

MUNICIPALITY OF BETHEL PARK
ALLEGHENY COUNTY, PENNSYLVANIA

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COUNCIL PUBLIC HEARING MEETING MINUTES
CHAPTER 59 STREETS, SIDEWALKS, PUBLIC PLACES

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COUNCIL MEMBERS

Timothy J. Moury (President)
James P. Hannan (V. President)
Joseph A. Consolmagno
Todd S. Cenci
Donald L. Harrison
James McLean
Timothy Campbell
Lorrie A. Gibbons
Mark J. O'Brien

- - - -

Municipal Manager: Laurence Christian
Police Chief: Timothy O'Connor
Mayor: Jack T. Allen

- - - -

DATE: Monday, April 26, 2021
TIME: 7:36 p.m.

PLACE: Municipality of Bethel Park
5100 West Library Avenue
Bethel Park, Pennsylvania 15102

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Reported by: Kim Simms Strnisa

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1 P-R-O-C-E-E-D-I-N-G-S

2 (Commencing at approximately 7:36 p.m.)

3 PRESIDENT MOURY: At this time, I
4 would like to open the Public Hearing,
5 Chapter 59 Streets, Sidewalks and Public
6 Places.

7 Mr. Christian, would you please
8 call the role.

9 MR. CHRISTIAN: Dr. Campbell?

10 DR. CAMPBELL: Here.

11 MR. CHRISTIAN: Mr. Cenci?

12 MR. CENCI: Here.

13 MR. CHRISTIAN: Mr. Consolmagno?

14 MR. CONSOLMAGNO: Here.

15 MR. CHRISTIAN: Ms. Gibbons?

16 MS. GIBBONS: Here.

17 MR. CHRISTIAN: Mr. Hannan?

18 MR. HANNAN: Present.

19 MR. CHRISTIAN: Mr. Harrison?

20 MR. HARRISON: Present.

21 MR. CHRISTIAN: Mr. McLean?

22 MR. MCLEAN: Here.

23 MR. CHRISTIAN: Mr. Moury?

24 PRESIDENT MOURY: Here.

25 MR. CHRISTIAN: Mr. O'Brien?

1 MR. O'BRIEN: Present.

2 PRESIDENT MOURY: Let the record
3 show all nine members of Council are in
4 attendance, along with Mayor Allen.

5 Okay. Once again, this is a Public
6 Hearing for Chapter 59 Streets, Sidewalks
7 and Public Places.

8 The same format is, Mr. Winkle will
9 give an overview of what the change in the
10 Ordinance is. At that time, we will open it
11 up for public comment or Council comments at
12 that time.

13 So at this time, could I turn to
14 Mr. Winkle.

15 MR. WINKLE: Thank you, Mr. Moury.

16 Yes, this is an Ordinance amendment
17 for Chapter 59. Now, Chapter 59 is Streets,
18 Sidewalks and Public Places. But what we're
19 doing here is we're only amending, at this
20 time currently, Article 9, which is the
21 Installation of Sidewalks.

22 Again, referring to the Blueprint
23 Bethel Park, there was a heat map. I'm sure
24 you're all familiar. You did a lot of good
25 work on it. Which, again, identified that,

1 you know, sidewalks. You want it to be
2 pedestrian friendly, you want it to be a
3 walkable community.

4 Now, you know, there's work to be
5 done with a program -- a future program in
6 place to provide new sidewalks and
7 everything. This is not that. I just want
8 to be clear.

9 This is just, let's make sure that
10 we can maintain the sidewalks we have, keep
11 them in good condition so when the
12 opportunities arise that we can improve the
13 connectivity, the pedestrian walkability of
14 the community, that we have the -- you know,
15 the ability to encourage, enable, you know,
16 and engage the, you know, residents or the
17 business owners to do it through, you know,
18 the program that we'll put in place in the
19 future.

20 And I'll be glad to be back here.
21 I hope back sooner than later on that
22 program.

23 You know, the -- some of the key
24 provisions of this Article 9 amendment, you
25 know, that we want to make sure that

1 sidewalks are required in new developments
2 and new subdivisions. And that is a
3 requirement.

4 Now, there is also -- you know,
5 sometimes you do run into those cases where
6 maybe the, you know, topography, terrain or
7 just unseen circumstances that, you know,
8 put challenges there. And that is
9 addressed, you know, with, you know, some,
10 you know, ability to modify those
11 provisions.

