

**CECIL TOWNSHIP BOARD OF SUPERVISORS
SPECIAL MEETING
MONDAY, AUGUST 16, 2021, @ 6:30 PM**

**TO CONSIDER APPEALING THE RULING OF THE COURT OF COMMON PLEAS
IN THE LAND USE APPEAL FILED BY JEFFREY OMATICK AT
349 GRANGE ROAD, McDONALD, PA and
ANY OTHER MATTERS THAT COME BEFORE THE BOARD**

The Cecil Township Board of Supervisors held a Special Meeting on Monday, August 16, 2021, in the meeting room of the municipal building. The meeting was called to order at 6:30 pm by Board Chairperson Supervisor Cindy Fisher. Present were Supervisors Fisher, Egizio, Fleeher, Casciola, and Sivavec. Also present was Jacque King, Director of Planning/Assistant Township Manager, Township Solicitor Gretchen Moore and Township Engineer Dan Deiseroth. There were ten (10) residents in attendance.

At this time, Chairperson Cindy Fisher announced there was an Executive Session held at 5:00 pm on Monday, August 9, for legal advice for settlement negotiations on pending litigations related to the Bernard Shultz appeal.

ADMINISTRATIVE ITEMS:

#147-2021 MOTION AND A SECOND TO APPROVE APPEALING THE RULING OF THE COURT OF COMMON PLEAS IN THE LAND USE APPEAL FILED BY JEFFREY OMATICK AT 349 GRANGE ROAD, McDONALD, PA.

This item was tabled at the Monday, August 3, 2021, monthly meeting of the Cecil Township Board of Supervisors.

Supervisor Casciola stated that he looked further into this matter but could not find any mechanism for relief and agreed with the solicitor not to set a precedent. Supervisor Sivavec stated that he felt the township should not be involved in anymore appeals.

Jeffrey Omatick addressed the Board and asked if the ordinance could be changed to prevent the same situation in the future. Supervisor Casciola inquired of the Solicitor, based upon the judge's ruling, if the ordinance was weak and that it should somehow be amended. Solicitor Moore addressed his inquiry noting the judge is treating the mobile home as a temporary structure. Supervisor Fisher noted there cannot be multiple primary uses on one parcel. There was discussion regarding an on lot sewage system on the property. There was discussion, if Mr. Omatick is in compliance in the future, an appeal could be withdrawn. Mr. Omatick requested the release of his occupancy permit. His request was addressed noting if there is an appeal there is a stay regarding the release of an occupancy permit.

Supervisor Sivavec noted the Board should address the ordinance and let this item go through. Additionally, he inquired if any additional evidence can be submitted to a new judge. Solicitor Moore responded that the records for evidence is closed on this case.

Dan Deiseroth read through Section 1202 of the ordinance regarding a mobile home park and inquired if this is a preexisting condition. Solicitor Moore noted this mobile home is no longer in the R-4 section, it is in R-1 section.

**FOUR (4) OF THE FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE
SUPERVISOR SIVAVEC VOTED NO
MOTION PASSED WITH THE MAJORITY OF THE BOARD IN ATTENDANCE VOTING AYE**

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#148-2021 MOTION AND A SECOND TO APPROVE THE HIRING OF JOHN ECKLES AS A LABORER WITH THE PUBLIC WORKS DEPARTMENT AT A RATE BASED UPON THEIR CONTRACT. ALL FIVE (5) OF THE BOARD MEMBERS IN ATTENDANCE VOTED AYE

ADJOURNMENT:

Board Chairperson Supervisor Cindy Fisher adjourned the Special Meeting at 6:54 pm.