

Cheltenham Township, believing that public input is appropriate on any items coming before the Commissioners, will recognize any citizen wishing to address a specific item prior to the vote on that issue. In order to be recognized, please utilize the methods available to you via tele- and web-conference technology.



AGENDA

COMMISSIONERS' MEETING

Wednesday, December 16, 2020

7:30 p.m.

Due to the COVID-19 restrictions in Montgomery County and to protect the health, safety and welfare of the public, Township Commissioners and Township employees, this meeting will take place entirely via tele- or web-conference. Participation is enabled via telephone, smartphone, tablet or personal computer.

To Join Zoom Video Meeting:

[Click Here](#)

Meeting ID: 838 7581 3236, Password: 194554

One tap mobile:

+13017158592,,83875813236#,,,,,0#,,194554# US (Washington D.C)

+13126266799,,83875813236#,,,,,0#,,194554# US (Chicago)

Dial by your location:

+1 301 715 8592 US (Washington D.C)

+1 312 626 6799 US (Chicago)

If you wish to participate via a smartphone which has video capability, you will need to download the app for ZOOM Cloud Meetings. If you utilize a tablet or personal computer, you may also be required to download the program. Please allot additional time to install the software on your phone or computer.

Note: This meeting will be available to 100 participants.

If you are unable to participate in the live meeting, the meeting will be recorded and the recording will be posted on the Township's website and Facebook page.

****Please bear with us as we work through this technology that is new to us. Cheltenham Township is committed to providing continuity of essential services throughout this unprecedented time. Thanks to all our community members for their patience and understanding during these unprecedented times. ****



AGENDA

COMMISSIONERS' MEETING Wednesday, December 16, 2020 7:30 p.m. | Via Zoom Web Conference

1. Pledge of Allegiance
2. Roll Call
3. Approval of the Board of Commissioners' Regular Meeting Minutes dated November 18, 2020.
4. Acceptance of the Executive Summary Financial Report of the Manager/Secretary for the month of November 2020.
5. Acceptance of the Accounts Paid Report for the month of November 2020.
6. **PUBLIC HEARING:** To receive any and all comments and suggestions from the public regarding the Final Operating and Capital Budgets and State Liquid Fuels Budget for 2021 pursuant to 1205(d) of the Home Rule Charter. [The 2021 Budgets can be found at the following link: <http://www.cheltenhamtownship.org/pView.aspx?id=2423&catid=29>].
 - a. Adoption of an **Ordinance** approving the 2021 Operating Budget (see attached).*
 - b. Adoption of an **Ordinance** approving the 2021 Capital Budget (see attached).*
 - c. Adoption of a **Resolution** approving the 2021 State Liquid Fuels Budget Allocation (see attached).*
7. **PUBLIC HEARING:** To receive any and all comments and suggestions from the public and consider and possibly vote to adopt an Ordinance amending Chapter 260, entitled SALDO Sections 260-103 "Purposes", 260-201 "Definition" of Terms", 260-304 "Preliminary Plan Requirements", and 260-409 "Preservation and Protection of Existing Vegetation" and to add new provisions including new Tree Replacement.
 - a. Adoption of an **Ordinance** amending Chapter 260, entitled SALDO Sections 260-103 "Purposes", 260-201 "Definition" of Terms", 260-304 "Preliminary Plan Requirements", and 260-409 "Preservation and Protection of Existing Vegetation" and to add new provisions including new Tree Replacement (see attached).*
8. **PUBLIC HEARING:** To receive any and all comments and suggestions from the public and consider and possibly vote to adopt an Ordinance Amending Chapter 295, Zoning to Clarify and Modify the Definitions of "Dwelling," "Family," "Hotel," and "Motel" and to Enact Definitions of "Short-Term," "Short-Term Transient Lodging" and "Vacation Rental"; to Regulate the uses of Short-Term Transient Lodging and Vacation Rental; and to Modify the Use Regulations for a Bed and Breakfast
 - a. Adoption of an **Ordinance** Amending Chapter 295, Zoning to Clarify and Modify the Definitions of "Dwelling," "Family," "Hotel," and "Motel" and to Enact Definitions of "Short-Term," "Short-Term Transient Lodging" and "Vacation Rental"; to Regulate the uses of Short-Term Transient Lodging and Vacation Rental; and to Modify the Use Regulations for a Bed and Breakfast (see attached).*

9. Consider approval of the recommendations of the Public Works Committee and acceptance of its Regular Meeting Minutes dated December 2, 2020.
 - a. Adoption of a **Resolution** approving the Sewage Facilities Planning Module for Mr. Kim, 140 South Easton Road, Glenside, to permit the renovation of a second floor to include four efficiency and four one-bedroom apartments.
 - b. Adoption of a **Resolution** approving the Sewage Facilities Planning Module for More Shopping Center, 7320 Old York Road, Elkins Park to permit the construction of a 633 square foot addition for storage space and a 6,870 square foot addition to the H-Mart grocery store.
 - c. Approval of James J. Clearkin, Inc. of Cheltenham, PA in the amount of \$7,500 for Option No. 2 to remove and replace 20 concrete blocks in the sidewalk at the base of the main staircase at the Glenside Library.
 - d. Approval of the trade-in of the old Fire Marshal vehicle for credit of \$500 which will be deducted from the purchase price of the new vehicle.
 - e. Approval to table the authorization of the Township Solicitor and Township Manager to execute an agreement between the Township and Vivian C. and Edmund P. Dornheim for a permanent, 1,474 square foot Stormwater Maintenance Access Easement on, over, across and through the premises of 215 Harrison Avenue, Glenside, PA 19038.
 - f. Authorization for the Township Solicitor and Township Manager to execute the following agreements on behalf of the Township subject to approval of revised language by the Township Solicitor:
 - 1) An Agreement from Provco Pinegood Glenside, LLC, owner 200 South Easton Road in Glenside, and Brian P. McVan and Michele B. McVan, owners of 160-162 South Easton Road in Glenside, to permit the relocation of a portion of West Waverly Road onto portions of the properties owned by Provco Pinegood Glenside, LLC and Brian P. McVan and Michele B. McVan;
 - 2) A Deed of Dedication of Traffic Signal Easement from Ventura Real Estate LP for 201 South Easton Road in Glenside.
 - 3) A Deed of Dedication of Traffic Signal Easement from Provco Pinegood Glenside, LLC at 200 South Easton Road in Glenside.
 - 4) A Deed of Dedication from Provco Pinegood Glenside, LLC for required right-of-way at 200 South Easton Road in Glenside
 - 5) A Temporary Construction Easement to Provco Pinegood Glenside, LLC to permit the construction, alignment/realignment of the road, sidewalk and traffic signals on Township lands located near the intersection of West Waverly Road and Harrison Avenue.
 - 6) A Sidewalk Easement Agreement from Brian P. McVan and Michele B. McVan at 160-162 South Easton Road in Glenside.
 - 7) With Provco Pinegood Glenside, LLC for a Financial Security Reduction Agreement for County Improvements.
10. Consider approval of the recommendations of the Building and Zoning Committee and acceptance of its Regular Meeting Minutes dated December 2, 2020.
 - a. Approval of a Cooperation Agreement between Salus University, Cheltenham Township and the Redevelopment Authority.
 - b. Authorize advertisement of the Board of Commissioners intention to consider the adoption of an Ordinance amending Section 5-19.B., “Finance Officer Compensation,” of the Cheltenham Township Code, to modify the compensation and benefits of the Elected Finance Officer at its regularly-scheduled meeting on December 16, 2020.

