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The original item was published from 4/4/2018 8:58:20 AM to 4/11/2018 12:00:08 AM.

Borough Council

Posted on: April 4, 2018

[ARCHIVED] Recent Action Report: Monday, April 2, Borough Council Regular Meeting

More information about all the action items in this post can be found by downloading the agenda [here](#).

Special Business and Reports

Mayor Donald Hahn issued the following proclamations:

- Watershed Cleanup Day: declaring April 21, 2018, as Watershed Cleanup Day.
- Wyland Mayor's Challenge for Water Conservation – urging residents and neighboring communities to take the Wyland Mayor's Challenge for Water Conservation. Residents can participate at <https://www.mywaterpledge.com/>.

You can view all the proclamations here:

<https://www.statecollegepa.us/2953/Proclamations>

Consent Items

The Council approved the following items:

- Approved the use of various Borough sidewalks with conditions, on Sunday, October 21, 2018, from 2 p.m. to 4 p.m., for the annual CROP Walk to raise funds to alleviate hunger both locally and worldwide
- Approved with conditions the closure of the 100 blocks of South Allen Street and West Calder Way (between South Allen and South Fraser Streets), as well as the use of the Martin Luther King, Jr. Plaza, on Saturday, May 12, 2018, from 12 p.m. to 5 p.m., for the Jana Marie Foundation J.A.M. Fest.

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- Approved with conditions the use of street parking at 214 East College Avenue on Wednesday, April 25, 2018, from 10 a.m. to 3 p.m. for the Citizens Bank grand opening.
- Approved the use of various Borough sidewalks, on Saturday, April 7, 2018, from 8 a.m. to 12 p.m., for the State College Area School District's National Honor Society's Bunny Hop 5k.
- Approved the use of Sidney Friedman Park, on Saturday, April 21, 2018, from 12 p.m. to 6 p.m., for the annual Renaissance Faire, which is sponsored by the Penn State Renaissance Club.
- Approved with conditions the use of the Theatre Zone (100 block of West College) on Tuesday, April 17, 2018, from 3 p.m. to 10 p.m., for The State Theatre's BBQ fundraiser.
- Approved the use of various streets (normal Penn State campus 5k route) on Saturday, April 7, 2018, from 8 a.m. to 12 p.m., for the annual Coaches vs. Cancer 5k Run/Walk.
- Awarded the Base Bid and Alternate A for Project #8-2018 (Easterly Parkway Reconstruction Project to Stickler Construction, LLC, the lowest responsive bidder, for a total amount of \$1,283,049.58.
- Appointed Adam Gripton as the alternate on the Rental Housing Revocation Appeal Board with a term ending on December 31, 2018.
- Approved the following appointments or reappointments to the Centre Region Building and Housing Board of Appeals for a term beginning on March 26, 2018 and ending with the first General Forum meeting in January 2022:

Core Board

Paul S. Lehr, R.A.
 Douglas Henry, R.A.
 Chad Maholtz
 Jim Jones, P.E.
 Paul Thomas, P.E. (Alternate)

Plumbing Board

Scott Good, P.E.
 Brian Walker, P.E. (Alternate)
 Kirk Lauer, P.E. (Alternate, already on the Electrical Board)

Electrical Board

Scott Good, P.E.
 Brian Walker, P.E. (Alternate)

Mechanical Board

Scott Good, P.E.
 Brian Walker, P.E. (Alternate)

- Approve a modification to the License Agreement 106 South Allen Street and ask the Solicitor to draft an agreement to provide for the modification.

