

**Mount Joy Borough Council Meeting
Agenda
7:00 PM, Monday, August 1, 2022**

- 1) Call to Order – President Hall
- 2) Roll Call—Councilors, Castaldi, Eichler, Fahndrich, Ginder, Hall, Haigh, Roering, Ruschke, Youngerman, and Mayor Bradley
- 3) Invocation- Mayor Bradley
- 4) Pledge of Allegiance – Mayor Bradley
- 5) Announcement of Executive Sessions – There will be an Executive Session under Item # 18 of this agenda to discuss personnel matter.
- 6) Consider a motion to approve the August 1, 2022, Borough Council Meeting Agenda.
- 7) Public Input Period - Comments of Any Borough Resident or Property Owner. Time limit of three minutes per individual.
- 8) Reports
 - a) Mayor
 - b) Police Chief
 - c) Fire Department Mount Joy
 - d) PSH Life Lion LLC.
 - e) Northwest EMS Report
 - f) EMA
 - g) Library
 - h) Planning/Zoning/Code Officer
 - i) Public Works Department
 - j) Borough Authority Manager
 - k) Assistant Borough Manager/Finance Officer
 - l) Borough Manager
- 9) Approval of Minutes of the Regular Borough Council Meeting held on July 11, 2022.
- 10) Building Ad Hoc Committee
 - a) Update
- 11) Administration and Finance Committee
 - a) Consider a motion to appoint Ned Sterling to the Civil Service Commission.
 - b) Consider a motion authorizing the Borough Manager to draft and send a letter to the Lancaster County Tax Collection Bureau advising that Council does not object to the sale of Parcel 450-09139-0-0000.
 - c) Consider a motion authorizing the purchase of a used vehicle for the Borough Manager.

If you are a person requiring accommodations to participate, please contact
Borough staff to discuss how we may best accommodate your needs.
21 East Main Street, Mount Joy, PA 17552 • (717) 653-2300
Fax (717) 653-6680 • Borough@mountjoyva.org • www.mountjoyborough.com

- d) Consider a motion to authorize the Borough Solicitor to advertise Ordinance 06-2022, Rezoning 14, 18, 19, and 20 North Market Street from Commercial Business District to Light Industrial, to submit the ordinance and rezoning petition to the Lancaster County Planning Commission and the Mount Joy Borough Planning Commission, and to authorize the Borough Solicitor to advertise a public hearing for the rezoning on October 3, 2022
 - e) Consider a motion to permit the Borough Manager to apply for a Susquehanna Mutual Trust grant for first aid kits for Public Works/Parks vehicles.
 - f) Consider a motion to adopt Ordinance 02-2022 regarding the Keeping of Animals and Animal Nuisances and to Revise Enforcement and Penalty Provisions.
 - g) Consider a motion to adopt Ordinance 03-2022 regarding Amending the Mount Joy Borough Code of Ordinances, Chapter 226, Stormwater Management, to implement revised regulations.
 - h) Consider a motion that would require LCCTC to post the required financial security for the stormwater retention basin with the Borough separate from the financial security required for lot #14 to Mount Joy Township
 - i) Consider a motion authorizing staff to proceed with the RFP for a new Refuse Contract should GFL not wish to extend the current contract for 1 year and the rate dictated by the current refuse contract.
- 12) Public Safety Committee
- a) Consider a motion authorizing the Borough Solicitor to amend Chapter 130 §130-5, A & B as proposed.
 - b) Discuss recommendations of the Public Safety Committee not to pursue regionalization or the contracting of police services.
- 13) Public Works Committee
- a) Discussion about Easement at 40 Donegal Springs Road for purposes of bicycle or pedestrian path.
 - b) Consider a motion to close Delta Street between east Henry Street and Main Street for National Night Out event scheduled for Tuesday, August 2, 2022.
- 14) Public Input Period - Comments of Any Borough Resident or Property Owner. Time limit of three minutes per individual.
- 15) Any other matter proper to come before Council.
- 16) Authorization to pay bills.
- 17) Meetings and dates of importance, see the blue calendar.
- 18) Executive Session personnel matter.
- 19) Adjourn

The next regular Borough Council meeting is scheduled for 7:00 PM, on Monday, September 12, 2022.