* A copy of the full text of the proposed Ordinance(s) is available on the Township website: www.CheltenhamTownship.org > Document Center > Ordinances and Resolutions > Ordinances Under Consideration. Copies of adopted Resolutions and Ordinances may be found at: www.CheltenhamTownship.org > Document Center > Ordinances and Resolutions. The full text of the Cheltenham Township Codified Ordinances is available online: <http://ecode360.com/CH1316?needHash=true>.

- c. Authorize advertisement of a Public Hearing to consider Public Comment and its intention to consider the adoption of an Ordinance amending Chapter 295, Zoning, of the Cheltenham Township Code to re-categorize the use of Tobacco Store/Smoke Shop as an Industrial Use and otherwise amend the definition of the Tobacco Store/Smoke Shop Use at its regularly-scheduled meeting on February 17, 2021.
11. Consider approval of the recommendations of the Public Safety Committee and acceptance of its Regular Meeting Minutes dated December 9, 2020.
 - a. Adoption of an **Ordinance** amending Chapter 285, Vehicles and Traffic, Section 285-43, Street and Parking Regulations, of the Cheltenham Township Code to amend traffic regulations to add Handicapped Parking in front of 473 Valley Road.
 - b. Approval to recognize Mr. Tom Sullivan upon his retirement after more than 19 years of dedicated service as the Director of Public Safety for Montgomery County at a future in-person meeting of the Board of Commissioners.
 - c. Approval of the purchase of solar powered LED stop sign panels for three (3) intersections.
 12. Consider approval of the recommendations of the Public Affairs Committee and acceptance of its Regular Meeting Minutes dated December 9, 2020.
 - a. Authorize advertisement of the Board’s intention to consider the adoption of an Ordinance amending Chapter 9, Advisory Boards and Committees, Section 9-7.A., Human Relations Committee, to increase the number of members from seven to nine at its regularly-scheduled meeting on January 20, 2021.
 13. Consider approval of the recommendations of the Finance Committee and acceptance of its Regular Meeting Minutes dated December 9, 2020.
 - a. Adoption of an **Ordinance** to increase the Township’s share of the Earned Income Tax by 0.50% (see attached).*
 - b. Adoption of an **Ordinance** amending Chapter 5, Administration of Government, Section 5-19.B, Elected Finance Officer, of the Cheltenham Township Code to modify the compensation of the Finance Officer (see attached).*
 - c. Approval of a **Resolution** amending and establishing certain fees, deposits and escrows payable to the Township, effective January 1, 2021.
 - d. Approval of the engagement of Kilkenny Law, LLC as Legal Counsel for the Cheltenham Township Zoning Hearing Board from January 1, 2021 until December 31, 2021 at a rate of \$135.00 per hour.
 - e. Approval of the engagement of Clark Hill, PLC as Legal Counsel for Cheltenham Township Labor Matters for a two-year term beginning December 17, 2020 until December 31, 2022.
 - f. Approval of purchasing a 3-year subscription license renewal for Symantec Endpoint Protection Security Suite in the amount of \$5,292.00.
 - g. Authorize the purchase of a new pump and motor for the Brookdale Pump Station from Mid Atlantic Pump & Equipment Company of Elverson, PA in the amount of \$56,997.00.
 - h. Authorize the engagement of KBX Golden, LLC of Kennett Square, PA to remove the existing pump and install the new pump fabricated by Mid Atlantic Pump Company at the Brookdale Pump Station in the amount of \$9,784.23.

* A copy of the full text of the proposed Ordinance(s) is available on the Township website: www.CheltenhamTownship.org > Document Center > Ordinances and Resolutions > Ordinances Under Consideration. Copies of adopted Resolutions and Ordinances may be found at: www.CheltenhamTownship.org > Document Center > Ordinances and Resolutions. The full text of the Cheltenham Township Codified Ordinances is available online: <http://ecode360.com/CH1316?needHash=true>.

14. Old Business

- a. DCED Fire Study Follow-Up.

15. New Business

- a. Approval to roll over unused vacation time for non-union/non-uniformed employees for 2020 (see attached).
- b. Approval to replace the StartAll for the Roadside #73 truck in an amount not-to-exceed \$8,000 (see attached).
- c. Approval of an expenditure not-to-exceed \$10,000 to Indian Valley Appraisers to appraise three properties associated with the DEP Flood Control Project.
- d. Authorize execution Deed of Dedication of Traffic Signal Easement from Provco Pinegood Glenside, LLC at Wells Fargo.

16. Citizens’ Forum

17. Adjournment



Robert Zienkowski
Township Manager



**CHELTENHAM TOWNSHIP
BOARD OF COMMISSIONERS**

ORDINANCE NO. ____-20

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 2021 AND APPROVING AND ADOPTING THE OPERATING BUDGET WHICH APPROPRIATES THE SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSE OF OPERATING THE TOWNSHIP GOVERNMENT HEREINAFTER SET FORTH DURING THE CURRENT FISCAL YEAR

The Board of Commissioners of Cheltenham Township hereby ordains:

SECTION 1. That a tax be established and hereby levied on all real property within Cheltenham Township that is subject to taxation for Township purposes for the Fiscal Year 2021, as follows:

- For General Purposes, the sum of 5.6466 mills on each one thousand dollars of assessed valuation.
- For Debt Purposes, the sum of 0.1940 mills on each one thousand dollars of assessed valuation.
- For Fire Protection purposes, the sum of 0.7743 mills on each one thousand dollars of assessed valuation.
- For Parks and Recreation purposes, the sum of 1.0363 mills on each one thousand dollars of assessed valuation.
- For Library purposes, the sum of 0.9183 mills on each one thousand dollars of assessed valuation.
- For Ambulance purposes, the sum of 0.5000 mills on each one thousand dollars of assessed valuation.
- For Pension purposes, the sum of 0.5000 mills on each one thousand dollars of assessed valuation.

