

**PENN FOREST TOWNSHIP
BOARD OF SUPERVISORS
2010 STATE ROUTE 903
JIM THORPE, PA 18229**

SPECIAL MEETING

MONDAY, JULY 17, 2017

Meeting Minutes

The Special Meeting of the Penn Forest Township Board of Supervisors was held at Penn Forest Township Municipal Building, 2010 State Route 903, Jim Thorpe, Pa.

PLEDGE OF ALLEGIANCE:

Chairman Warren Reiner asked that all in attendance stand and recite the "Pledge of Allegiance".

CALL TO ORDER:

Supervisor Warren Reiner called the meeting to order at 6:15 PM; Roll Call by Township Secretary

Members:	Warren Reiner, Chairman Christine Fazio, Vice-Chairman (Arrived at 6:40 p.m.) Judith Knappenberger, Supervisor (Absent) Scott Lignore, Supervisor Roger Meckes, Supervisor
Solicitor:	Thomas S. Nanovic---Solicitor
Office Staff:	Dana Vitale---Twp. Secretary John DeCusatis—BIA Zoning Officer
Guest:	Attorney Clarke Madden-Vigilant Infrastructure LLC. Attorney Drew Kapur- New Line Networks Chris Repp- New Line Networks

A. PUBLIC COMMENTS:

**B. NEW LINE NETWORKS, LLC – COMMUNICATIONS TOWER - Conditional Use
Application Approval**

New Line Networks, LLC, a Beachwood, Ohio, based wireless data transmission technologies firm, proposes to construct a 150 foot tall tower and operate it for telecommunications. The site location is along Old Stage Road (T-516). The subject parcel is listed as 45 acres. New Line Networks, LLC will lease a portion of the parcel affecting +/- 10,000 square feet. The lot is located in the R-2 zoning district (low density residential). The proposed use is classified as a commercial communications antenna/tower and requires conditional use approval by the Penn Forest Board of Supervisors, per section 306B.1.

DISCUSSION- Attorney Clarke H. Madden- Vigilant Infrastructure, LLC

Attorney Clarke H. Madden, appeared at the meeting on behalf of Vigilant Infrastructure, LLC, the owner of the nearby monopole. Attorney Madden appeared at the hearing after all of the testimony had been taken, but was permitted to put on the record any objections he had to the granting of the conditional use. He stated that the lease which Mt. Pocahontas Property Owners Association, Inc. entered into with Vigilant Infrastructure, LLC contained terms and conditions which would prohibit Mt. Pocahontas Property Owners Association, Inc. from entering into a lease with Applicant for the purpose of the proposed Tower. In fact, Vigilant Infrastructure, LLC filed a suit against Mt. Pocahontas Property Owners Association, Inc., which suit is docketed to No. 17-1034 in the Carbon County Prothonotary's Office. The Board's solicitor advised it that the objection raised by Attorney Madden, and the lawsuit filed by Vigilant Infrastructure, LLC, was irrelevant to the present conditional use zoning proceeding.

EXECUTIVE SESSION – LEGAL DISCUSSION

The BOS held an Executive Session to discuss Application Approval for New Line Networks, LLC Communications Tower. Executive Session began at 7:47pm; BOS reconvened at 7:55 pm.

MOTION made by Chairman Reiner, Second by Supervisor Lignore to grant the requested conditional use subject to the following two conditions:

1. If the nearby monopole has a light on it, Applicant shall install a similar light on the proposed Tower; and,
2. For no charge, space on the monopole shall be made available for an antenna for emergency services (e.g. fire, ambulance and/or police services) if requested by the Board.

ROLL CALL: RM-YES, JK-ABSENT; SL-YES; CF-ABSTAINED; WR-YES MOTION PASSED

BEING NO FURTHER BUSINESS, MEETING WAS ADJOURNED AT 7:57 P.M.

Motion made by Chairman Reiner, Second by Supervisor Lignore to adjourn the meeting.

ROLL CALL: RM-YES; JK-ABSENT; SL-YES; CF-YES; WR-YES MOTION PASSED

**DANA VITALE
SECRETARY
PENN FOREST TOWNSHIP**

**WARREN R. REINER
CHAIRMAN, BOARD OF SUPERVISORS
PENN FOREST TOWNSHIP**