12 We look at sidewalk safety
13 provisions, sidewalk construction, and then
14 snow and ice removal, which we all know we
15 had a lot to do with this year when things
16 happened.

17 You know, just going over, again,
18 the Ordinance. It's just with Chapter 9
19 that, you know, provides for the conditions
20 when our Code Enforcement can go out and
21 say, you know, this sidewalk is in a state
22 of disrepair and it would need replaced, or,
23 you know, work with the property owner on
24 that.

25 I'd just like to say, you know, I

1 don't want to take credit for all of this.
2 I do want to give some credit to Stacey
3 Graf. This was basically handed to me in
4 very rough draft form. And I was able to
5 tweak it. So, you know, I do want to give
6 some credit to our engineer -- Director of
7 Engineering on this also.

8 And with that, I'd just like to
9 close, and ask if there's any questions on
10 the matter that I can address?

11 PRESIDENT MOURY: Are there any
12 questions?

13 (No response.)

14 PRESIDENT MOURY: I just have a
15 couple.

16 One is, there's a provision that's
17 consistent for snow removal as it was in the
18 prior Ordinance. We're going to have the
19 ability for -- to have people clear their
20 sidewalk in this Ordinance?

21 MR. WINKLE: Yes, we will.

22 For residential -- you know, it
23 basically says 24 hours after the storm
24 event ends. And that's the key. If we're
25 going to have -- you know, it's a day, day,

1 day, you can't expect that, you know, our,
2 you know, residents -- you're a homeowner
3 here -- that, you know, you got to be out
4 there and every day you're clearing.

5 So it's after a storm event. So if
6 you have a multi-day storm event, you'll be
7 covered.

8 Businesses, again, it's after a
9 storm event. But a little shorter time
10 frame. But it is spelled out specifically
11 in here.

12 PRESIDENT MOURY: Okay. I know
13 this was a discussion topic of the Planning
14 Commission. It's not like we're going to go
15 out 24 hours and cite everybody. We're
16 going to give everybody a reasonable amount
17 of time.

18 MR. WINKLE: Yeah.

19 PRESIDENT MOURY: In many cases, we
20 do go out and verify. But a lot of cases,
21 we got complaints.

22 MR. WINKLE: Yeah.

23 PRESIDENT MOURY: But this will
24 give us the tool to enforce, which is
25 something we need on areas that aren't

1 addressed.

2 You mentioned about topography in
3 areas where it may. In the previous
4 Ordinance we had a waiver agreement, and the
5 ability to offer waiver agreement that we
6 can call at any time.

7 Does this new Ordinance have the
8 waiver agreement, or an option to do that in
9 the new Ordinance also?

10 MR. WINKLE: It has a relief from
11 the sidewalk requirements that, you know,
12 upon request to the Planning Commission and
13 the Council as part of their development
14 process.

15 Again, you would look at maybe some
16 type of modification. Okay, if we can't get
17 them here, what can we do to create that
18 connectivity between developments?

19 PRESIDENT MOURY: Okay. Thank you,
20 Mr. Winkle.

21 At this time, I would like to turn
22 to the audience participation.

23 Let the record show we've received
24 no comments from the public, but for this
25 meeting.

1 Are there any proponents; people
2 that would be in favor of this Ordinance?

3 (No response.)

4 PRESIDENT MOURY: Let the record
5 show there are none.

6 Opponents; people that are opposed?

7 (No response.)

8 PRESIDENT MOURY: Let the record
9 show there are none.

10 Mr. Winkle touched upon this is
11 just a review of the current Ordinance.
12 They are currently working on Ordinances.
13 This is to straighten up, do our
14 housekeeping up front.

15 And the second phase or third phase
16 of this will be working on an Ordinance. If
17 residents want sidewalks, we're going to
18 institute a plan in which people can come to
19 us and do it.

20 The second one would be, we're
21 working on a global strategy for repairs.
22 We've engaged a company to come in and do an
23 evaluation of our current sidewalks, and
24 then we're going to grade identify them.

25 But the second Ordinance we're

1 working on is a plan. Because, technically,
2 when we put them in a residential
3 development, whether we put them in and they
4 were done initially, the property owners are
5 ultimately responsible.

6 We're going to come up with a plan
7 to help to offer some relief to partner with
8 people. This will be something that will be
9 a discussion in the future that some of our
10 neighboring communities are going to do.

