

**BRIAR CREEK BOROUGH**  
**SEPTEMBER 4, 2024**  
**REGULAR COUNCIL MEETING MINUTES**

President of Council W. Bruce Michael called the meeting to order at 7PM. The Pledge of Allegiance to the Flag was recited, followed by a Moment of Silence.

Roll call of members was taken. Present: W Bruce Michael, E James Seeley, Ed Fenton, Dave Kershner, Rodney Koch, and Bill Witner. Other officials present were Zoning Officer Larry Frace and Abigail Smith, Solicitor Barry Lewis, and Secretary Carol Kieser. Absent: Mayor Harold Kershner, James Long, and Engineer.

Citizen present: Ryan Beishline, Bline Services, David DeHaven, Holli Trivelpiece, and John Trivelpiece.

Minutes of the 07/31 work session and 08/07/2024 regular council meeting were approved as recorded.

John Trivelpiece questioned Bruce Michael what areas are being affected by the Zoning Ordinance text changes and where are you focusing? Bruce Michael explained he is reading thru the whole Zoning Ordinance and is not focusing on any one zoning classification, but is looking thru permitted uses, non-permitted uses, conditional uses and special exceptions in all areas. A discussion was held regarding shifting responsibility of determination for conditional uses, expanding descriptions and the glossary. Projects will continue to be brought before the Planning Commission and Zoning Hearing Board.

Mayor was absent. No Mayor's report was given.

Solicitor's Report – Barry Lewis

Mobile Home Ordinance #197-2024, amending section 17, violations and appeals of Ordinance 188-2020, was presented for authorization to advertise. No action taken; continued to the 09/25/2024 work session.

Resolution #4 of 2024, repealing Resolution 6 of 2018 and setting fines for violation of mobile home park ordinance #188-2020, as amended by Ordinance #197-2024, was discussed. Attorney Barry Lewis will contact the Magisterial District Judge, Brenda Hess-Williams, to discuss the manner of enforcement for the summary offenses listed in the mobile home park ordinance.

Transient Retail Businesses (Peddler Permit) – Example ordinances from Bloomsburg and Hemlock Township to regulate licenses, permits, and general regulations for Transient Retail Businesses were presented to council for review. Council to discuss at the 09/25/2024 Work Session.

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No Engineer's report was given.

Zoning Officer's Report - Larry Frace submitted the zoning report for the month of August 2024. A copy of the report is filed in the Borough Office.

Ryan Beishline, B-Line Services, introduced himself. The winter maintenance contract was reassigned to B-Line Services for one year in lieu of Bob Vosburg leaving the area and selling his snow plowing equipment. Larry Frace inspected the salt shed storage area, located at Yost Hollow Rd, to store the salt and sand and reported the area is not acceptable. Ryan Beishline stated the salt and sand can be moved from Harold Kershner's property and stored at Beishline's 206 Orchard Street, Berwick, location. Larry Frace will inspect this area.

Larry Frace discussed the significant changes that the new FEMA NFIP (National Flood Insurance Program) audit program brings. FEMA will visit the Borough and note any floodplain violations. Borough needs to decide if they want to establish floodplain permit fees and additional administrative fees. Letters need to be mailed to residents who are in the floodplain and notify them of these changes.

Plans for the Comcast Building, proposed for the corner of Brianna Way and Rt. 11, have been received. A Planning Commission Meeting will need to be scheduled.

Secretary's Report –Motion by Jim Seeley/seconded Ed Fenton to approve the secretary's report and pay the monthly invoices. Motion carried; no opposed.

BAJSA – Jim Seeley reported the agreement with South Centre Township is ready for signatures. Peters Consultants is working on the plans to upgrade the Briar Creek Borough pumpstation to accept the wastewater from South Centre Township.

#### Committee Reports

Law and Finance – No report.

Highways & Streets – Bid Package is still pending from Steve Kehoe, PennDOT Municipal Services Specialist, for the Park Road/E Rittenhouse Mill Road Resurfacing Project.

Buildings and Grounds – Jim Seeley reported on the borough hall repair. Granite kitchen countertop has been ordered. New closet doors have been purchased and will be installed. New water filter will be installed since a large amount of grit is clogging the faucets.

Old and Unfinished Business

The zoning fee schedule spreadsheet was presented to Council. Council members urged to offer suggestions because several planning and zoning hearings are tentative. Larry Frace was asked to look at the proposed schedule and comment at the 10/02/2024 council meeting.

No update was given on the Zoning Ordinance Text Changes.

New Business

No new business was discussed.

Motion by Ed Fenton/seconded Bill Witner to adjourn. No further business and meeting was adjourned at 8:14PM.

Respectfully submitted:

Carol A Kieser, Secretary  
Briar Creek Borough