

Indian Lake Planning Commission
Meeting Minutes
July 4th, 2016

Meeting called to order by Chairman Reed.

Present – Tom Wozniak, Don Reed, Chris Keiser, Fred Jones, Scott Hollern

Absent:

Guests – Bob Hanson

Minutes of the March 7st meeting were reviewed. Motion by Chairman Reed to approve , seconded by Chris Keiser, all ayes, motion approved.

Old Business:

No old business was discussed.

New Business:

Ordinance 144 Section 703 – LCT Energy Agreement

Bob Hanson presented the agreement, signed by the Borough Council on 5/27/2016, with LCT regarding surface mining:

5. Cooperation of the Borough.

*(a) The Borough covenants and agrees that: (i) **within three (3) months of the Effective Date**, it shall make necessary and appropriate modifications to the Borough ordinance, Borough zoning ordinance or other municipal documents that are necessary for LCT to extract coal in connection with the Surface Mine Project and the Underground Mine Project within the Borough limits as a use permitted by right; (ii) in addition to providing the required public notice and public hearing for such modifications to the Borough's land use ordinances, as required by the Municipalities Planning Code, 53 P.S. §§10609 and 10610, the Borough shall also provide the optional notice of the zoning ordinance enactment as provided by the Municipalities Planning Code, 53 P.S. §10108; ...*

Bob Hanson also provided an amended Section 703 that met the terms of the agreement .

703. Use

A. The Districts zoned for Agriculture are those which have been historically used for those purposes and are presently used as such or are large tracts ten (10) acres or more in area with a single home constructed thereon.

B. Surface Mining of Coal is permitted within, and only within, Districts zoned for Agriculture as a Conditional Use. Such mining shall be subject to permitting by the Department of Environmental Protection (DEP), must be a temporary versus permanent use, and must include reclamation provisions and assurances by bonding. Such use must be the subject of separate and specific agreement regarding monitoring and reporting to the permit requirements, the protection of the Borough's land and water resources from mining impacts, and any royalties negotiated so as to mitigate risks associated with such potential impacts.

Don Reed motioned to present the amended 703 to Borough Council, Scott Hollern seconded. Tom Wozniak, Don Reed, Chris Keiser and Scott Hollern, ayes, Fred Jones abstained. The motion passed.

Motion to adjourn by Chris Keiser, seconded by Chairman Reed, all ayes, meeting adjourned.

Respectfully submitted:

Christopher Keiser, Recording Secretary