

**DERRY TOWNSHIP PLANNING COMMISSION
MEETING MINUTES
July 2, 2019**

CALL TO ORDER

The Tuesday, July 2, 2019 Derry Township Planning Commission meeting was called to order at 6:01 p.m. in the meeting room of the Derry Township Municipal Complex, Administration Building, 600 Clearwater Road, Hershey, PA, by Chairman Don Santostefano.

ROLL CALL

Commission Members Present: Don Santostefano, Chairman; Matt Tunnell; Glenn Rowe

Commission Members Absent: Joyce St. John, Vice Chairwoman; Tom Wilson, Secretary

Also Present: Chuck Emerick, Director of Community Development; Jenelle Stumpf, Planning/Zoning Coordinator

Public Registering Attendance: None

APPROVAL OF MINUTES

On a motion made by Member Tunnell and seconded by Member Rowe, the Planning Commission unanimously approved the minutes from the June 4, 2019 meeting, as written.

OLD BUSINESS

A. Report on the Board of Supervisors action regarding the Preliminary/Final Subdivision and Land Development Plan for Fox Glen Drive, Plat #1313

Mr. Emerick stated that the Board conditionally approved the plan.

B. Report on the Board of Supervisors action regarding Conditional Use Application No. 2019-02 as filed by Hershey Hatchets, Inc., regarding a portion of the property located at 515 Rear West Chocolate Avenue

Mr. Emerick reported that the Board tabled taking action on the matter.

NEW BUSINESS

A. Review and recommendation of Conditional Use Application No. 2019-04 for 228 McCorkle Road, as filed by Kimberly Reeder and Kristyne Wagner

Mr. Emerick explained that the applicants are requesting Conditional Use authorization under the provisions of Chapter 225 (Zoning), Section 225-501.40 (Uses Similar to Specified Permitted Uses) of the Code of the Township of Derry to use the facilities at the Living Legacy Church located at 228 McCorkle Road, Hershey, for the establishment of a homeschool cooperative (co-

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op) for learning support for students in kindergarten through 12th grade. The subject property is located in the Conservation zoning district. The applicants contend that their use is similar to a School use, which is defined in the Zoning Ordinance as “*A facility that provides on-site instruction of a State-approved curriculum including, but not limited to, elementary, secondary, and all other levels of higher education such as colleges, universities, academies, and similar career training facilities.*” Schools are a permitted use in the Conservation zoning district.

MOTION

On a motion made by Member Tunnell, seconded by Member Rowe, and a unanimous vote, the Planning Commission made a recommendation to the Board of Supervisors that the Conditional Use represented by Application No. 2019-04 be granted, subject to the following conditions:

- a. The establishment of the homeschool cooperative shall be in substantial compliance with the information presented with the Conditional Use Application.
- b. The grant of approval of the Conditional Use request shall not relieve the applicants from filing and having the Township approve any permit, land development, subdivision, or site plan which may be required by other Township regulations or from otherwise complying with all applicable Township regulations.
- c. The grant of this Conditional Use shall expire if a zoning permit, building permit, or certificate of use and occupancy is not obtained within 12 months from the date of the grant of the Conditional Use.
- d. The homeschool cooperative shall meet all other requirements of the Township that may apply.

OTHER BUSINESS

None.

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ADJOURNMENT

On a motion made by Member Tunnell, seconded by Member Rowe, and a unanimous vote, the meeting was adjourned at 6:10 p.m.

Respectfully submitted,

Thomas P. Wilson
Planning Commission Secretary

Submitted by:

Jenelle Stumpf
Planning/Zoning Coordinator (*acting as stenographer*)