The same being summarized in tabular form as follows:

<u>Purpose</u>	<u>Mills</u>
Tax Rate for General purposes	5.6466
Tax Rate for Debt purposes	0.1940
Tax Rate for Fire purposes	0.7743
Tax Rate for Parks and Recreation purposes	1.0363
Tax Rate for Library purposes	0.9183

Tax Rate for Ambulance purposes	0.5000
<u>Tax Rate for Pensions</u>	<u>0.5000</u>
TOTAL	<u>9.5695</u>

SECTION 2. That for the expenses of the Township for the Fiscal Year 2021, the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget Form.

**GENERAL OPERATING FUND
SUMMARY OF ESTIMATED RECEIPTS**

Receipts from Taxes	\$29,498,466
<u>Other Revenue Receipts</u>	<u>\$ 9,807,735</u>
TOTAL Estimated Fund Balance & Revenue	<u>\$39,306,201</u>

SUMMARY OF APPROPRIATIONS

	<u>Operation Maintenance</u>	<u>Capital Outlay</u>	<u>Total</u>
<u>General Government:</u>			
Administration	\$ 1,667,606		\$ 1,667,606
Treasurer and Tax Collector	\$ 105,575		\$ 105,575
Township Buildings	\$ 282,726		\$ 282,726
<i>Subtotal</i>	<i>\$ 1,773,181</i>		<i>\$ 1,773,181</i>
<u>Protection to Person & Property:</u>			
Police	\$ 9,248,162		\$ 9,248,162
Fire	\$ 1,442,742		\$ 1,442,742
Building: Planning and Zoning	\$ 469,140		\$ 469,140
<i>Subtotal</i>	<i>\$11,160,044</i>		<i>\$11,160,044</i>
<u>Health and Sanitation:</u>			
Emergency Medical Services/ Emergency Management	\$ 1,217,608		\$ 1,217,608
Refuse	\$ 1,915,386		\$ 1,915,386
Stormwater Management.	\$ 334,587		\$ 334,587
<i>Subtotal</i>	<i>\$ 3,467,581</i>		<i>\$ 3,467,581</i>
<u>Highways:</u>			
Streets and Bridges	\$ 1,666,033		\$ 1,666,033
Street Lights and Traffic Signals	\$ 434,370		\$ 434,370
<i>Subtotal</i>	<i>\$ 2,100,403</i>		<i>\$ 2,100,403</i>
<i>Libraries:</i>	<i>\$ 1,729,250</i>		<i>\$ 1,729,250</i>
<u>Recreation:</u>			
Parks & Playgrounds	\$ 1,694,886		\$ 1,694,886
Swimming Pools	\$ 292,560		\$ 292,560
<i>Subtotal</i>	<i>\$ 1,987,446</i>		<i>\$ 1,987,446</i>

Miscellaneous Administration:

Bank-Bond Issue Pay Agent Fees	\$ 5,875	\$ 5,875
Health Insurance, Pensions & Social Security		
	\$11,928,281	\$11,928,281
Fire Insurance, Workers' Compensation and General Liability	\$ 1,295,689	\$ 1,295,689
Transfers to Sinking Fund	\$ 689,526	\$ 689,526
Unemployment Compensation	\$ 20,000	\$ 20,000
Hourly Legal Fund	\$ 21,000	\$ 21,000
Unappropriated/Reserves	\$ 62,500	\$ 62,500
Military and Civil Celebrations	\$ 0	\$ 0
Transfer to Capital	\$ 2,782,699	\$ 2,782,699
	<i>Subtotal</i>	<i>Subtotal</i>
	<u>\$16,805,570</u>	<u>\$16,805,570</u>
TOTAL All Functions	<u>\$39,306,201</u>	<u>\$39,306,201</u>
TOTAL for Operations, Maintenance, Interest & Capital Outlay	<u>\$39,306,201</u>	<u>\$39,306,201</u>

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective departments is on file at the offices of the Township Manager, 8230 Old York Road, Elkins Park, Pennsylvania.

SECTION 4. That any Ordinance, or part of Ordinance, conflicting with this Ordinance is hereby repealed insofar as the same affects this Ordinance.

DULY ORDAINED AND ENACTED into an Ordinance this **16th day of December, 2020**, by the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, in lawful session duly assembled.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Robert A. Zienkowski
Township Manager and Secretary

By: _____
Daniel B. Norris, President



**CHELTENHAM TOWNSHIP
BOARD OF COMMISSIONERS**

ORDINANCE NO. ____-20

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF
CHELTENHAM TOWNSHIP, MONTGOMERY COUNTY,
PENNSYLVANIA, APPROVING AND ADOPTING THE
CAPITAL BUDGET FOR 2021, PURSUANT TO SECTION 1205
OF THE HOME RULE CHARTER**

The Board of Commissioners of Cheltenham Township hereby ordains:

SECTION 1. A Summary of the Capital Budget as follows:

INCOME:

Estimated Cash and Investments for January 1, 2021 \$ 2,132,676

Anticipated Income:

Amounts Provided by Others \$ 5,509,725

Amounts Provided by Borrowings \$ 10,000,000

Amounts Provided by Assessments \$ 0

Amount Transferred to/from General Fund Budget \$ 2,782,699

TOTAL Anticipated Cash and Receipts \$ 20,425,100

EXPENSES:

2021 Project Costs \$ 12,482,183

Estimated Cash Balance at Year Ending 12/31/21 \$ **7,942,917**

SECTION 2. That any Ordinance, or part of Ordinance, conflicting with this Ordinance is hereby repealed insofar as the same affects this Ordinance.

