

**CALL TO ORDER**

Mr. O'Leary called the meeting to order and stated it was open to the public in compliance with Public Law 1975, Chapter 231, Sections 4 & 13.

**FLAG SALUTE****ROLL CALL**

**Members Present:** Hughes, Fette, Luthman, Randazzo, Corcoran, Leuthe, Didyk, Taylor, Van Sickle, Henderson, O'Leary.

**Members Excused:** None.

**Members Absent:** None.

**Also Present:** Ursula Leo, Esq.  
Nevitt Duveneck, PE  
Joanna Slagle, PP

**COMPLETENESS / HEARINGS / CONCEPT:**1.) Fusco, Edward B:18 L:12.02

Mr. O'Leary read a letter from Mr. Nathan Smith, Esq. asking to carry the hearing to the May 23, 2013 meeting without further notice. A motion to carry the hearing to the May 23, 2013 meeting date was made by Mr. Randazzo. It was seconded by Mr. Fette and passed with a roll call vote. Ayes: Hughes, Fette, Luthman, Randazzo, Corcoran, Leuthe, Didyk, Taylor, O'Leary.

2.) Cellco Partnership d/b/a Verizon Wireless PMSP12-3 B:25 L:5.06

Mr. Hughes and Mr. Corcoran stepped down for this hearing. Dr. Eisenstein, Radio Frequency Expert joined the Board.

Mr. Richard Schneider, Esq. was representing the applicant. He advised the Board that the wind condition looked favorable for a Saturday balloon test so the test will be scheduled for April 27, 2013 from 6:30am to 9:30am unless the weather forecast changes in which case the Board will be notified.

Mr. Glen Pierson was still under oath. He said he had prepared three proration charts at the Board's request. Mr. Pierson marked and entered as exhibit A-10 an overlay known as exhibit G which is a proposed coverage with the tower at 100 feet. He presented an overlay known as exhibit H which was the proposed coverage at the Shotmeyer property which was marked and entered as exhibit A-11 and he presented an overlay known as exhibit I which was the proposed coverage at the school which was marked and entered as exhibit A-12. Mr. Pierson explained the overlays and the coverage to the Board. He said the tower at 130 feet will give better coverage and colocation ability than at 100 feet. Dr. Eisenstein suggested the Board consider having the pole at 100 feet with the ability to extend the pole to 130 feet if another carrier wanted to add their antenna to the pole. There was a lengthy discussion on the tower at 100 feet verses it at 130 feet. Mr. Luthman asked if this is a viable project to Verizon if no other carrier wanted to add to the pole to which Mr. Pierson said yes. Mr. Duveneck asked Mr. Pierson if other carriers will give Verizon their coverage analysis of the area. Mr. Pierson said they may not give that information to Verizon. There was a discussion on the cost of extending the tower in the future.

Mr. Pierson explained the coverage from the Shotmeyer property. He said the property will not get the total coverage they would get from the subject property. Mr. Fette asked if Verizon talked to the Shotmeyers to which Mr. Pierson said no. Mr. Luthman felt the impact to the surrounding neighbors would be significantly less if the project were moved to the Shotmeyer property.

Mr. Pierson explained the overlay if the pole were to be located at the school. He said the coverage is lost to the north of the school. Mr. O'Leary asked if the equipment area would have to be enlarged if a co-locator were to be added to the pole. Mr. Schneider said that each carrier has their own equipment shed but they would have to come before the Board for site plan approval.

Mr. O'Leary opened the meeting to the public to question the radio frequency expert. Mr. Race addressed the Board. Ms. Leo reminded him he was still under oath from the last hearing. Mr. Race asked what the height of the tower was for the calculations from the school. Mr. Pierson said 130 feet. Mr. Race felt the Shotmeyer property was a better suited location for the tower. Mr. Race asked about the power. Mr. Pierson explained the power levels to Mr. Race. He explained the FCC exposure standard.

