carolyn McCreary stated that she wanted to mention a few items from the reports. The Department of Planning and Zoning completed site visits to multiple restaurants in the Township to make them aware of their options to add or expand their existing outdoor seating areas. Permits submitted for these activities were reviewed by planning, fire and police and issued within 24 to 48 hours. Ms. McCreary stated that this is one example of excellent customer service and all the departments have gone above and beyond to assist the residents, businesses and internal customers during the pandemic.

Under committee liaison reports, Supervisor Candyce Fluehr Chimera reported that the Business Development Partnership moved their monthly meeting to 8:30 a.m. and is discussing how the committee can better serve the business community of the Township.

Supervisor Beth A. Staab reported that her committees did not meet this past month.

Vice Chair Matthew W. Quigg reported that the Park and Recreation Board discussed the resumption of play for the Montgomery Township Baseball and Softball Association. The board also discussed the Bark Park and outdoor pickleball courts. There was no Community Center Advisory committee meeting last month.

Chair Tanya Bamford reported on the Sewer Authority Board meeting. The Sewer Authority continues to participate in the bio bot study data, which looks for the presence of COVID-19 in our sewage. The data has shown that the virus is clearly present in the community.

Supervisor Annette Long reported on the Finance Committee and asked Director of Finance Brian Shapiro to update the Board on his presentation. Mr. Shapiro stated that the Montgomery County Consortium created a subcommittee to research the effects of COVID-19 on municipal budgets in the future. Many tools are being utilized to help each municipality forecast the economic impact of COVID-19 on their revenue sources. Supervisor Long also reported on the Public Safety Committee and asked Chief Bendig to provide an update on his report. Chief Bendig stated that calls for service on fireworks greatly increased earlier this month. The department is responding to these calls, but it has been difficult to determine if the guidelines set forth by the state are being followed. Chair Tanya Bamford applauded the Chief and Township Manager Carolyn McCreary on their town hall informational session. Ms. Bamford stated that the program was very informative and

it was good to hear all of the great things that the Montgomery Township Police Department has been doing with regard to training, practices and policies. Ms. Bamford also mentioned that the Montgomery Township Police Department is one of the top 10 departments in the state. Chief Bendig provided some additional information on the accreditation process and the statistics showing that the department is one of the 10 premier agencies in the state. Of the approximately 1200 police departments in the state, there are just over 125 which are accredited and 25 of those are in Montgomery County. The Board stated that they were very proud and thanked Chief Bendig and the Police Officers for their hard work in the community.

There being no further business to come before the Board, the meeting adjourned at 8:10 p.m.

Respectfully submitted,

Deborah A. Rivas, Recording Secretary

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY
Item # **6**

SUBJECT: Consider Appointment of Township Solicitor
MEETING DATE: August 10, 2020
BOARD LIAISON: Tanya C. Bamford, Chair
INITIATED BY:

BACKGROUND:

The Township received nine (9) responses to its Request for Proposal (RFP) for Solicitor. The responses included the firm's qualifications, biographies of the attorneys who would be assigned to the Township, professional references, and hourly rates. The Board of Supervisors chose (4) firms to interview based on their qualifications.

PREVIOUS BOARD ACTION:

The Board of Supervisors instructed the Township Manager to prepare the RFP, advertise it, post it on the Township website, and send it to firms with experience representing municipalities, specifically Townships of the Second Class.

BUDGET IMPACT:

Professional fees have been accounted for in the 2020 adopted budget, except where the fees are paid by a developer related to a subdivision or land development project.

RECOMMENDATION:

Based on the interviews conducted with the four firms the consensus of the Board of Supervisors is to appoint Kilkenny Law as the Township Solicitor.

MOTION/RESOLUTION:

Be it resolved by the Board of Supervisors of Montgomery Township that we hereby appoint Kilkenny Law as the Township Solicitor and amend the Township's fee schedule to include their hourly rate for services.

Motion by: _____

Seconded by: _____

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY
Item # **7**

SUBJECT: Consider Authorization to Re-Advertise – Public Hearing -
Proposed Ordinance #20-312Z - Text Amendment – ECPOD Zoning
District Costco – Retail Sales of Gasoline by Conditional Use
MEETING DATE: August 10, 2020
BOARD LIAISON: Tanya C. Bamford, Chair
INITIATED BY: Bruce Shoupe, Director of Planning and Zoning

BACKGROUND:

Please note this hearing was scheduled for August 10, 2020, that it has just come to our attention that given obvious resulting difficulties attendant to the COVID crisis, the Township Planning Commission was unable to effect a timely review of this Ordinance.

The Ordinance has now been submitted for review, and is scheduled for review at the August 20, 2020 Planning Commission meeting.

The text amendment proposes to revise the ECPOD code, Section 230-198 – Application Procedure Standards and Criteria by adding a new Section F – Standards and criteria for gasoline filling stations permitted by Conditional Use and restating Section 230-199.B (2) (b) Standard Retail Uses Permitted by Conditional Use allowing gasoline filling stations open to members only of a warehouse club or wholesale club in a unified development.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT: None

PREVIOUS BOARD ACTION: None

ALTERNATIVES/OPTIONS: The Board could approve or deny this request.