DULY ORDAINED AND ENACTED into an Ordinance this **16th day of December, 2020**, by the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, in lawful session duly assembled.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Robert A. Zienkowski
Township Manager and Secretary

By: _____
Daniel B. Norris, President



**CHELTENHAM TOWNSHIP
BOARD OF COMMISSIONERS**

RESOLUTION NO. ____-20

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF CHELTENHAM TOWNSHIP, MONTGOMERY
COUNTY, PENNSYLVANIA, APPROVING AND
ADOPTING THE FINAL STATE LIQUID FUELS BUDGET
FOR 2021, PURSUANT TO SECTION 1205 OF THE HOME
RULE CHARTER**

WHEREAS, the Board of Commissioners of Cheltenham, Township Montgomery County Pennsylvania hereby determines the following funding earmarked by the Commonwealth of Pennsylvania will be used for its State Liquid Fuels program for maintenance of streets, snow removal and the construction and reconstruction of streets, and

SECTION 1. A Summary of Appropriations as follows:

<u>DEPARTMENT:</u>	<u>AMOUNT</u>
State Liquid Fuels	<u><u>\$928,591</u></u>

I HEREBY CERTIFY that the foregoing Resolution by the Board of Commissioners of the Township of Cheltenham, County of Montgomery, Commonwealth of Pennsylvania., was adopted at its meeting held at Curtis Hall 1250 West Church Road, Wyncote, Pennsylvania 19095 on this **16th day of December, A.D. 2020**, in the year of the Township of Cheltenham the one hundred and twenty-first.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Robert A. Zienkowski
Township Manager and Secretary

By: _____
Daniel B. Norris, President



**CHELTENHAM TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. __-20

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF CHELTENHAM AMENDING SECTIONS 260-103, “PURPOSES”, 260-201, “DEFINITION OF TERMS”, 260-304, “PRELIMINARY PLAN REQUIREMENTS”, 260-409, “PRESERVATION AND PROTECTION OF EXISTING VEGETATION”, OF THE 2020 SUBDIVISION AND LAND DEVELOPMENT ORDINANCE/CODE TO ADD NEW PROVISIONS INCLUDING NEW TREE REPLACEMENT PLANTING REQUIREMENTS

WHEREAS, the Board of Commissioners of the Township of Cheltenham have repealed the existing Subdivision and Land Development Ordinance and adopted a new Subdivision and Land Development Ordinance on February 19, 2020; and

WHEREAS, the Cheltenham Township Shade Tree Advisory Committee (“STAC”) has recently made certain recommendations with regard to the provisions on preservation and protection of existing vegetation; and

WHEREAS, the Board of Commissioners recognizes and values the recommendations of the STAC on this particular area within their proficiency; and

WHEREAS, the proposed amendments have been reviewed by the Township Planning Commission and the Montgomery County Planning Commission, both of whom have noted their recommended approval.

NOW, THEREFORE, the Board of Commissioners of the Township of Cheltenham hereby ordains and enacts as follows (matter to be omitted in strike-out type and new matter underscored):

SECTION I. Amendment to the Code.

The 2020 Subdivision and Land Development Ordinance enacted February 19, 2020, is hereby amended as follows:

...

SECTION 260-103. PURPOSES.

...

R. To preserve the existing trees and vegetation; and where land development requires the removal, to encourage and require replacements, so that present and future generations may enjoy the benefits of an attractive, healthy and green environment.

...

SECTION 260-201. DEFINITION OF TERMS.

...

Arborist. ISA Certified arborist.

...

Limit of Disturbance. The boundary within which it is anticipated that earth disturbance activities will take place.

...

Mature Tree. Any tree three (3”) inches DBH or greater, whether standing alone or in a tree mass or woodlands. See also diameter at breast height (DBH).

~~Mature Tree.~~ Any tree six (6”) inches or more in diameter, measured at breast height, whether standing alone or in a tree mass or woods.

...

Street Tree. A tree whose trunk is in the street right-of-way, or in the verge or within ten (10') feet of the curbline.

Tree. Any tree three (3”) inches DBH or greater, whether standing alone or in a tree mass or woodlands. See also diameter at breast height (DBH).

...

SECTION 260-304. PRELIMINARY PLAN REQUIREMENTS.

C. Existing Features Plan.

...

7. Existing Vegetation. Only vegetation within the tract boundaries need be shown on the plan. This includes over-hanging branches from neighboring tracts. The following information shall be gathered ~~required, the preparation of which shall be carried out by~~ and attested to by an Arborist, or other professional who is certified.

- a. Information about the location, size, species, condition and possible remediation of all trees three (3”) inches DBH or greater. Trees shall be given an identification number and located on the Existing Features Plan with the identification number and a symbol that represents the canopy of the tree. This symbol can be based on a standard-sized tree of similar DBH, or preferred, on the actual dripline. This symbol shall also indicate whether the tree is to remain (to be preserved) or to be removed. Tree size (DBH), species, condition and possible remediation shall be entered on the plan in table form, similar to Fig. 3.1-Tree Inventory. Existing trees and vegetation proposed to comply with any landscaping requirements of this Chapter shall be indicated as such on the plan.
- a. ~~Location, size, species, condition and health of all trees three (3”) inches in diameter at breast height (DBH) or greater, and indicating all trees “TO REMAIN” or “TO BE REMOVED”. Existing trees or other vegetation proposed to be used to~~

~~comply with any landscaping requirements of this Chapter shall be indicated as such on the plan. The information required by this subsection shall be prepared by an ISA Certified Arborist, or other professional who is certified in their field to perform such work.~~

Figure 3.1. Tree Inventory

Tree Inventory

Existing 3” DBH or greater, including 2 prior years

Tree ID#	SPECIES NAME	CONDITION POSSIBLE REMEDIATION	DBH (inches)					
			TO BE REMOVED		TO BE PRESERVED (TO REMAIN)			
			100% DEAD	LIVE	8"-11"	12"-17"	18" & UP	STREET TREE

[Fig. 3.1 not underscored for clarity]

...

- d. Notwithstanding §260-304.C, only vegetation within the tract boundaries need be shown on the plan. This includes any vegetation on adjacent tracts whose canopy overhangs the tract boundaries.

Section 260-409. PRESERVATION AND PROTECTION OF EXISTING VEGETATION.

- A. Preservation of Existing Vegetation.

...