General Policy & Administration

A. Update on Parking Study (Overnight Parking Restrictions Request from Highlands Civic Association)

The Highlands Civic Association presented a proposal in April 2017 regarding changing the practice of enforcement of 2:00 a.m. – 6:00 a.m. parking restrictions and lawn parking on Penn State Football Weekends. Staff brought this issue to Council and on staff's recommendation, data was collected during the 2017 Penn State Home Football season to determine the number of cars parked on street, on lawns and in Borough parking garages during these weekends. Data was presented on February 5 to Council and the matter was referred to the Transportation Commission. The Transportation Commission requested additional information about the occupancy rate of parking spaces at Penn State. The State College Borough Police Department also compiled a report that included pedestrian and vehicle crashes in neighborhoods that will be affected by this policy change from both home football weekends and non-home football weekends. The Transportation Commission made a recommendation to enforce the ordinance as it is written and not grant permission to park between 2:00 a.m. – 6:00 a.m. for any special events or at any other time. The Commission's decision is summarized in a memorandum included in the Agenda.

While compiling information for the project report, staff discovered that the current parking ordinance does not provide the authorization for not enforcing the 2:00 a.m. – 6:00 a.m. parking restriction or the lawn parking restriction. Furthermore, the authority to grant temporary approval to park between 2:00 a.m. – 6:00 a.m. on an individual, case-by-case basis is also not included in the ordinance. The report recommended that the ordinance be amended to reflect this authority if Council decides to continue the practice of granting temporary approval to park between 2:00 a.m. – 6:00 a.m. for either special events or on an individual, case-by-case basis.

Council discussed the following five options:

1. Option 1 was to take no action and continue past practices.
2. Option 2 was to adopt the portion of the HCA proposal as it relates to lawn parking and adopt an ordinance to authorize staff to approve parking between 2:00 a.m. – 6:00 a.m. for special events and on an individual, case-by-case basis.
3. Option 3 was to adopt the HCA proposal to enforce the 2:00 a.m.- 6:00 a.m. parking regulation as well as the lawn parking regulation during Penn State football weekends.
4. Option 4 was to create a permitting system for on-street parking during special events and charge for the parking.
5. Option 5 adopt the recommendation of the Transportation Commission to enforce the 2:00 a.m. – 6:00 a.m. and lawn parking restrictions at all times with no exceptions.

After discussing the issue, Council voted to postpone the conversation until the April 9, Work Session.

B. Ordinance to Authorize the President of Council to sign an Agreement with Harris Township for Dog Law Enforcement Services

Late in 2017, Harris Township staff contacted the Borough requesting dog law enforcement services for the Township. The ordinance was attached to the agenda and specifies dog law enforcement services to the Township and was based on the documents that authorized dog law enforcement services to College Township. The terms of the agreement specify that the Borough would be reimbursed for the full costs of services so there will be no financial impact on the Borough budget.

Council enacted the ordinance and authorized the Borough Manager to sign the agreement with Harris Township.

Planning and Zoning

A. Minor Subdivision Plan for 326 and 334 Hillcrest Avenue

These properties that are owned by Russell and Elizabeth Ackell submitted to move the side lot line just under 3 feet from Lot 1 to lot 2 on the plan. This is a minor lot line change and is ministerial in nature. The lot line adjustment creates no nonconformities. The proposed change in lot line meets the lot standards of the Zoning Ordinance in the R2 Zoning District. Council could not deny the request because it meets the Zoning Ordinance requirements. Once Council approved the subdivision, the lot consolidation could occur and the new lots may be recorded with their respective deed description. Staff had reviewed the proposal and it met the Borough Zoning Ordinance requirements.

Council approved the subdivision.

B. Zoning Map Amendment for 401 South Pugh Street from ROA to C

HFL Corporation, owner of the convenience store known as Fresh'n Fill, located at 401 South Pugh Street requested a proposed change to the zoning map. The applicant's request was for this parcel only, which was currently zoned ROA (Residential Office A). The owner would like the parcel to be changed to the C (Commercial District).

Council referred the amendment to the Planning Commission for review and recommendation.

Other News in Borough Council

Recent Action Report: Monday, November 5, 2018, Borough Council Regular Meeting

Posted on: November 6, 2018



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