BUDGET IMPACT: None.

RECOMMENDATION: That the rezoning request be approved.

MOTION: _____ SECOND: _____ ROLL CALL: _____

Resolution #

BE IT RESOLVED by the Board of Supervisors of Montgomery Township that we hereby set Monday, September 14, 2020 after 7:00 p.m., in the Township Building as the date, time and place for a Public Hearing to consider the Text Amendment application of Costco Wholesale. The applicant is proposing to modify Section 230-198 of the Zoning Ordinance adding Section F provide standards and criteria for gasoline filling stations and restating Section 230-199.B(2)(b) allowing gasoline filling stations open to members only of a warehouse club or wholesale club in a unified development located in the ECPOD Zoning District.

BE IT FURTHER RESOLVED that the Township Solicitor be authorized to advertise said public hearing date and time.

MOTION BY:

SECOND BY:

VOTE:

DATE:

xc: Applicant, B. Shoupe, Minute Book, Resolution File, File

Carolyn McCreary

From: Robert J. Iannozzi, Jr <riannozzi@dischellbartle.com>
Sent: Friday, July 31, 2020 2:49 PM
To: 'Robert L. Brant'; Wendy Feiss McKenna; Frank Bartle; Lisa Lagreca; Jennifer Stinnard
Cc: Bruce S. Shoupe; Carolyn McCreary; Deborah A. Rivas
Subject: PROPOSED ORDINANCE: 20-312Z: GASOLINE FILLING STATIONS: NOTICE OF HEARING RE-SCHEDULING

All,

Please note that it has just come to our attention that given obvious resulting difficulties attendant to the COVID crisis, the Township Planning Commission was unable to effect a timely review of this Ordinance.

The Ordinance has now been submitted for review, and I'm advised it is scheduled to review the Ordinance at their 8/20 meeting via Zoom.

Additionally, I'm requesting that (1) the Board's hearing on the Ordinance be scheduled on 9/14; and (2) that at the upcoming 8/10 BOS meeting we seek authorization to re-advertise hearing accordingly. The Township will cover the re-advertisement cost.

Sorry for any inconvenience.

Bob



Robert J. Iannozzi, Jr | Partner
Dischell, Bartle & Dooley, P.C.
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MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD INFORMATION SUMMARY
Item # 8

SUBJECT: Update on Streetlight Upgrade/Conversion
MEETING DATE: August 10, 2020
BOARD LIAISON: Tanya C. Bamford, Chair
INITIATED BY: Carolyn McCreary, Township Manager

BACKGROUND:

The Delaware Valley Regional Planning Commission (DVRPC) assembled a multiphase Regional Streetlight Procurement Program (RSLPP) in order to assist municipalities to design, procure, and finance the transition of their street lighting systems to LED Technology. The first phase of this program was a feasibility study prepared by Keystone Lighting Solutions (KLS). The second phase of the program was the project development, which involved preparation of a detailed investment grade audit along with a design and analysis of potential lighting solutions for the Township street lighting system.

PREVIOUS BOARD ACTION:

On September 23, 2019, the Board of Supervisors approved replacing and retrofitting LED Bulbs for all of the cobrahead lights that are located along various local, collector and major roadways, and decorative four-sided Colonial Style fixtures located throughout residential neighborhoods in the Township.

BUDGET IMPACT:

The project was included in the 2020 adopted budget within the Capital Reserve Fund.

UPDATE:

The installation was delayed due to the Governor's order in March to cease all non-life-sustaining businesses. Installation was permitted to commence in mid-May with Township staff able to monitor the progress of the work online. In late June it came to the attention of staff that there were issues with a few of the light fixtures, specifically they were either not going on or were staying illuminated. Stacey Rymkiewicz and Don Johnson in the Public Works Department began documenting the conversion problems as they were identified, forwarding the information to the installer and KLS. Both Stacey and Don are to be commended for their diligence in making sure all outstanding issues are being accurately identified and documented. Additionally, Dave Fulton (Public Works) used this project as an opportunity to verify that all the lights on PECO accounts were the Township's, notifying PECO of any billing discrepancies or additions to our account.

Township staff participated in a video conference on August 4th with KLS, a representative of DVRPC and other municipalities who are experiencing the same problems in the installation. Faulty photocells have been identified as the problem and KLS informed us they have arrived at a remedy

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD INFORMATION SUMMARY

for the municipalities which will involve the replacement of photocells in all of the streetlights with the labor charges being paid for by the light fixture provider. Staff informed all on the call that while we wish to see this issue resolved as quickly as possible we do not want a rushed installation unless there is full confidence that the new photocells are not defective. Further, KLS advised the manufacturer that none of the municipalities are waiving our right to seek a different or new resolution to any newly identified manufacturer product issue.