- 4. Each freestanding mature tree, tree mass, or woodland on the site shall be designated “TO REMAIN” or “TO BE REMOVED” on the Existing Features Plan, pursuant to §260-304.C.7 above and in accordance with the following criteria:
 - a. Trees one hundred (100%) percent dead shall be designated "TO BE REMOVED".
 - ~~a. A mature tree mass or woodland may be designated “TO BE REMOVED” only if it meets all of the following criteria:~~

b. Measures shall be taken to preserve live trees, especially unique or specimen trees, as well as trees 24" DBH or greater. Examples of such measures are:

1. Rerouting proposed overhead utilities for less branch interference and underground utilities for less root disturbance.
2. Determining that, in certain cases, the proposed excavation or grade change will have minimal impact on tree health per an Arborist.
3. Trimming of branches to clear proposed buildings, parking lots, overhead utilities, site triangles, solar access, etc. An Arborist shall determine if the trees will be viable after such trimming.
4. Routine tree maintenance (pruning, dead wood removal, cabling) to remediate an unsafe or unhealthy tree.

c. If the above preservation measures are not appropriate in a given case, then a mature tree, tree mass or woodland may be designated "TO BE REMOVED" based upon any of the following criteria, but in no case (especially for undesirable trees) shall the live tree count be reduced for their removal:

1. The outermost branches of the tree(s) are within five (5') feet of, or the trunk of the tree is within twenty (20') feet from any proposed building, structure, paving, parking or utilities (overhead or underground).
2. The outermost branches of the tree(s) are within five (5') feet of, or the trunk of the tree is within twenty (20') feet from any proposed changes in grade or drainage such as excavations, mounding, impoundments, or any utility installations or easements.
3. The tree(s) interfere with traffic safety or are located within proposed sight triangles.
4. The tree(s), by its location or apparent health, poses any undue threat to the health, safety and welfare of the community.
5. The tree blocks required solar access.
6. Undesirable or nuisance trees, either individual or species; for example, diseased or insect infested, messy fruiting trees, non-native, or invasive.

bd. Mature trees, tree masses, or woodlands that do not fit the above criteria shall be designated "TO REMAIN" or "TO BE PRESERVED".

~~c. Notwithstanding §260-409.A.4.a above, Unique or Specimen Trees, as well as any trees measuring at least 24" DBH, shall be preserved and not destroyed.~~

...

C. Credit for Preserved Trees. Tree plantings as required by this Chapter are permitted to be satisfied, whenever possible, by utilizing or preserving the existing non-invasive, healthy trees. To receive credit, an Applicant must demonstrate that the trees intended to be preserved are located in areas of the site suitable to otherwise satisfy the replacement ~~respective~~ landscape requirement; and Applicant must stipulate exactly what replacement ~~respective~~ landscape requirement is proposed to be credited. Credit for existing trees which

are "TO REMAIN" or "TO BE PRESERVED", as determined in §260-409.A.4 above, to offset the replacement ~~respective~~ tree requirement shall be calculated as follows:

Preserved Tree (DBH)	Number of Trees Credited (3 1/2 " caliper)
<u>18" and greater</u> 18-24"	4 trees*
12-17"	2 trees*
8-11"	1 tree*

* Only one tree shall be credited for each preserved street tree.

D. Tree Replacement Planting Requirements.

1. Any subdivision or land development proposal which will result in the destruction of any trees (dead or alive) three inches (3") dbh or greater that would result in the reduction of 25-ten percent (10%) or more of the total tree DBH in the limit of disturbance (LOD) area shall replace all of the tree DBH removed in excess of 10% as reduced by the appropriate credit for preserved trees in the LOD area. If the LOD area does not reasonably contain enough space for the required replacement trees, they may be planted elsewhere on the subdivision or land development tract. "Existing trees" shall also include all trees which existed on the site two (2) years prior to the submission of the application for subdivision or land development approval. The total tree removal impact of woodland areas designated "TO BE REMOVED" shall be measured by a forest density survey that calculates the approximate quantity of trees (3" DBH or greater) (with 3" or greater DBH) per square foot area. Calculated woodland tree removals and individual mature tree removal shall be listed on the plan. Required tree replacements shall be calculated by the following formula: ~~Tree replacement shall occur in the following manner:~~
 - a. Each tree three (3") inches DBH or greater that is destroyed shall be replaced with a sufficient number of trees whose total caliper measurement equals the DBH measurement of the tree which is destroyed or removed minus the credit for preserved trees pursuant to §260-409.C Credit for Preserved Trees. Each individual replacement tree intended to satisfy this requirement shall have a minimum two-and-a-half inch (2 1/2") caliper.

...

Figure 4.1. Calculation of Required Replacement Trees

Total DBH of Existing, Live Trees, 6" DBH or greater, TO BE REMOVED	_____
MINUS CREDIT FOR PRESERVED TREES	
[No. of Live, Preserved Trees, 8" - 11" DBH	= _____] x [1] x [2.5] = (minus) - _____
[No. of Live, Preserved Trees, 12" - 17" DBH	= _____] x [1] x [2.5] = (minus) - _____
[No. of Live, Preserved Trees, 18" & up" DBH	= _____] x [1] x [2.5] = (minus) - _____
[No. of Live, Preserved Street Trees	= _____] x [1] x [2.5] = (minus) - _____
REQUIRED REPLACEMENT TOTAL DBH	(sum) _____
<hr/>	
PROPOSED REPLACEMENT TOTAL DBH	_____

[Fig. 4.1 not underscored for clarity]

SECTION II. Disclaimer. Nothing in this Ordinance shall limit, in any manner whatsoever, the Township's right to enforce any ordinance or law of Cheltenham Township, Montgomery County or Commonwealth of Pennsylvania. Nothing in this Ordinance shall be a defense of any citation issued by any municipal corporation or the Commonwealth pursuant to any other law or ordinance.

SECTION III. Severability. The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION IV. Failure to Enforce Not a Waiver. The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

SECTION V. Repealer. All other ordinances and resolutions or parts thereof insofar as they are inconsistent with this Ordinance are hereby repealed.

SECTION VI. Effective Date. This Ordinance shall take effect and be in force from and after its approval as required by the law.

