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Final Land Development Plan for
John Kissling Poultry Operation
Instrument Number 2016040575

Premises: Berger School Road
Penn Township

Acres: 62.0

Parcel Identification Number: 69445100951999

PENN TOWNSHIP, BERKS COUNTY, PENNSYLVANIA

RESOLUTION NO. 2018-5

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF PENN, BERKS COUNTY, PENNSYLVANIA AMENDING THE APPROVAL OF THE FINAL LAND DEVELOPMENT PLAN FOR JOHN KISSLING POULTRY OPERATION TO SUBSTITUTE THE STREAMCO WILLOW PLANTING WITH COLORADO BLUE SPRUCE

WHEREAS, on August 11, 2016 the Board of Supervisors of Penn Township approved the Final Land Development Plan for the John Kissling Poultry Operation prepared by Red Barn Consulting, Inc., dated May 12, 2016, last revised July 28, 2016, recorded with the Office of the Berks County Recorder of Deeds on November 10, 2016 at Instrument Number 2016 040575 (hereinafter "Plan"); and

WHEREAS, the Plan provides for planting of Streamco Willow; and

WHEREAS, the Developer, John Kissling, desires to substitute Colorado Blue Spruce for the Steamco Willow as the requisite planting; and

WHEREAS, the Board of Supervisors desires to allow Developer to substitute Colorado Blue Spruce for the Steamco Willow as the requisite planting as shown on the Plan; and

WHEREAS, the Board of Supervisors desires to approve an amendment to the Plan to allow for substitution of Colorado Blue Spruce for Steamco Willow as the requisite planting shown on the Plan.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the Township of Ontelaunee, Berks County, Pennsylvania, hereby approves the amendment of the Final Land Development Plan for the John Kissling Poultry Operation prepared by Red Barn Consulting, Inc., dated May 12, 2016, last revised July 28, 2016, recorded with the Office of the Berks County Recorder of Deeds on November 10, 2016 at Instrument Number 2016 040575 to allow Colorado Blue Spruce to be substituted for the Steamco Willow plantings required by the Plan.

FURTHER RESOLVED, that this Resolution shall be recorded with the Office of the Berks County Recorder of Deeds.

FURTHER RESOLVED, that this Resolution shall take effect immediately, or as soon as legally permissible thereafter.

FURTHER RESOLVED, that if any provision, sentence, clause, section, or part of this Resolution shall for any reason be found to be unconstitutional, illegal or invalid, such determination shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Resolution, and it is hereby declared to be the intent of the Board of Supervisors of Penn Township that this Resolution would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, section or part not been included herein.

FURTHER RESOLVED, that all Resolutions or parts of any Resolution inconsistent with this Resolution are hereby superseded.

IN WITNESS WHEREOF, the Board of Supervisors of Penn Township has adopted this Resolution in lawful session this 29th day of January, 2018.

BOARD OF SUPERVISORS OF
PENN TOWNSHIP,
BERKS COUNTY, PENNSYLVANIA

By: Kyle P. [Signature]
Chairman

[Signature]
Member

Member

Attest: Andrew C. Kurthoff
Secretary

CERTIFICATE

I hereby certify that the foregoing is a true and accurate copy of a Resolution of the Board of Supervisors of PENN TOWNSHIP, Berks County, Pennsylvania, which was fully adopted at a public meeting held pursuant to notice as required by law on the 29th day of January, 2018.

Audrey C Kirkhoff
Secretary of Penn Township

Dated: January 29, 2018