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY
Item # **9**

SUBJECT: Review of Timeline for 2021 Budget Presentation and Adoption
MEETING DATE: August 10, 2020
BOARD LIAISON: Annette M. Long, Supervisor
INITIATED BY: Brian Shapiro, Director of Finance

BACKGROUND:

Attached is staff's proposed 2021 Budget timeline

<u>Date</u>	<u>Task</u>	<u>Responsible Party</u>
Jul-20	Review of current year capital	FD, DH
Week of August 3rd	Meet with DH to discuss 2021 budget	TM, FD, DH
08/10/20	Present budget timeline to BOS	BOS, TM
Aug-20	Meet as necessary with DH to discuss 2021 Budget	TM, FD, DH
08/31/20	DH submit 2021 1st draft to FD	DH, FD
Sep-20	Review draft budget with DH	TM, FD, DH
09/28/20	Present 2021 Capital to BOS	BOS, DH
10/13/20	Present 2021 General Fund to BOS	BOS, TM, FD
10/26/20	Present 2021 Other Operating Funds to BOS	BOS, TM, FD
11/09/20	Present 2021 Preliminary Budget	BOS, TM, FD
Nov-20	Section 3202 of 2nd Class Township Code - Legal Advertising of Proposed Budget for Twenty (20) Days	TM, FD
12/14/20	Consideration of adoption - Final 2021 Budget	BOS, TM, FD
12/31/20	Last day to legally adopt 2021 Budget	

BOS - Board of Supervisors

TM - Township Manager

FD - Finance Director

DH - Department Heads

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD INFORMATION SUMMARY

Item # **10**

SUBJECT: Discuss Proposed Raising of Domestic Fowls in Urban Areas

MEETING DATE: August 10, 2020

BOARD LIAISON Tanya C. Bamford, Chair

INITIATED BY: Bruce Shoupe, Director of Planning and Zoning

BACKGROUND:

Staff has contacted a number of our peers and assembled a list of what they allow, attached. Also attached is a Township map highlighting the HOAs in the Township, as the residents residing there would require HOA approval before coming to the Township for approval.

Albeit urban animal hobbyist must not infringe on their neighbors who may be sensitive to noise, odor, flies, rodents and attracting other predators to the neighborhood, safeguard standards will need to be developed in the future.

North Wales Borough recently adopted an ordinance regulating this use and has been submitted for consideration. This is one of many regulations adopted. Locally Doylestown, Bristol, Horsham, Towamencin, Upper Gwynedd, Lower Gwynedd, Limerick, and New Britain Townships, New Britain Borough, Radnor Township, and Phoenixville Borough have all adopted ordinances.

If this use is pursued, staff is recommending the adoption of an ordinance requiring it to be permitted by Special Exception which may be granted by the Zoning Hearing Board. With this process there is assurance of public notice for neighboring property owners and an opportunity for them to comment on the application.

Once you allow domestic poultry, good management practices are required for the care of these animals. These standards would be included in the proposed ordinance.

ZONING, SUBDIVISION OR LAND DEVELOPMENT IMPACT: Presently the use is allowed in the I-Industrial zoning district.

RECOMMENDATION: Provide staff direction with direction on how you wish use to proceed.

Chickens / Poultry Regulations

Doylestown Township

Poultry. The following regulations shall apply specifically to the raising and keeping of chickens on a noncommercial basis at a residential property:

[1] A minimum lot area of one acre shall be required.

[2] Five chickens are permitted for the first acre, and one additional chicken is permitted for each 1/4 acre.

[3] No rooster shall be permitted on any lot less than five acres.

[4] Chicken runs, pens, henhouses and chicken coops shall be set back from any lot line not less than 50 feet of the minimum yard setbacks for the district in which they are located, whichever is greater.

[5] All structures relating to chickens shall be located to the rear of the residence.

[6] No facility for storing manure or feed shall be located within 75 feet of any lot line.

[7] The exterior areas of henhouses and chicken coops shall not be illuminated.

[8] A written waste storage and removal plan shall be submitted. The henhouse, chicken run and pen and surrounding area must be kept free from trash and accumulated manure.

Bristol Township

This use is regulated under the Township Zoning code and must be approved by the ZHB.

(25) D24 Agriculture. The production of agricultural, horticultural, arboriculture, viticultural and dairy products; the keeping of livestock, poultry, and the products thereof; bee raising and the products thereof; and all buildings (barns, sheds, silos, etc.) which are associated with this use.

(a) The minimum site area shall be two acres.

(b) Any building or structure used for the keeping or raising of bees, livestock, or poultry shall be situated not less than 75 feet from any street line or property line. Livestock and poultry are not permitted to run at large. A fenced-in area for the keeping of livestock and poultry shall be provided and shall not be less than 100 feet from a dwelling other than the owner's.

(c) The keeping or raising of livestock and poultry shall be limited to the keeping and raising of two head of livestock and 100 fowl per one acre.

(d) The raising of ferrets and/or garbage-fed pigs shall not be permitted.