ENACTED and ORDAINED this 16th day of **December, 2020**.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Robert A. Zienkowski
Township Manager and Secretary

By: _____
Daniel B. Norris, *President*



**CHELTENHAM TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. ____-20

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF CHELTENHAM TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA AMENDING CHAPTER 295, ZONING, TO CLARIFY AND MODIFY THE DEFINITIONS OF “DWELLING,” “FAMILY,” “HOTEL,” AND “MOTEL” AND TO ENACT DEFINITIONS OF “SHORT-TERM,” “SHORT-TERM TRANSIENT LODGING” AND “VACATION RENTAL”; TO REGULATE THE USES OF SHORT-TERM TRANSIENT LODGING AND VACATION RENTAL; AND TO MODIFY THE USE REGULATIONS FOR A BED AND BREAKFAST

WHEREAS, Cheltenham Township adopted a comprehensive Zoning Ordinance in November 2017 which sought, among other declared purposes, to promote a comprehensive land-use pattern which recognizes the unique cultural, historical, and natural features of Cheltenham Township and provides for the preservation of such features, and to encourage the most appropriate uses of land throughout the Township and community development objectives including, but are not limited to, maintaining and enhancing the Township’s diverse residential neighborhoods and housing stock; and

WHEREAS, Cheltenham Township, as have other communities in Pennsylvania, has encountered a number of nuisance situations involving the short-term rental of individual dwellings by owners causing public disturbances, overcrowded parking, disturbance of the peace, the assembly of large numbers of people in confined residential neighborhoods and on individual residential properties, and the summoning of police from other duties to disperse such crowds and return neighborhoods to normalcy; and

WHEREAS, such situations have included renters who charge fees for the admission of partygoers to residential properties; and

WHEREAS, such situations have even included advertising parties on social media with admission fees to residential properties; and

WHEREAS, such situations have caused, among other things, disturbances in otherwise peaceful neighborhoods, overburdening of police resources, unnecessary use of the Township Planning and Zoning Department resources, encroachment upon the Township’s residential neighborhoods and the transformation of individual residential properties into *de facto* event facilities, open-air bars, discotheques, motels and parking lots within residential neighborhoods thereby converting residential properties into commercial properties in violation of Chapter 295 “Zoning”; and

WHEREAS, the Pennsylvania Municipalities Planning Code (“MPC”) authorizes zoning

ordinances to permit, prohibit, regulate, restrict and determine, among other things, the uses of structures and land, and the intensity of uses; and

WHEREAS, the MPC authorizes zoning ordinances to be designed to prevent overcrowding of land and to promote the public health, safety, morals and general welfare, to coordinate community development and proper density of population, and to provide for adequate vehicle parking; and

WHEREAS, bed and breakfast as a use is expressly permitted in the Township in conformance with certain requirements in the Zoning Code; and

WHEREAS, the uses of short-term transient lodging and vacation rental are commercial in nature; and

WHEREAS, contemporaneously with the adoption of this Ordinance, the Board of Commissioners shall be implementing an amendment of the Taxation Code, Chapter 270, Article III entitled “Business Privilege Tax” to clarify that vacation rental and short-term transient housing are part of the definition of “business, trade, occupation and profession”.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of Cheltenham Township, duly assembled, as follows (new text underlined):

SECTION I. - Amendment to the Code

Chapter 295 entitled “Zoning”, of the Cheltenham Township Code, Article III entitled “Definitions”, Section 295-301 entitled “Definitions” is hereby amended as follows:

DWELLING: A building or structure designed, arranged, intended to and used as the living quarters for one or more families living independently of each upon the premises, as applicable by individual dwelling arrangement further defined below. The term “DWELLING” shall not be construed to include short-term transient lodging, vacation rental, hotel/inn, motel, or bed and breakfast (the last except as expressly permitted in conformance with Section 295-405.B.4). Individual dwelling arrangements are further defined below:

A. Single-Family Detached Dwelling

A dwelling designed for and occupied exclusively as a residence for one family and not attached to any other building or dwelling units, including trailers or mobile homes.

B. Two-Family Building

A residential building containing two dwelling units and which is not attached to any other building. A two-family building counts as two dwelling units for density purposes.

C. Twin (Single-Family Semi-Detached)

A two-family building with dwelling units placed side-by-side, and joined to each other by a vertical, common wall, but otherwise surrounded by yard areas. When lotted, each dwelling unit shall be on a separate lot, with the common boundary between the two lots running along the common wall. Each unit shall have individual outside access.

D. Duplex (Two-Family Semi-Detached)

A two-family building with one dwelling unit placed above the other so that they share a common horizontal partition. When lotted, a duplex shall be entirely on one lot. Each unit shall have individual outside access.

E. Single-Family Attached Dwelling Unit

A dwelling unit having its own independent outside access, with no other dwelling units located directly and totally above or below it, and having vertical common walls with adjacent similar dwelling units, and located in a building comprised of at least three dwelling units. Each include, but not limited to, dwelling units commonly known as townhouses or rowhouses.

F. Townhouse (Rowhouse)

A single-family attached dwelling in a row of at least three but not more than six units, with one dwelling unit from ground to roof, each with individual outside access.

G. Multiplex

An attached dwelling arranged in a variety of configurations: side by side, back to back, or vertically. Because of the variety of configurations, a multiplex can be designed to look like a large, single-family detached house.

H. Multifamily Building (Multiple Dwelling)

A detached residential building containing three or more dwelling units. Units are not arranged entirely in horizontal rows (like townhouses), and are generally located entirely above or below one another. Units may share outside access and/or internal hallways, lobbies, and similar facilities. The dwelling units cannot be individually lotted, but instead share the lot or tract on which the building containing them is located. The development is usually under one operating unit, as a rental or condominium development. This dwelling type includes, but it is not limited to, garden apartments, apartment houses, and multifamily conversions defined below.

I. Multifamily Conversion

A multifamily dwelling that results from the conversion of a single-family or two-family dwelling or the adaptive reuse of a nonresidential building.

...

FAMILY: Any number of individuals living and cooking together as a single housekeeping unit, provided that not more than one is unrelated to all of the others by blood, marriage or legal adoption. As a special exception, the Township Zoning Hearing Board may interpret the term "family" to apply to a group of individuals, not exceeding three, not related to each other by blood, marriage or legal adoption, living and cooking together as a single housekeeping unit; provided, however, that the applicant for the special exception shall dedicate one off-street parking space (See Section 295-2401.D.2.a) for each adult (18 or over) proposed as part of the group of individuals, while complying with all other dimensional criteria of the applicable district as a reasonable accommodation as set forth in the Federal Fair Housing Amendments Act, 42 U.S.C.A. § 3601 at seq., and in order to enable persons with handicaps equal access to housing in residential districts, the Township Zoning Hearing Board may interpret the term "family" to apply to a group of more than one individual, not related to each other by blood, marriage or legal adoption, qualified by their handicap as defined herein. Domestic workers shall not be included in the number of individuals counted in the term "family."

The term "Family" shall not include any renter or occupant who rents or occupies a dwelling or property on a short-term transient lodging basis or who rents or occupies as a vacation rental. The term "Family" shall also not include anyone who claims the right to visit or occupy a

dwelling or property through or by one who rents on a short-term transient lodging basis or who rents as a vacation rental.

...

