

DECEMBER 20, 2006  
WAYNESBORO, PA 17268

PUBLIC HEARING RE: CURATIVE AMENDMENT  
(ADVERTISING SIGN ORDINANCE)

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Council President Richard George called the public hearing to order at 7:18 p.m. with the following in attendance:

Borough Council Members – Allen Porter, Richard George, Allen Berry, Craig Newcomer and Charles McCammon (arrived late); Jason Stains was absent

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager  
Denny Benshoff, Maintenance Superintendent  
Dan Sheffler, Zoning-Code Enforcement Officer  
Kevin Grubbs, Head of Engineering Services  
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)

Mr. George noted that the purpose of the hearing was to discuss the proposed amendment to Ordinance No. 1052 and the Waynesboro Zoning Ordinance with regard to advertising signs. The hearing was duly advertised in *The Record Herald* on December 4 and December 11, 2006. The oath was then administered to those wishing to comment for the record.

Kevin Grubbs testified to the following –

- November 15, 2006 - Borough Council reviewed curative amendment and approved the advertisement of a public hearing scheduled for December 20, 2006 at 7:00 p.m.
- November 20, 2006 - Copy of proposed ordinance delivered to Franklin County Planning Commission for review and comments
- December 4, 2006 - First advertisement of Legal Notice in *The Record Herald* newspaper
- December 7, 2006 - Posted "Notice of Public Hearing" around perimeter of property
- December 8, 2006 - Certified mailings of "Legal Notice of Public Hearing" sent to all property owners in area
- December 11, 2006 - Second advertisement of Legal Notice in *The Record Herald* newspaper
- December 12, 2006 - Waynesboro Planning Commission reviewed the curative amendment ordinance and made a recommendation to Borough Council for approval
- December 18, 2006 - Received proof of publication for advertisement from *The Record Herald* newspaper
- December 19, 2006 - Received review comments from the Franklin County Planning Commission with recommendation for approval of curative amendment

Melissa Dively stated that the curative amendment was proposed by Ronald Martin and his counsel as a result of the Advertising Sign Ordinance which was put into effect earlier this year. She explained that it essentially created a dead zone in which an advertising sign could not be placed in the area that was provided for that purpose. She feels that this curative amendment is appropriate; and added that the necessary changes were made only for Mr. Martin's district.

Attorney A. J. Benchoff, representing Mr. Martin, stated that the ordinance previously adopted by Council provided that one of the zones for advertising signs in the Borough would be along State Road (Route 997). The only industrial tract that met those qualifications is owned by Mr. and Mrs. Ronald Martin, but the setback requirements in the ordinance (500' from a roadway intersection and 50' from the street right-of-way) didn't permit a sign to be built on the tract. Accordingly, a proposed ordinance reducing those setbacks (40' from the center of a roadway intersection and 25' from the street right-of-way) was submitted for Council's consideration. Mr. Benchoff also presented a plan, prepared by Lee Royer, depicting the proposed location of a sign on the Red Roof Storage property at 105 State Road. In addition, a copy of the deed for the property and a copy of the Franklin County Planning Commission's recommendation for approval of this curative amendment was also provided.

Hearing no further comments, the hearing was adjourned at 7:25 p.m.

Respectfully Submitted,

Melinda S. Knott  
Administrative Assistant