East Goshen Township

We regulate the use in the Zoning under Accessory Uses:

240-32A.(5)Domesticated chickens. Domesticated female chickens may be kept as a noncommercial accessory use to a single-family detached dwelling in any zoning district upon property with a minimum lot area of one acre, provided their keeping is clearly incidental and subordinate to the principal use of the residential dwelling, and subject to the additional restrictions:

(a) A maximum of five chickens may be kept on a lot that has a lot area equal to or greater than one acre.

(b) Roosters are prohibited.

(c) The chicken coop and run must be located to the rear of the dwelling. The chicken coop must provide at least four square feet per chicken if it is attached to an exterior run and six square feet per chicken if it does not have an exterior run. The chicken coop and/or run shall be located a minimum of 20 feet from the rear property line and 15 feet from any side property line. The fence used for the run shall have a minimum height of four feet and a maximum height of six feet. The chicken coop and run shall be fully enclosed to prevent entry of predators or the escape of the chickens.

(d) It shall be unlawful for the owner of chickens to allow the same to run at large upon any public land, including, but not limited to, sidewalks, streets, roads, alleys, parks, or upon another person's private property.

(e) All owners of chickens must maintain sanitary living conditions for the chickens so that the keeping of chickens does not become a public or private nuisance. All chicken feed must be stored in closed containers. Owners shall remove feces at least once a week. The feces must be double-bagged and placed in the trash for collection. Any slaughtering of chickens shall be conducted in a fully enclosed structure.

(f) Permits. An owner wishing to keep chickens on his/her property must obtain a zoning permit from the Zoning Officer for the use and the structures. A stormwater permit shall also be required and shall follow the guidelines outlined for storage sheds. An applicant seeking to obtain a permit to maintain chickens must submit an application on forms provided by the Township and pay the applicable permit fee as determined by resolution of the Board of Supervisors.

(g) Denial, suspension or revocation of permit. The Township shall deny a permit if the applicant has not demonstrated compliance with all of the provisions of this section. A permit to keep domesticated chickens may be suspended or revoked by the Township where the Township finds that the keeping of the chickens creates a public nuisance or for any violation of, or failure to comply with, any of the provisions of this section or with the provisions of any other applicable ordinance or law.

Horsham Township

§ 230-51 Use regulations. (R-1 min 1 acre lot)

A building or group of buildings may be erected, altered or used, or a lot may be used or occupied for one principal use for any of the following purposes:

A. Woodland, game preserve, or other conservation purpose.

B. Agricultural use, including tilling of the soil, plant nursery, or greenhouse, and the keeping of livestock and poultry, provided that any building used for keeping of livestock and poultry shall be located not less than 100 feet from any property line. Kennels, piggeries and poultry farms are not a permitted use.

§ 230-54 Use regulations. (R-2 min 1 acre lot)

A building or group of buildings may be erected, altered or used, or a lot may be used or occupied for one principal use for any of the following purposes:

A. Woodland, or other conservation purposes.

B. Agricultural use, including tilling of the soil, plant nursery, or greenhouse, and the keeping of livestock and poultry, provided that any building used for keeping of livestock and poultry shall be located not less than 100 feet from any property line. Kennels, piggeries and poultry farms are not a permitted use.

§ 230-57 Use regulations. (R-2A min 1 acre lot)

A building or group of buildings may be erected, altered or used, or a lot may be used or occupied for one principal use for any of the following purposes:

A. Woodland, or other conservation purposes.

B. Agricultural use, including tilling of the soil, plant nursery, or greenhouse, and the keeping of livestock and poultry, provided that any building used for keeping of livestock and poultry shall be located not less than 100 feet from any property line. Kennels, piggeries and poultry farms are not a permitted use.

§ 230-15 Accessory uses. (General Regulations)

Accessory uses authorized in this chapter may include the following:

A. Uses accessory to agriculture. Noncommercial greenhouses; barn; keeping, breeding and management of livestock and poultry but in such quantities and to such extent as are customarily incidental to the principal use; preparation of products on the premises for use and the disposal thereof by marketing or otherwise.

Towamencin Township

§ 153-502 Use definitions and regulations. - A. Ag Agricultural Uses.

(1) Ag-1 Agriculture. The use of land for agricultural purposes including farming, dairying, pasturage agriculture, horticulture, floriculture, viticulture, and animal and poultry husbandry subject to the following provisions:

(a) Feedlots, pens and livestock confinement areas shall not be situated less than 50 feet from any stream, swale, or body of water.

(b) Such use may include a single-family detached dwelling for the sole use of individuals and their immediate families which are engaged in agricultural employment on the same site or for the immediate family of the landowner.

(c) Minimum lot area shall be five acres with, and two acres without, a dwelling unit on the lot.

(d) Parking: two spaces per dwelling unit.

(2) Ag-2 Accessory Agricultural Sales/Farm Stands. Sales of farm products may be conducted as an accessory use to an agricultural use from a temporary structure under the following conditions:

(a) Minimum lot size shall be five acres.