Police Activity Statistics 2022

	Citation Charges	Criminal Charges	Incidents	Total Incidents YTD	Total Incidents Prev YTD
Jan	18	19	566	566	589
Feb	19	35	503	1,069	1,118
Mar	46	32	585	1,654	1,792
Apr	35	19	686	2,340	2,555
May	46	13	636	2,976	3,296
June	56	28	629	3,605	4,034
July					4,804
Aug					5,526
Sept					6,221
Oct					6,933
Nov					7,495
Dec					8,018
TOTAL					

New Detective Cases-June 2022

	2014	2015	2016	2017	2018	2019	2020	2021	2022
January	0	6	6	7	5	3	4	2	2
February	8	12	6	9	5	3	7	2	0
March	6	11	6	8	7	7	6	2	8
April	4	5	8	6	6	4	6	3	5
May	1	13	2	3	14	5	7	2	2
June	3	10	2	7	3	10	5	5	1
July	5	8	3	20	12	4	9	4	
August	4	10	12	7	3	3	6	5	
September	1	6	4	6	4	3	7	5	
October	11	6	13	7	6	6	9	5	
November	7	4	10	7	4	10	1	6	
December	12	6	10	9	4	3	5	2	

Active Cases	1
Cases at District Attorney's Office	6
Inactive Cases	0



MOUNT JOY POLICE DEPARTMENT

Calls for Service

June 2022

Code	Call for Service	Totals
0613	THEFT SHOPLIFTING	1
0619	THEFT ALL OTHERS	2
1010	FORGERY	1
1130	FRAUD ALL OTHERS	5
1440	CRIMINAL MISCHIEF ALL	2
1510	WEAPONS	1
1720	INDECENT EXPOSURE	1
1810	DRUG POSSESSION OFFENSE	1
2040	FAMILY OFFENSES - DOMESTIC	6
2310	PUBLIC INTOXICATION / DRUNKENNESS	1
2450	NOISE COMPLAINT	5
2624	FALSE POLICE REPORT	1
2640	MUN ORD VIOLATIONS	2
2654	DISTURBANCE	6
2656	THREATS	2
2657	HARASSMENT	10
2660	TRESPASSING	3
2665	FIREWORKS	2
2911	RUNAWAY-MALE	1
4012	GAS LEAKS/EXPLOSIONS GENERAL POLICE	2
4014	OPEN DOORS/WINDOWS GENERAL POLICE	2
4018	STREET LIGHTS-OUT/REPAIRS	14
4021	SUSPICIOUS ACTIVITY	10
4028	OTHER NON-CRIMINAL INV GENERAL POLICE	1

4040	PATROL INVESTIGATION	1
4052	ALARM BURGLARY OR HOLDUP NON RESIDENCE	16
5004	FOUND ARTICLES	5
5008	LOST ARTICLES	1
5010	MISSING PERSON	2
5510	ANIMAL COMPLAINTS ALL	5
6008	REPORTABLE MV CRASH NO INJURIES	6
6015	REPORTABLE MV CRASH HIT & RUN	2
6303	TRAFFIC OFFENSE ALL OTHER	3
6305	SELECTIVE ENFORCEMENT TRAFFIC	6
6310	TRAFFIC ENFORCE / STOP	84
6335	TRAFFIC HAZARD	2
6336	DISABLED MV	5
6511	PARKING VIOLATION COMPLAINT	7
6602	ABANDONED IMPOUND/TOWAWAY	2
6612	SIGNALS SIGNS OUT	2
6615	TRAFFIC COUNTER DEPLOYMENT / RADAR SIGN	1
7002	BUILDING CHECK	47
7003	PROPERTY CHECK / AREA CHECK	2
7008	MEDICAL ASSISTANCE	73
7014	OTH PUB SERV/WELFARE CHK	11
7015	ASSIST CITIZEN	14
7025	EMOTIONALLY DISTURBED PERSON (EDP)	6
7502	ASSISTING-FIRE DEPT	2
7504	ASSISTING-OTHER POLICE DP	17
7506	ASSISTING-OTHER AGENCIES	1
7522	ASSISTING OTHER OFFICER	1
8010	WARRANTS-LOCAL	8
9002	ADMINISTRATIVE DUTIES	3

9008	COURT	19
9020	POLICE INFORMATION	25
9021	TRAINING	4
9025	FIELD CONTACT INFORMATION	13
9028	FINGERPRINT	2
9029	CIVIL MATTER	4
9030	SPECIAL DETAIL ASSIGNMENT	5
9034	REPOSSESSION	2
9068	COMMUNITY RELATIONS ACTIVITY	1
9112	FOOT PATROL	14
9115	FOLLOW UP	98
9130	PRESCRIPTION DRUG TAKE BACK	1
9137	EVIDENCE DUTIES	6
9192	VEHICLE MAINTENANCE	10
9989	CALL BY PHONE	6
9999	NON-CAT DATA	2
	Grand Total	629

