

**WARRINGTON TOWNSHIP ZONING HEARING BOARD  
MINUTES FOR THE JANUARY 14, 2009, MEETING**

The regular meeting of the Warrington Township Zoning Hearing Board was called to order at 7:00 p.m. on January 14, 2009, at the Township Building located at 852 Easton Road, Warrington PA 18976.

**Pledge of Allegiance:** The meeting opened with a pledge to the flag.

**Introduction of Members:** The members present were as follows:

Janice Devito	Chair (absent)
Frank Shelly	Vice Chair
Kevin Lawlor	Secretary
Wayne Bullock	Member
Fred Gaines	Member
Robert Baldi, Esq.	Solicitor
Michael Mrozinski	Zoning Officer

**Stenographic Record:** A stenographic record of the meeting will provide a record of the proceedings. Copies of the stenographic record may be purchased from Blum-Moore Reporting Services Inc. The court stenographer for this meeting was Sue Allen.

**Public Comment:** None

**New Business – Annual Reorganization**

Vice Chair Frank Shelly asked for nominations for Board Officers. A motion was made by Wayne Bullock, seconded by Kevin Lawlor to consider Frank Shelly as Chair. There were no further nominations. The vote was 3-0 to approve the motion.

A motion was made by Fred Gaines, seconded by Wayne Bullock to consider Janice DeVito for vice chair. There were no further nominations. The vote was 3-0 to approve the motion.

A motion was made by Wayne Bullock, seconded by Fred Gaines to consider Kevin Lawlor for secretary. There were no further nominations. The vote was 3-0 to approve the motion.

A motion was made by Wayne Bullock, seconded by Kevin Lawlor to appoint the firm of Baldi and Jenei as Board Solicitor. There were no further nominations. The vote was 4-0 to approve.

**New Business – Hearing 1 (previously continued)**

**Interstate Outdoor Advertising, L.P.**

**Premises: 366 Easton Road TMP: 50-031-015 Zoning: C-2 and**

**Premises: 424 Easton Road TMP: 50-031-010 Zoning: C-2**

The Applicant is appealing a decision of the Zoning Officer to reject the Applicant's request for a Sign Permit to erect a commercial outdoor advertising sign at 366 Easton Road. The Applicant is specifically challenging the validity of Sections 2209 and 2210 of the Warrington Township Zoning Ordinance as amended alleging that the Zoning Ordinance fails to provide a "commercially reasonable location" for outdoor advertising signs and therefore "defacto excludes off premise commercial outdoor advertising signs."

**Parties Representing the Applicant:** Charles Marte, Attorney  
Peter Kissinger, Director of Leasing for  
Interstate Sign

**Parties Requesting Party Status:** None

**Exhibits: ZHB 1 – Application**

**ZHB 2 – All notices provided for the hearing**

**ZHB 3 – Current Zoning Ordinance of Warrington Township**

**A4 – Township Zoning Map (modified)**

**A5 –**

**A6 –**

**A7 – Map 1 with photos**

**A8 – Map 2 with photos**

**A11 – Factors for determining traffic counts – TAB**

**(please consult with the official hearing record for a complete list of exhibits)**

Charles Marte called Patrick Kissinger to testify. Mr. Kissinger was asked to testify as to his site investigations. Mr. Kissinger stated that there were five zoning districts classified either PI1 or PI2 with the Township. He described the possible locations of off-site outdoor advertising signs throughout. There was also testimony about traffic counts. Mr. Kissinger was cross-examined by the Township's Attorney, Barbara Kirk. Instead of hearing from another witness, the Board decided to continue the hearing until February 3, 2009.

**Minutes:** The minutes of December 8, 2008 and December 15, 2008 were approved.

**Adjournment:** The meeting was adjourned at approximately 9:15 p.m.

Respectfully submitted,

Kevin Lawlor  
Recording Secretary