Mr. Harry Gomez addressed the Board. He expressed a concern about the effects of the signals on his horses. Mr. Pierson explained different levels from different radio signals.

Mr. O'Leary asked Dr. Eisenstein to give his opinion on the testimony being given and the effect of radio signals on people and animals. Dr. Eisenstein explained radio waves and signals. He said there is no evidence that the signals cause health effects.

Mr. Race expressed a concern with the testimony Dr. Eisenstein was giving. Mr. O'Leary advised Mr. Race that the Board has heard his concerns. He said the Board needs to consider the standards that are in place. Mr. Schneider said Verizon is required to comply with the FCC standards which they do.

Mrs. Donna Race asked how many existing towers are located on residential property. Mr. Pierson noted the locations of the existing towers in the area. There was a discussion on existing towers in the area.

Mr. John Elzinga of 255 Beaver Run Road asked what the coverage of the repeaters would be if the tower were moved from its proposed site. Mr. Pierson asked what the band is. Mr. John Strowe of 97 Decker Road was sworn in by Ms. Leo. He explained the bands to Mr. Pierson. Mr. Pierson said there would not be any difference in the coverage because of the frequency of the band.

Mr. Schneider marked and entered Index 2 of the Tax Map as exhibit A-13.

Mr. O'Leary closed the meeting to the public.

Mr. Ron Igneri of Innovative Engineering was sworn in by Ms. Leo. He gave his qualifications which were accepted by the Board. Mr. Igneri cleared up the confusion of the tax map that was brought up by Mr. Luthman. He explained the location and description of the property. Mr. Igneri presented the site plan dated 1/9/13 with revision 5 which was marked and entered as exhibit A-14. He explained the plan to the Board. Mr. Igneri explained the compound to the Board. He said it will be shielded by a black vinyl chain-link fence. It will be a 66' X 24' compound. The equipment shelter will be 12' X 30'. They are proposing a dark brown pole to help hide it.

Mr. Igneri discussed the monitoring of the site. He said a pickup size truck may visit the site once a month. He said the site is remotely monitored 365 days a year. The structure that houses the equipment is made of steel with concrete walls. The generator is a standby generator only used in a power outage situation. He said it would be remotely started once a week to keep the fuel in the line fresh. Mr. Igneri explained the power coming into the site. He explained the containment of a fuel spill. He explained the possible expansion of the site if a co-locator were to be added to the pole.

Mr. O'Leary asked if the site could be accessed by emergency equipment. Mr. Duveneck said he has already asked the applicant to get a letter from the fire department stating they are satisfied with the access. Mr. Schneider said he will do this. Mr. O'Leary asked for a letter from the EMS also. There was a discussion on the cut and fill of the site. The proposed driveway will be stone. Verizon Wireless will maintain the access to the compound.

Mr. Igneri presented an image of the subject property from Google Earth dated 4/25/13 which was marked and entered as exhibit A-15. He said the tower is 431 feet from Mr. Race's house. Mr. Duveneck asked for a current contact person for the site. He wanted an emergency number and contact person updated. Mr. Igneri said the number is posted on the compound. He said he will add it to the site plan also. Mr. Fette asked if there will be blasting for the construction of the site. Mr. Igneri said he did not know at this time.

Mr. O'Leary asked if Verizon is proposing a tree pole. Mr. Igneri said when the monopole is turned into a tree pole it needs to be bigger in diameter. He said it also makes the tower harder to extend. There was a discussion on how to make the tree pole fit into the surrounding area. Mr. O'Leary asked if Mr. Race will be able to see the equipment shed from his home to which Mr. Igneri said no. Mr. Luthman expressed a concern about the height of the proposed wall. Mr. O'Leary asked if the driveway should be paved. Mr. Duveneck said the requirement to pave a driveway in the residential area was a safety concern. He did not feel this required a paved driveway.