HOTEL: A series of three or more dwelling units devoted mainly to the housing of transients and having on-site parking space and commercial facilities for the use of its occupants. Access to rooms shall be through a central lobby only and not directly to the parking facilities. “Hotels” shall include apartment hotels and boutique hotels, but not motels, motor inns or motor lodges. None of the following shall constitute a Hotel: single-family detached dwelling; two-family building; twin; duplex; single-family attached dwelling unit; townhouse; multiplex; multifamily building; multifamily conversion; or village dwelling unit.

...

MOTEL: A series of attached, semidetached or detached fixed dwelling units containing bedroom, bathroom and closet space where each unit has convenient access to on-site parking space for the use of the unit’s occupants by way of separate, exterior entrances to each unit. The units, with the exception of the apartment of the manager or caretaker, are devoted to the use of automobile transients, shall not offer cooking facilities and shall not offer long-term residency to transients (more than 30 days occupancy). Motor courts, motor inns and motor lodges are included in this definition of a “motel.” None of the following shall constitute a Motel: Single-family detached dwelling; two-family building; twin; duplex; single-family attached dwelling unit; townhouse; multiplex; multifamily building; multifamily conversion; or village dwelling unit.

...

SHORT-TERM: The rental or exchange of any dwelling or dwelling unit for a duration of six (6) months or less.

SHORT-TERM TRANSIENT LODGING: Any use of a dwelling or dwelling unit rented or exchanged as a short-term transient or recurrent lodging, regardless of whether there is concurrent or partial occupancy or full occupancy by the owner or another when not in use as a short-term transient lodging.

...

VACATION RENTAL: Any use of a dwelling or dwelling unit rented or exchanged as a short-term transient or recurrent lodging, regardless of whether there is concurrent or partial occupancy or full occupancy by the owner or another when not in use as a short-term transient lodging.

SECTION II. - Amendment to the Code.

Chapter 295 entitled “Zoning” of the Cheltenham Township Code, Article IV entitled “Use Regulations”, Section 295-405 entitled “Categories of Permitted Uses” is hereby amended as follows (new text underlined, deleted text by strike-out type):

...

B. Commercial Uses.

...

- (4) Use B-4: Bed and Breakfast: An owner-occupied single-family dwelling where limited lodging is offered for compensation, having no more than seven (7) sleeping rooms for this purpose. A bed and breakfast operation ~~may~~ shall offer a morning meal for overnight guests only. All of the following conditions shall be met:
 - ...

...

- (40) Use B-40: Short-term Transient Lodging or Vacation Rental. Any use of a dwelling or dwelling unit rented or exchanged as a short-term transient lodging or vacation rental, regardless of whether there is concurrent or partial occupancy or full occupancy by the owner or another when not in use as a short-term transient lodging or vacation rental.

SECTION III. - Amendment to the Code.

Chapter 295 entitled “Zoning” of the Cheltenham Township Code, Article XI entitled “C1 Commercial Districts”, Section 295-1101 entitled “Permitted Uses” is hereby amended as follows (new text underlined):

Section 295-1101. Permitted Uses.

- A. A building may be erected or used and a lot may be used or occupied for any of the following purposes and no other, subject to the guidelines herein:

...

- (33) Use B-40: Short-term Transient Lodging or Vacation Rental.

SECTION IV. - Amendment to the Code.

Chapter 295 entitled “Zoning” of the Cheltenham Township Code, Article XII entitled “C2 Commercial Districts”, Section 295-1201 entitled “Permitted Uses” is hereby amended as follows (new text underlined):

Section 295-1201. Permitted Uses.

- A. A building may be erected or used and a lot may be used or occupied for any of the following purposes and no other, subject to the guidelines herein:

- (1) Class 1 uses permitted by right. The following uses are permitted by right, and shall not include A-12: Drive-Through Facility as an accessory use:

...

- (aa) Use B-40: Short-term Transient Lodging or Vacation Rental.

SECTION V. - Severability.

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION VI. - Failure to Enforce Not a Waiver.

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

SECTION VII. - Effective Date.

This Ordinance shall take effect and be in force from and after its approval as required by the law.

SECTION VIII. - Repealer.

All other ordinances and resolutions or parts thereof insofar as they are inconsistent with this Ordinance are hereby repealed.

ORDAINED and **ENACTED** by the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, in lawful session duly assembled this **16th** day of **December, 2020**.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Robert A. Zienkowski
Township Manager and Secretary

By: _____
Daniel B. Norris, President

**CHELTENHAM TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. __-20

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF
CHELTENHAM TOWNSHIP, MONTGOMERY COUNTY,
PENNSYLVANIA, TO AMEND THE CODE OF THE TOWNSHIP
OF CHELTENHAM, CHAPTER 285 THEREOF, ENTITLED
VEHICLES AND TRAFFIC, BY AMENDING CERTAIN STREET
AND PARKING REGULATIONS**

The Board of Commissioners of the Township of Cheltenham hereby ordains:

SECTION 1. The Code of the Township of Cheltenham, Chapter 285, entitled “Vehicles and traffic,” Article IV, entitled “Schedule of traffic regulations,” Section 285-43, entitled “Street and parking regulations” thereof is hereby amended by **ADDING** the following:

Valley Road (22) Handicapped Parking in front of 473 Valley Road

SECTION 2. That in all other respects Chapter 285 of the Code of the Township of Cheltenham is hereby approved and accepted as amended, and shall continue in full force and effect.

SECTION 3. This Ordinance shall take effect and be in force from and after its approval as required by law.

ENACTED into an Ordinance this **16th** day of **December 2020**.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Bob Zienkowski
Township Manager and Secretary

By: _____
Daniel B. Norris, President



**CHELTENHAM TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. __-20

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF
THE TOWNSHIP OF CHELTENHAM, MONTGOMERY
COUNTY, PENNSYLVANIA PURSUANT TO ACT 76 OF 2020 TO
AMEND CODE SECTION 270-52 OF THE TOWNSHIP CODE TO
INCREASE THE EARNED INCOME TAX LEVIED BY THE
TOWNSHIP BY ONE-HALF PERCENT (1/2 %)**

WHEREAS, Cheltenham Township adopted a Home Rule Charter in 1976 in order to exercise the right of self-government to the extent permitted by state law; and

WHEREAS, the Board of Commissioners of Cheltenham Township (“Board of Commissioners”) and its staff and consultants have identified a compelling need to increase the earned income tax for residents and nonresidents by ½ percent to address serious financial shortfalls; and

WHEREAS, the Board of Commissioners has determined that it is in the best interests of the Township to moderately increase the earned income tax rather than increasing the millage for real estate taxes as an equitable and more substantial revenue source; and

WHEREAS, a home rule community is permitted to tax earned income at any rate, 53 Pa. C.S. §2962(b), and Act 76 of 2020 was recently enacted by the General Assembly authorizing an increase in the earned income tax if enacted by the Board of Commissioners.