11 But, once again, I would like to
12 thank Mr. Winkle, Ms. Graph for her
13 attention to this Ordinance, the Planning
14 Commission. And Ms. Gibbons, I know, spent
15 a lot of time in several meetings
16 discussing, debating how much snow, when
17 we're doing it.

18 But we appreciate all of the
19 effort. I think it's a really good
20 overview. But I appreciate everybody's
21 involvement.

22 PRESIDENT MOURY: Mr. McLean?

23 MR. McLEAN: Thank you, Mr. Moury.

24 I just want to mention for the
25 record, and I know we'll have an occasion to

1 talk about this as we move through the rest
2 of the aspects of this. But when we're
3 thinking about that extra help to give to
4 people, one of the factors I think we should
5 consider is the location of the sidewalk.

6 Some of our residents have
7 sidewalks that are used regularly for access
8 to schools, yet the burden of taking care of
9 the snow removal and the ice is on that
10 property owner. And those, in particular,
11 may be the folks that we should think about.

12 I mean, I know this from personal
13 experience. I have a resident in my Ward
14 who has about 200 feet of sidewalk near
15 Memorial School, and they have to take care
16 of it. There's no question about it. Yet
17 it's obviously --

18 And, of course, you know, life is
19 full of irony; no school kids in his house.
20 But yet, you know, the sidewalk still has to
21 be taken care of.

22 But there are situations that are
23 different than if we just put sidewalks into
24 a subdivision, everybody in that plan is in
25 basically the same situation. But there are

1 other specialized situations we should keep
2 in mind.

3 PRESIDENT MOURY: No, agreed,
4 Mr. McLean.

5 I think they're also looking at
6 coming up with a master plan on new
7 sidewalks, and the connectivity and, you
8 know, walkability of our community. But
9 you're absolutely right, we've got to have
10 provisions to help the people maintain.

11 MR. McLEAN: Yep.

12 PRESIDENT MOURY: I think
13 Mr. Consolmagno volunteered to come over and
14 shovel, if you wanted him to.

15 MR. CONSOLMAGNO: (Indiscernible.)

16 PRESIDENT MOURY: On that note, are
17 there any other discussion items?

18 (No response.)

19 PRESIDENT MOURY: Is there a motion
20 to adjourn?

21 MR. HANNAN: I move we adjourn.

22 PRESIDENT MOURY: There's a motion
23 by Mr. Hannan.

24 MR. O'BRIEN: Second.

25 PRESIDENT MOURY: There's a second

1 by Mr. O'Brien.

2 All in favor?

3 DR. CAMPBELL: Aye.

4 MR. CENCI: Aye.

5 MR. CONSOLMAGNO: Aye.

6 MS. GIBBONS: Aye.

7 MR. HANNAN: Aye.

8 MR. HARRISON: Aye.

9 MR. McLEAN: Aye.

10 PRESIDENT MOURY: Aye.

11 MR. O'BRIEN: Aye.

12 PRESIDENT MOURY: Opposed?

13 (None opposed.)

14 PRESIDENT MOURY: The Public
15 Hearing has been adjourned.

16 Thank you, everybody.

17 We will now adjourn to the caucus
18 room for our committee meeting.

19 (Whereupon, the Public Hearing was
20 adjourned at 7:47 p.m.)

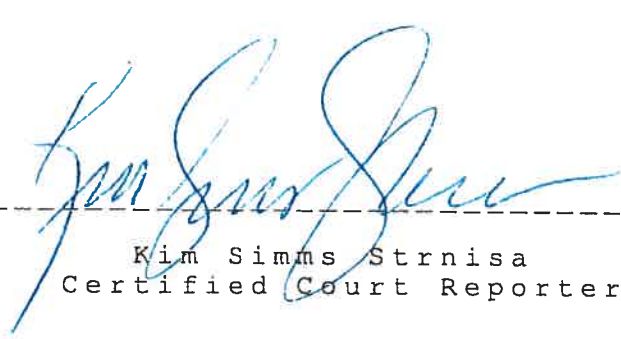
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C E R T I F I C A T E

I hereby certify that the transcript of the proceedings and evidence contained herein are a true and accurate transcription of my stenographic notes taken by me at the Bethel Park Council Public Hearing of the within cause, taken on April 26, 2021, and that the transcription was reduced to printing under my direction, and that this is a true and correct transcript of the same.

5/7/21

Date



Kim Simms Strnisa
Certified Court Reporter

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