MOUNT JOY POLICE DEPARTMENT

21 E MAIN ST, MOUNT JOY,
PA 17552

Phone: 717-653-1650

Fax: 717-653-0062

Citation Output By Charge

Starting Issue Date 6/1/2022 to Ending Issue Date 6/30/2022

Charge	Total
1301 A - DR UNREGIST VEH	3
4107 B2 - OPER/PERM OP W/UNSAFE EQMT/	1
4703 A - OPERAT VEH W/O VALID INSPECT	2
4706 C5 - EVIDENCE OF EMISSION INSPECTION	1
1301 - 1301 A - Dr Unregist Veh	2
1371 - 1371 A - Veh Reg Suspended	1
1501 - 1501 A - Driving W/O A License	1
1543 - 1543 A - Driv While Oper Priv Susp Or Revoked	1
1543 - 1543 B1i - Drg Lic Sus/Rev Purs to Sec 3802/1547B1	1
1543 A - DRIV WHILE OPER PRIV SUSP OR REVOKED	1
1786 - 1786 A - Required Financial Responsibility	1
1786 - 1786 F - Oper Veh W/O Req'd Financ Resp	2
3111 - 3111 A - Obedience to Traffic-Control Devices	3
3309 - 3309 1 - Disregard Traffic Lane (Single)	1
3322 - 3322 - Vehicle Turning Left	1
3351 - 3351 A - Improper Stop	1
3353 - 3353 A1X - Illegal Park Where Official Signs Prohibit	1
3353 - 3353 A3II - Illegal Park Where Official Signs Prohibit	1
3362 --	1
3362 A3-10 - EXCEED MAX SPEED LIM ESTB BY 10 MPH	1
3703 - 3703 A - Drive On Sidewalk	1
3714 - 3714 A - Careless Driving	2
3744 - 3744 A - Fail Stop And Give Infor Render Aid	1
3745 - 3745 A - Acci Dam To Unattended Veh Or Propert	1
3746 - 3746 A2 - Fail To Not Police Of Acc\ Damage To Vehicle	1
4581 - 4581 A2II - Fail to use safety belt - driver and front seat occupant	1
4703 - 4703 A - Operat Veh W/O Valid Inspect	8
4706 - 4706 C5 - Evidence Of Emission Inspection	1
1786 F - OPER VEH W/O REQ'D FINANC RESP	1
3111 A - OBEDIENCE TO TRAFFIC-CONTROL DEVICES	8
3309 1 - DISREGARD TRAFFIC LANE (SINGLE)	1
3362 A3-11 - EXCEED MAX SPEED LIM ESTB BY 11 MPH	1

4107 - UNLAWFUL ACTIVITIES	1
4703 A - OPERAT VEH W/O VALID INSPECT	1

Total:	56
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MOUNT JOY POLICE DEPARTMENT

21 E MAIN ST, MOUNT JOY,
PA 17552

Phone: 717-653-1650

Fax: 717-653-0062

Criminal Charges by Charge Type

Starting Issue Date 6/1/2022 to Ending Issue Date 6/30/2022

Charge Type: ARREST

Charge	Total
1501 A - DRIVING W/O A LICENSE	1
1543 B1.1 II - DRIVING WHILE OPERATING PRIVILEGE IS SUSPENDED OR	1
2701 A1 - SIMPLE ASSAULT - ATTEMPT	1
2701 A3 - PA TITLE 18, SECTION CS-2701 (A)(3): SIMPLE ASSAULT. DV	1
2705 - PA TITLE 18, SECTION CS-2705: RECKLESSLY ENDANGERING ANOTHER PERSON. DV	1
2709 A4 - HARASSMENT - COMM. LEWD, THREATENING, ETC. LANG.	1
2709 A7 - HARASSMENT - COMM. REPEATEDLY IN ANOTHER MANNER	2
2709 A7 - PA TITLE 18, SECTION CS-2709(A)(7): HARASSMENT.	1
2709.1 A1 - PA TITLE 18, SECTION CS-2709.1 (A)(1): STALKING. DV	1
3304 A2 - CRIM'L MISCH-TAMPER W/PROPERTY	1
3503 (B)(1)(I) - DEF TRES ACTUAL COMMUNICATION TO	1
3743 A - PA TITLE 75, SECTION VC-3743 (A): ACCIDENTS INVOLVING DAMAGE TO ATTENDED VEHICLE OR PROPERTY.	1
3802 A1 - DRIVING UNDER THE INFLUENCE -GENERAL IMPAIRMENT	1
3921 A - THEFT BY UNLAW TAKING-MOVABLE PROP	1
3929 A1 - RETAIL THEFT	1
4904 A1 - UNSWORN FALS AUTH WRITTEN STMT	1
4906 A - FALSE REPORT - FALSELY INCRIMINATE ANOTHER	1
5505 - PUBLIC DRUNKENNESS AND SIMILAR MISCONDUCT	1
5901 - OPEN LEWDNESS	1
780-113 A30 - MANUF/DEL/POSS/W INT MANUF OR DEL	1
780-113 A32 - USE / POSSESSION OF DRUG PARAPHERNALIA	1
Total:	22