(b) Farm products shall be limited to plant material, crops harvested from plants, dairy products, poultry products, meat products, and such things as honey, and preserves and jellies made from fruit products of the farm.

(c) At least 50% of the farm products for sale shall be grown, produced or raised on the subject property.

(d) A temporary sales building or stand may be located within the yard setback areas as required by the zoning district in which it is located provided that the stand or building is a minimum of 25 feet from all lot lines and from the ultimate street right-of-way. For the purpose of this section, the term "temporary" shall mean "during the season of harvest."

(e) Parking. Sufficient on-site parking area shall be devoted to servicing customers. The use shall provide an adequate mud-free parking surface. The designated parking area shall be a minimum of 10 feet from the ultimate right-of-way and shall be located on the same side of the street as the farm stand.

(4) Ag-4 Intensive Agriculture. Intensive agriculture including feedlots, confinement livestock or poultry operations taking place in structures or closed pens subject to the following provisions:

(a) Minimum lot area shall be 50 acres.

(b) Maximum building coverage shall be 5%.

(c) Maximum impervious coverage shall be 10%.

(d) All buildings, pens, and other structures shall be located at least 100 feet from any street right-of-way or property line.

(e) All applicable regulations of the Pennsylvania Department of Environmental Resources shall apply.

(f) No retail sales from the premises shall be permitted.

(g) Parking: one space per employee.

North Wales Borough

Section 90-14. Keeping and Maintaining of Chickens and Ducks (NO ROOSTERS PERMITTED)

The following restrictions are placed on the keeping and maintaining of chickens and ducks:

- A. It shall be unlawful for any person to permit or allow any chicken or duck to run at large within Borough limits;
- B. Chickens and ducks are only permitted in Residential Zoning Districts when the property is utilized for residential purposes and the lot size is greater than 5,000 square feet.
- C. No more than four birds shall be kept on a property less than one acre;
- D. No more than six birds shall be kept on a property greater than one acre;
- E. All birds shall be provided with a shelter having a roof and at least three enclosed sides and shall be contained within a fenced area. A building permit shall be required for the shelter;
- F. Shelters shall have minimal dimensions of four square feet per bird;
- G. All shelters must be located at least five feet from any property line and 10 feet from any dwelling;
- H. No shelter shall be located closer to an adjacent property dwelling than the dwelling of the owner of the shelter;
- I. Fenced areas surrounding shelters must contain at least 10 square feet per bird;
- J. Shelters and fenced areas surrounding shelters shall only be located in the rear yard or side yard of a property;
- K. In the case of keeping chickens, no male birds (roosters) may be kept. All birds shall be females (hens);
- L. Public slaughtering is prohibited;
- M. Commercial slaughtering is prohibited;
- N. The sale of chickens or ducks for commercial purposes is prohibited;
- O. It shall be a nuisance for chickens or ducks to be kept and maintained in a manner which produces noise, odor, attracts flies or rodents, or is considered a concern to public health.
- P. Any Tenant must have written permission from their landlord to keep and maintain chickens and ducks.

Chalfont Borough – Livestock and chickens are not permitted

Upper Gwynedd Township - In UGT only allowed if you have three acres then certain setbacks apply (min 100 feet to adjoining property line and road lines). Have an AP District so chickens and bees permitted in that Agricultural District.

Limerick Township: Chapter 184 Zoning: 184-71

- A minimum lot area of 10,000 square feet shall be required to keep poultry or similar-sized animals.
 - A maximum of four such animals shall apply, except that an average of four such animals shall be permitted for each acre of lot area.

- No maximum number of animals shall apply if there is a ten-acre minimum lot area. If the lot area is less than 10 acres, then the requirements of § 184-71B(4) below shall also apply.
- A person owning or having in his/her custody livestock or poultry shall maintain the livestock or poultry so as to minimize health or safety hazards and noxious odors to persons occupying other properties and to properly control rodents and vectors, except as this provision may be preempted by the State Right to Farm Act, the State Agricultural Security Areas Act or other applicable state law.
- A person owning or having in his/her custody livestock or poultry shall not permit the animals to enter other property without advance permission from the owner or appropriate authority. Such lack of control of animals is hereby declared to be a nuisance and dangerous to the public health and safety.

New Britain Township - in the process of updating their ordinance and amending the section about chickens to include a prohibition of roosters on lots that are less than 3 acres in size.

H13. Household Pets.

a. Definition. The keeping of a limited number of animals at home without commercial intent.

b. Regulations.