Mr. O'Leary opened the meeting to the public for questions of the applicant's engineer. Mr. Harry Gomez asked about lightning strikes on the pole. Mr. Igneri said cell towers are designed to be a lightning rod. They are grounded. He said it will improve the situation because the tower will get hit first. Mr. Gomez asked about the drainage. Mr. Igneri said the water will go down the driveway. He said they are not changing any existing drainage and the water will go where it drains presently.

Mrs. Donna Race said if they wanted to clear the trees on their property they will be looking at the tower. Mr. Schneider said this will be addressed by the applicant's Planner. Mrs. Race felt the site is more susceptible to fire. There was a discussion on the distance to the property line of Mr. and Mrs. Race. Mrs. Race asked how far the driveway can be from her property. Mr. Duveneck said the ordinance allows 10 feet from the property line.

Mr. Gomez asked how wide the driveway will need to be to get the crane up to the construction site. Mr. Igneri said they will use the proposed roadway. Mr. Gomez asked about the lighting of the shelter. Mr. Igneri said they will use a photocell with a twist timer switch.

Mr. Race expressed a concern with the battery blowing up.

Mr. Walter Dankiewicz of 158 Beaver Run Road asked how wide the driveway will be and if a fire truck can get up the driveway. Mr. O'Leary said they are getting a letter from the fire department.

Mrs. Race asked about the security of the compound. Mr. Igneri said they are putting up a 6 foot fence. They do not use barbed wire in residential areas. The equipment is in a shelter and they have never had a problem with security.

Mr. Fette asked Mr. Strowe about the EMS's current communication ability. Mr. Strowe explained the current reception and said a repeater would solve their lack of reception.

A motion to carry the application to May 23, 2013 without further notice was made by Mr. Randazzo. It was seconded by Mr. Leuthe and passed with a roll call vote. Ayes: Luthman, Randazzo, Leuthe, Didyk, Taylor, Van Sickle, Henderson, O'Leary. Mr. Fette was not in the room for the roll call.

Mr. Luthman asked the applicant to contact the Shotmeyers because he felt it was a viable location. Mr. Schneider noted the request.

#### **AUDIENCE:**

Mr. John Deutsch of 16 Day Road addressed the Board. He passed out copies of his property survey. He said he had applied for a permit for a pool which was denied because it would be located in his setbacks. He said his setbacks have changed since he purchased his property. He felt the change in the setbacks have lowered the value of his property. He said he would not have bought the property if he could not expand the house. He felt the Township should have notified him of the change. Mr. Deutsch asked the Board to return the setbacks to what they were when he purchased the property. Ms. Leo explained the notice of an ordinance change to Mr. Deutsch. She said the changes apply to everyone in the zone. She said it is not specific to his property.

#### **OLD BUSINESS:**

1.) Handweg Drive Realty - Update

Ms. Leo gave an update on the Handweg matter. Mr. Fette said he received a call today asking him to come out to look at the house. Mr. Fette asked if they have dug down to expose the footings to which the property owner said no. Mr. Fette said he needs to see a footing 48 inches down.

**NEW BUSINESS:** None.

**RESOLUTIONS:** None.

**ORDINANCES:** None.

**ZONING REPORT:** None.

**BILLS:** List # 4

A motion to approve bills list #4 as presented was made by Mr. Leuthe. It was seconded by Mr. Fette and passed with a roll call vote. Ayes: Hughes, Fette, Luthman, Randazzo, Corcoran, Leuthe, Didyk, Taylor, O'Leary.

**CORRESPONDENCE:**

1.) From: Mr. Nathan J. Smith, Esq.  
Re: Fusco "c" Variance

2.) From: Ursula H. Leo, Esq.  
Re: Handweg Drive Realty

**ADJOURNMENT:**

With no further business to come before the Board, a motion to adjourn was made by Mr. Randazzo. It was seconded by Mr. Fette and passed with everyone saying aye.

Respectfully submitted,

Stephanie Pizzulo  
Secretary