Charge Type: COMPLAINT

Charge	Total
2709 A1 - HARASSMENT/STRIKE, SHOVE, KICK, ETC.	2
3929 A1 - RETAIL THEFT	1
5505 - PUBLIC DRUNKENNESS AND SIMILAR MISCONDUCT	3
	Total: 6

FDMJ Monthly Incident Report Summary

June 2022

Responded to **35 alarms** for the month of June 2022 - **261 total alarms** for year as of 6/30/22

Time in service for month: **25 hours and 42 minutes**

Average manpower per incident: **10 members per call for month - (6a-4p 15 calls/7 members per call) - response time - 4 min & 47 sec and arrival time - 9 min & 45 sec. (w/FP calls)**

Total Man-hours: **191 hours & 27 minutes**

Calls by Municipality First Due: 20 first due alarms - **15** mutual aid alarms - **3** FP only calls

- Mount Joy Borough - 8
- Rapho Township - 9
- Mount Joy Township - 1
- East Donegal Township - 2

Apparatus used:

- Engine 75-1 -12
- Engine 75-2 - 16
- Truck 75 - 10
- Squad 75-1 - 3
- Traffic 75 - 3
- POV - 8 (fire police)
- Duty Chief Vehicle - 17
- Duty Officer Vehicle - 4

Property pre-incident value: \$ 13,500.00

Property fire loss: \$ 12,500.00

Property post incident saved: \$ 1,000.00

2022 FDMJ responds to a call every 16 hours & 33 min

Total Training hours of 39 members trained for 297 hours & 0 min

Fire Prevention Details - 2 fire prevention details - library lunch series with the fire department and a home school class visit to the fire station.

Community Service Details for the month - FDMJ participated in 6 duty crews, 2 work details and 1 public service event.

Notable First Due Calls: - first due

- 6/27 - Vehicle fire - RT - Strickler Road - \$12,500.00 fire loss - 90% loss

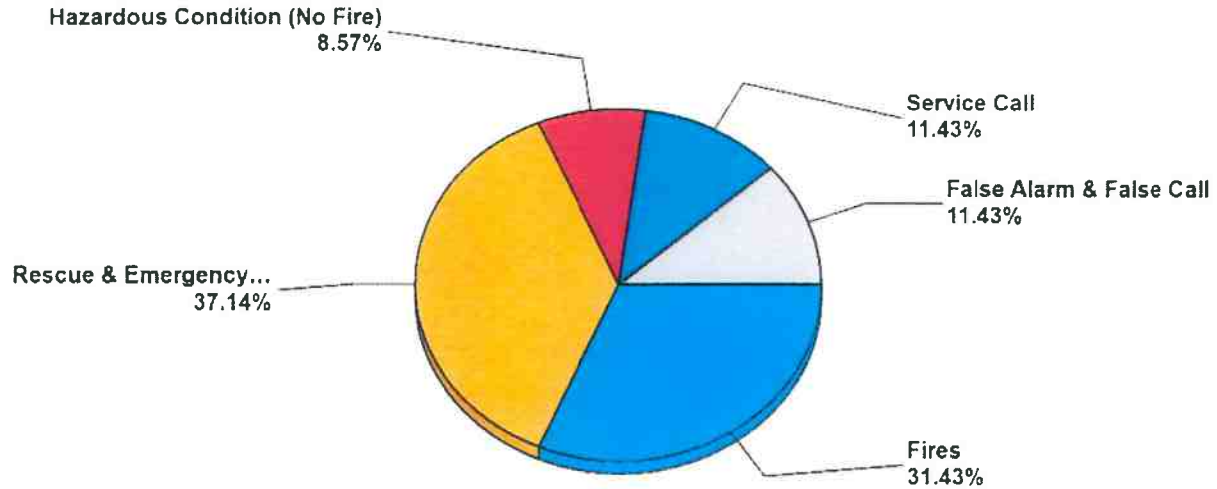
Fire Department Mount Joy

Mount Joy, PA

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Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 06/01/2022 | End Date: 06/30/2022



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	11	31.43%
Rescue & Emergency Medical Service	13	37.14%
Hazardous Condition (No Fire)	3	8.57%
Service Call	4	11.43%
False Alarm & False Call	4	11.43%
TOTAL	35	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.