1. No use shall involve the keeping of animals or fowl in such a manner that it creates a nuisance (including noise or smell) or a health hazard or a safety hazard.
2. No more than six dogs or cats may be kept for private purposes, unless the nearest dwelling other than that of the owner is at least 300 feet from any area in which the animals are regularly kept, or except as a Commercial Kennel (A9), as regulated herein. No numerical restriction shall apply to cats and dogs of less than three months of age.
3. The area in which dogs are kept shall be suitably enclosed if the dogs are not chained. This area shall not be within the front or side yards and shall be located at least 20 feet from any adjacent dwelling.
4. Up to a total of 12 pigeons or other fowl may be maintained in a rear yard provided it is on a noncommercial basis and is strictly an incidental use. The area in which the fowl or pigeons are kept shall be enclosed by a fence that will contain them, all parts of which are at least 50 feet from any lot line and are not closer than 100 feet to the nearest dwelling other than that of the owner.
5. Up to two saddle horses may be maintained on a lot of two acres or more, provided no exercise area, horse barn, corral, fenced-in area or stable is less than 100 feet from any lot line and is not closer than 200 feet to the nearest existing dwelling that is exterior to the lot with the horses on it.
6. The keeping of more than six dogs or cats or other domestic pets shall be considered to be a Commercial Kennel (A9) above.
7. The keeping of more than the specified number of fowl or horses shall be considered to be General Farming (A1) or Intensive Agriculture (A4).

New Britain Borough

§ 450-14: Use Regulations

Chicken raising.

(a) Chicken raising shall occur only on a lot zoned R-1 Residential and containing a single-family detached dwelling.

(b) No chicken products shall be offered for sale, whether on or off the premises, it being the intention of Borough Council that any chicken raising shall be in the nature of a hobby without any commercial component, whatsoever.

(c) No more than 10 adult hens and absolutely no roosters may be kept on a residential property at any time.

(d) All related chicken coops or houses or sheds, feed and watering facilities and any portion of the yard dedicated to chicken raising shall be located within chicken wire or palisade or board-on-board fencing. All aspects of the use, coops, houses or sheds, chicken wire and fencing, chickens, feed and watering facilities, all by way of example and without limitation, shall be located within the rear yard, and comply with the rear yard and side yard setbacks established in the New Britain Borough Zoning Ordinance.

(e) It shall be the responsibility of the property owner or occupant to ensure that the area used for chicken raising is properly maintained to eliminate the possibility that any resulting odor or contamination or waste will affect any other property. Failure to adhere to the requirements of this subsection shall constitute a violation of this chapter.

(f) No live chicken may be maintained in the Borough in the absence of a valid permit issued by the Borough Code Enforcement officer upon submission of an application and tendering of the applicable fee. The fee to be charged for the permit shall be established by Borough Council in its schedule of fees, from time to time.

(g) No permit shall issue by the Code Enforcement Officer until an inspection of the portion of the premises intended for the chicken raising use has been completed. In the event that the subject area is not in compliance with the requirements of this section, the officer shall refuse to issue a permit, and no chicken shall be maintained on such a premises until a valid permit is issued.

(h) The failure to adhere to any of the terms of this subsection or the release of any odors or contamination of any kind from the chicken-raising use upon or affecting any other property or public property or space, shall constitute a violation of this chapter.

Schuylkill Township

§ 370-131 Keeping of animals, livestock and fowl.

The following provisions shall apply to the keeping of all livestock and animals other than household pets:

A. Minimum lot area: 100,000 square feet in all districts.

(1) Additionally, the following list specifies additional area requirements by size of animals:

(a) Group 1: Animals whose average adult weight is less than 10 pounds shall be permitted at a density not to exceed 12 animals per acre.

(b) Group 2: Animals whose average adult weight is between 10 and 65 pounds shall be permitted at a density not to exceed two animals per acre.

(c) Group 3: Animals whose average adult weight is greater than 65 pounds shall be permitted at a density of not more than one animal per acre.

(2) The keeping of a combination of animal types (Groups 1, 2, and 3) shall be limited to a maximum animal density not exceeding the ratio of the numbers of animals, by type.

(a) For example, to keep two horses (Group 3: 2 x 1 acre), six goats (Group 2: 6 x 0.5 acre), and 12 chickens (Group 1: 12 x 0.0833 acre), the minimum lot size would be six acres.

B. All structures used to house livestock shall be set back a minimum of 50 feet from all property lines. No such structure shall be located in a front yard.

C. All animals, their housing and their outdoor pasture/recreation areas shall be properly maintained so as not to become a nuisance to adjacent properties.

D. All animal wastes shall be properly stored or removed from the site so as not to become objectionable. Any stockpiling of animal wastes shall be located such that no drainage or odors from the stockpile area will flow onto or over an adjacent property or into any watercourse.

E. All outdoor pasture/recreation areas shall be enclosed to prevent the escape of the animals.

Radnor Township

Allows in 2 districts with lots 5 acres or greater

Agriculture Conservation District - 280-9C - Agricultural use, that is, the planting, growing, storing and sale of plants and crops therefrom and the breeding, raising, keeping and/or sale of animals and products thereof, provided that such uses shall be conducted on a lot not less than five acres in size and shall not include a commercial piggery, poultry hatchery or establishment for slaughtering or processing poultry or livestock. Any building for the sheltering of animals or the sale of farm products shall be located not less than 100 feet from any street right-of-way line and not less than 150 feet from any other property line.