NOW, THEREFORE, the Board of Commissioners of the Township of Cheltenham hereby ordains and enacts as follows:

Section 1. Cheltenham Township Ordinance No. 1740-91, Article III, codified at Section 270-52 of the Township Code, is hereby amended as follows:

- A. Residents. A tax at the rate of ~~one-half of one percent (1/2 of 1%)~~ is hereby imposed on each dollar of earned income received and net profits earned by residents of the Township.
- B. Nonresidents. A tax at the rate of ~~one percent (1/2%)~~ is hereby imposed on each dollar of earned income received and net profits earned by nonresidents of the Township for work done or services performed or rendered in the Township.

Section 2. Notice. A copy of this Ordinance shall be posted on the Township website promptly.

Section 3. Disclaimer. Nothing in this Ordinance shall limit, in any manner whatsoever, the Township's right to enforce any ordinance or law of Cheltenham Township, Montgomery County or Commonwealth

of Pennsylvania. Nothing in this Ordinance shall be a defense of any citation issued by any municipal corporation or the Commonwealth pursuant to any other law or ordinance.

Section 4. Severability. The provisions of this Ordinance are intended to be severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

Section 5. Failure to Enforce Not a Waiver. The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

Section 6. Repealer. All Ordinances, or parts of Ordinances, of the Township which shall be inconsistent with this Ordinance shall be, and the same expressly are, repealed.

Section 7. Effective Date. This Ordinance shall become effective on January 1, 2021.

ADOPTED by the Board of Commissioners of Cheltenham Township, in lawful session duly assembled, this 16th day of December, 2020.

ATTEST:

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Robert A. Zienkowski
Township Manager and Secretary

By: _____
Daniel B. Norris, President



**CHELTENHAM TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. ____-20

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF
CHELTENHAM TOWNSHIP, MONTGOMERY COUNTY,
PENNSYLVANIA AMENDING THE CHELTENHAM
TOWNSHIP CODE TO MODIFY THE COMPENSATION OF
THE TOWNSHIP ELECTED FINANCE OFFICER**

WHEREAS, the Board of Commissioners of Cheltenham Township (“Board of Commissioners”) wishes to modify the compensation of the elected Finance Officer.

NOW, THEREFORE, it is hereby **ADOPTED** and **ENACTED** as follows:

SECTION I. - Amendment to the Code

Section 5-19.B. in Chapter 5, “Administration of Government,” Article III. “Township Officials,” Section 5-19, “Elected Finance Officer,” of the Cheltenham Township Code is amended to read as follows (deleted words in cross out, added words underlined):

§5-19.B. Compensation.

- (1) The annual compensation of the Finance Officer for the collection of Township taxes (the real estate tax, the mercantile tax and the business privilege tax) and the oversight of third party agencies retained by the Township Board of Commissioners to administer the collection of the earned income tax shall be ~~\$33,500~~\$20,000.
- (2) The annual compensation of the Finance Officer for performing the duties of the Controller at the request of the Board of Commissioners shall be ~~\$5,000~~\$3000.

SECTION II. - Disclaimer

Nothing in this Ordinance shall limit, in any manner whatsoever, the Township's right to enforce any ordinance or law of Cheltenham Township, Montgomery County, Pennsylvania.

SECTION III. - Severability

The provisions of this Ordinance are severable, and if any Section, sentence, clause or phrase shall be held by a court of competent jurisdiction to be illegal, invalid, or unconstitutional, the remaining portions of this Ordinance shall not be affected or impaired thereby.

SECTION IV. - Repealer

Any ordinance or part of any Ordinance conflicting with the provisions of this Ordinance shall be deemed and the same are hereby repealed to the extent of such conflict.

SECTION V. - Failure to Enforce Not a Waiver

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

SECTION VI. - Effective Date

This Ordinance shall take effect and be in force as soon after adoption as is permitted by law.

DULY ORDAINED AND ENACTED this 16th day of December, 2020, by the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, in lawful session duly assembled.

**TOWNSHIP OF CHELTENHAM
BOARD OF COMMISSIONERS**

Attest: _____
Robert A. Zienkowski, *Manager/Secretary*

By: _____
Daniel B. Norris, *President*

Non-Union Employees Vacation Time to be rolled over into 2021

Employee Name	# of Vacation Days to Roll Over into 2021
Charlyn Battle	0
Joy Mayfield	0
Ashley Lupino	0
Lauren Cartlidge	0
Alyson Elliott	1 Day, maybe more depending on how the rest of this month goes
Mike Fleming	0
Scott Lynch	10
John Frye	30 Hours
John Weed	0
John Slavin	0
Daniel Farley	1.5 Hours
Andy Snyder	0
Robert Habgood	4
Henry Sekawungu	7
Jess Barto	5
Brian Hinson	4
Robert Coyle	3
Robert Dominick	0
Jim Slade	0
Joe Stuckert	6
Chris Clewell	15
Allen Brown	10



B & I Auto Supply



Goodall

Start-All, 12V, 450AMP

part#: GDL-11-605

- Ideal for small fleets, in-town trucks, rental and agricultural equipment
- Output: 12 volt, 450 amp
- Dimensions: 27"W x 23"D x 24"H, 335 lbs
- Engine: Electric start, air cooled Briggs & Stratton Vanguard OHV gasoline engine with 2 gallon fuel tank
- Cables & Clamps: 30 ft., 1/0 ga. welding cable allows flexibility and ease of use, 1000 amp full-power clamps allow higher amperage flow
- General Features
 - Volt and amp meter to monitor boosting output
 - Voltage Control provides regulated voltage that is safe for vehicles and on-board electronics
 - Reverse Current Shutdown Protection eliminates expensive repairs to the Start
- All® if the unit runs out of gas
- Reverse Polarity Protection will not allow the Start
- All® to be turned on if the cables are not hooked up correctly
- Polarity and low battery LED indicators confirm proper connections
- Antizap surge protection provides safer boosting
- Single DC boosting switch for easy operation

Weight: 335.00 lbs.

Case quantity:

Sale Price: \$8,000.00

Expiration Date: 12/31/2020