

SPECIAL MEETING OF KENHORST BOROUGH COUNCIL  
January 31, 2017

**Call to Order and Roll Call** – President David R. Roche called to order at 4:00 p.m. the duly advertised special meeting of the Kenhorst Borough Council to discuss extension of the Wingate Terrace Land Development Plan.

Also present: Mayor Hatzas and Councilmen Correnti, DePasquale, Fritz, Holland, Ibach and Mohn, Borough Solicitor Jill E. Nagy, Esquire, Borough Engineer James McCarthy, P.E. and Borough Manager/Secretary Jeri Diesinger

**Executive Session** - Ms. Nagy announced that there was an Executive Session for approximately 12 minutes prior to opening this special meeting of Council to discuss threatened litigation.

**Wingate Terrace Plan Extension Request** – Mr. Roche read the following:

**MOTION  
FOR WINGATE TERRACE PLAN  
Extension Expiration Date - January 31, 2017**

The approvals for Wingate Terrace were provided conditionally in 2006. Further, since that time, the Borough's floodplain ordinance (No. 542) has been amended which further restricts the proposed use on the property. In each case, the Municipalities Planning Code Section 508(4)(ii) does not provide for further honoring of the plan's approval.

The Borough has honored the Permit Extension Act, but since the expiration of such extension the developer has failed to obtain building permits, has failed to install improvements and no outside agency approvals have been submitted to the Borough. Therefore, the owner has failed to comply with the Developers Agreement, Section 2 dated November 3, 2005. **We move that no further extensions be granted.**

**Motion made by:** Kieran Holland

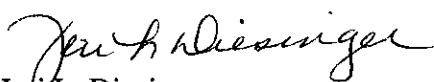
**Motion seconded by:** Kevin DePasquale

**Roll call vote results:** 7 yes votes – 0 no votes – motion carries unanimously

**Final Remarks** – No final remarks

**Adjournment** – With no other business before Council, Mr. Correnti made a motion which was seconded by Mr. Holland to adjourn at 4:06 p.m.

Respectfully submitted,

  
Jeri L. Diesinger  
Kenhorst Borough Manager/Secretary