R-1 Residential - 280-14.D.3.b – min 5 acres, follow 280-9C regulations.

Phoenixville

ANIMAL - Any domestic animal or fowl, any wild animal or any household pet.

DOMESTIC ANIMAL - Any animal normally or ordinarily domesticated or raised in this area and climate as livestock or for work or breeding purposes, or normally or ordinarily kept as a household pet.

HOUSEHOLD PET - Any dog, cat or other domestic animal normally and ordinarily kept in or permitted to be at large in the dwelling of its owner.

LARGE ANIMAL - any wild or domestic animal of the bovine, equine or sheep family.

§ 2-403 Keeping of Animals Regulated.

It shall be unlawful for any person to keep any domestic animal, except household pets, except as provided in this Section:

A. Large animals shall be confined in quarters no part of which shall be closer than 100 feet from the exterior limits of any dwelling or of any property line.

B. Small animals shall be kept confined in quarters no part of which shall be closer than 25 feet from the exterior limits of any dwelling or of any property line.

C. The keeper of every such animal shall confine the same in an enclosure sufficient to prevent such animal from running at large, and such enclosure shall be of a size and construction conducive to the animal's health, and adequate sanitary drainage facilities shall be provided.

D. Every keeper of any animal shall cause the litter and droppings therefrom to be collected daily in a container or receptacle that when closed shall be rat-proof and fly-tight, and after every such collection shall cause such container or receptacle to be kept closed. At least twice a week, every such keeper

shall cause all litter and droppings so collected to be disposed of in such manner as not to permit the presence of fly larvae.

E. Every keeper of any animal shall cause all feed provided therefor to be stored and kept in a rat-proof and fly-tight building, box, container, or receptacle.

Lower Gwynedd Township

§ 1298.03 Accessory uses and structures.

[Ord. 223. Passed 12-10-1985; Ord. 257. Passed 6-21-1988; Ord. 368. Passed 12-13-1999]

Accessory uses and structures authorized in this Zoning Code include the following:

(a) Permitted Agricultural Uses. Greenhouses; roadside stands for the sale of products produced on the premises; and barns, sheds, silos or similar structures used for the keeping, breeding and management of livestock or poultry and for the processing of products produced on the premises. However, no such building or structure shall be erected within 150 feet of any property line. Also, no pigs or hogs shall be permitted in the Township.

Hatfield Township

Article III Animal Noise Control

§ 79-14 Noise disturbance prohibited.

It shall be illegal within the Township for any person or persons to own, possess, harbor or control any animal or bird which makes any noise continuously and/or incessantly for a period of 10 minutes or makes such noise intermittently for 1/2 hour or more to the disturbance of any person any time of the day or night regardless of whether the animal or bird is physically situated in or upon private property, said noise being a nuisance; provided, that at the time the animal or bird is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal or bird is situated nor is there any other legitimate cause which justifiably provoked the animal or bird.

[illegible]

MONTGOMERY TOWNSHIP BOARD OF SUPERVISORS
BOARD ACTION SUMMARY
Item # **11**

SUBJECT: Consider Payment of Bills
MEETING DATE: August 10, 2020
BOARD LIAISON:
INITIATED BY: Tanya C. Bamford, Chair

BACKGROUND:

Please find attached a list of bills for your review.

MOTION/RESOLUTION:

Motion to pay the bills as submitted.

