

PENNSBURY PLANNING COMMISSION MINUTES
AUGUST 14, 2017

Chairman Dennis Smith called the meeting to order at 5 p.m. Present: Dennis Smith, Jim Ware, Corinne Murphy, Bob Crandell, Jeff Streitl, Lynn Luft (by phone) and Kathleen Howley. The minutes of July 10, 2017 were approved as submitted.

Water Exportation draft regulations were discussed with Jan Bowers, Director of the Chester County Water Resource Authority. Jim Ware gave an overview of what precipitated members to get involved with this issue and research that was done on their part. A copy of the draft and questions were sent to Ms. Bowers ahead of time and she had the following comments about the proposed regulation:

1. She prefaced her comments cautioning members to make sure, as much as possible, that whatever is written is defensible in a court of law since there is very little case study to say that a local municipality has jurisdiction on this area.
2. If we choose to go forward with the draft the township would be forging a path in new territory and this could be a good thing if the township keeps their eyes wide open to pitfalls.
3. Delaware River Basin Commission has jurisdiction to regulate extraction of water. The Authority is made up of representatives from surrounding states.
4. If we hire a consultant, find one that not only has the technical knowledge but is familiar with writing ordinances. Bouchert James and Brickhouse are only two in the field. A geological firm can review the draft ordinance and give valuable input. A rule of thumb for cost is approximately \$1000/day. It is important to make sure that all ground water is protected when writing this ordinance and not just carbonate. Ground water recharge is also important to protect.
5. Ask your solicitor about any potential legal issues for charging a company for water extract.
6. More scientific review of the draft is needed and this could cost between \$10,000 and \$15,000.

Members thanked Ms. Bowers for her time and appreciated her coming to the meeting. The information was very informative.

Walkable Chadds Ford Plan – Dennis Smith moved to recommend to the supervisors that Pennsbury not be involved with this plan. Bob Crandell seconded the motion. Discussion followed as to how we can support Chadds Ford Township in their planning efforts yet not be involved with the plan. This plan is basically a Chadds Ford Township plan and has little to do with our township. However, some members liked the idea of future traffic calming on Route 1. After much discussion a vote was taken and 3 members were for the motion and 3 against. Motion failed and there is no recommendation to the Board.

It was noted the Brenn 2 lot Subdivision has been submitted to the township for review and plans were distributed to members. With no further business the meeting adjourned at 8 p.m.

Respectfully submitted, Kathleen Howley, Recording Secretary