07/31/2020 11:15 AM
 User: msanders
 DB: Montgomery Twp

CHECK REGISTER FOR MONTGOMERY TOWNSHIP
 CHECK DATE FROM 07/27/2020 - 08/10/2020

Page: 1/1

Check Date	Bank	Check	Vendor	Vendor Name	Amount
Bank 01 UNIVEST CHECKING					
07/27/2020	01	79213	100000660	ELMWOOD PARK ZOO	240.00
07/27/2020	01	79214	100000660	ELMWOOD PARK ZOO	240.00
07/27/2020	01	79215	100000660	ELMWOOD PARK ZOO	240.00
07/27/2020	01	79216	100000660	ELMWOOD PARK ZOO	240.00
07/31/2020	01	79217	00000496	21ST CENTURY MEDIA NEWSPAPERS LLC	250.61
07/31/2020	01	79218	00000621	A & A SALES ASSOCIATES, LLC	739.42
07/31/2020	01	79219	00000006	ACME UNIFORMS FOR INDUSTRY	266.36
07/31/2020	01	79220	00000340	ADVENT SECURITY CORPORATION	837.72
07/31/2020	01	79221	100000814	AMAZON.COM SERVICES, INC	310.03
07/31/2020	01	79222	00001291	ANCHOR FIRE PROTECTION CO., INC.	1,000.00
07/31/2020	01	79223	00000027	ARMOUR & SONS ELECTRIC, INC.	771.58
07/31/2020	01	79224	00000043	BERGEY'S	81.28
07/31/2020	01	79225	100000405	C.E.S.	346.41
07/31/2020	01	79226	00000363	COMCAST	412.12
07/31/2020	01	79227	00000335	COMCAST CORPORATION	662.46
07/31/2020	01	79228	100001086	COMMONWEALTH OF PENNSYLVANIA	500.00
07/31/2020	01	79229	00903100	COURIER TIMES, INC.	779.50
07/31/2020	01	79230	00000629	DAVIDHEISER'S INC.	68.00
07/31/2020	01	79231	00000152	ECKERT SEAMANS CHERIN &	2,722.50
07/31/2020	01	79232	100000258	FRANK J. COLELLI	558.90
07/31/2020	01	79233	00000193	GEORGE ALLEN PORTABLE TOILETS, INC.	274.96
07/31/2020	01	79234	00000817	GILMORE & ASSOCIATES, INC.	64,206.45
07/31/2020	01	79235	00000817	VOID	0.00 V
07/31/2020	01	79236	00000817	VOID	0.00 V
07/31/2020	01	79237	00000198	GLASGOW, INC.	107.59
07/31/2020	01	79238	00000219	GLOBAL EQUIPMENT COMPANY	18.99
07/31/2020	01	79239	00001709	GOULDEY WELDING & FABRICATIONS, INC	172.25
07/31/2020	01	79240	100001574	REEBNER INVESTMENTS, LLC	28,027.00
07/31/2020	01	79241	00001793	HILLTOWN TOWNSHIP	907.56
07/31/2020	01	79242	00001510	HOLLY DAYS NURSERY, INC.	2,575.00
07/31/2020	01	79243	00000903	HOME DEPOT CREDIT SERVICES	82.80
07/31/2020	01	79244	00902134	JODI CHEN	40.00
07/31/2020	01	79245	100001572	KAREN YILDIRIM	110.00
07/31/2020	01	79246	00001706	LOWE'S COMPANIES INC.	49.33
07/31/2020	01	79247	00000675	MAGLOCLEN	400.00
07/31/2020	01	79248	00000324	MOYER INDOOR / OUTDOOR	311.30
07/31/2020	01	79249	100001020	MUGDHA KHALADKAR	160.00
07/31/2020	01	79250	00001054	NEW BRITAIN TOWNSHIP	1,153.90
07/31/2020	01	79251	00000356	NORTH WALES WATER AUTHORITY	24.00
07/31/2020	01	79252	100000995	PA UC FUND	44,288.04
07/31/2020	01	79253	00000597	PATRICIA A. GALLAGHER	655.97
07/31/2020	01	79254	00000595	PENN VALLEY CHEMICAL COMPANY	220.39
07/31/2020	01	79255	100000754	PETROLEUM TRADERS CORP.	1,024.92
07/31/2020	01	79256	00000446	PHISCON ENTERPRISES, INC.	200.00
07/31/2020	01	79257	100001571	RAVI SHUKLA	292.00
07/31/2020	01	79258	100000780	RHYTHM ENGINEERING	300.00
07/31/2020	01	79259	00001939	SERVICE TIRE TRUCK CENTERS	665.32
07/31/2020	01	79260	00000833	SHERWIN WILLIAMS COMPANY	51.30
07/31/2020	01	79261	00001030	SIGNAL CONTROL PRODUCTS, INC.	520.00
07/31/2020	01	79262	100000701	STAPLES BUSINESS CREDIT	1,261.02
07/31/2020	01	79263	00000239	TOWN COMMUNICATIONS	290.00
07/31/2020	01	79264	398	UNITED STATES TREASURY	71.12
07/31/2020	01	79265	00000040	VERIZON	144.99
07/31/2020	01	79266	00000040	VERIZON	269.00
07/31/2020	01	79267	00000038	VERIZON WIRELESS SERVICES, LLC	3,068.34
07/31/2020	01	79268	00001329	WELDON AUTO PARTS	105.45
07/31/2020	01	79269	00000632	WEST GENERATOR SERVICES INC.	41.67
07/31/2020	01	79270	00000760	WM CORPORATE SERVICES, INC	1,693.72
07/31/2020	01	79271	00000550	ZEP MANUFACTURING COMPANY	44.17

01 TOTALS:

(2 Checks Voided)

Total of 57 Disbursements:

165,095.44

Check Register Report For
For Check Dates 07/28/2020 to 08/10/2020

Check Date	Vendor	Description	Amount
8/6/2020	PA SCDU	Withholding Payment	852.17
8/6/2020	MORGAN STANLEY SMITH BARNEY INC	Police Pension	8,021.46
8/6/2020	UNITED STATES TREASURY	941 Tax Payment	91,767.18
8/6/2020	BCG 401	401 Payment	13,549.29
8/6/2020	BCG 457	457 Payment	13,045.33
8/6/2020	PBA	Withholding Payment	1,303.00
8/3/2020	ICMA RC	DROP Deposit	16,311.13
7/29/2020	STATE OF PA	State Tax Payment	9,160.18
Totals:			\$154,009.74