Detailed Breakdown by Incident Type

INCIDENT TYPE	# INCIDENTS	% of TOTAL
111 - Building fire	7	20%
131 - Passenger vehicle fire	2	5.71%
140 - Natural vegetation fire, other	1	2.86%
142 - Brush or brush-and-grass mixture fire	1	2.86%
311 - Medical assist, assist EMS crew	3	8.57%
322 - Motor vehicle accident with injuries	5	14.29%
324 - Motor vehicle accident with no injuries.	3	8.57%
352 - Extrication of victim(s) from vehicle	1	2.86%
355 - Confined space rescue	1	2.86%
412 - Gas leak (natural gas or LPG)	2	5.71%
463 - Vehicle accident, general cleanup	1	2.86%
511 - Lock-out	1	2.86%
550 - Public service assistance, other	1	2.86%
551 - Assist police or other governmental agency	1	2.86%
571 - Cover assignment, standby, moveup	1	2.86%
740 - Unintentional transmission of alarm, other	1	2.86%
743 - Smoke detector activation, no fire - unintentional	1	2.86%
744 - Detector activation, no fire - unintentional	1	2.86%
745 - Alarm system activation, no fire - unintentional	1	2.86%
TOTAL INCIDENTS:	35	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.



Fire Department Mount Joy

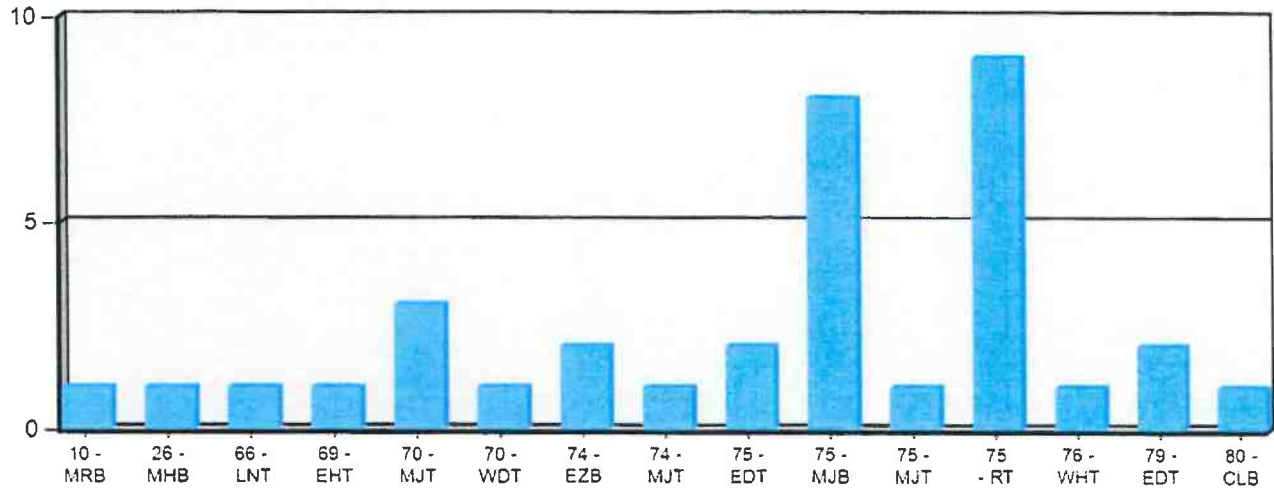


Mount Joy, PA

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Incident Count per Zone for Date Range

Start Date: 06/01/2022 | End Date: 06/30/2022



ZONE	# INCIDENTS
10 - MRB - 10 Marietta Borough	1
26 - MHB - 26 Manheim Borough	1
66 - LNT - 66 Lancaster Township	1
69 - EHT - 69 East Hempfield Township	1
70 - MJT - 70 Mount Joy Township	3
70 - WDT - 70 West Donegal Township	1
74 - EZB - 74 Elizabethtown Borough	2
74 - MJT - 74 Mount Joy Township	1
75 - EDT - 75 East Donegal Township	2
75 - MJB - 75 Mount Joy Borough	8
75 - MJT - 75 Mount Joy Township	1
75 - RT - 75 Rapho Township	9
76 - WHT - 76 West Hempfield Township	1
79 - EDT - 79 East Donegal Township	2
80 - CLB - 80 Columbia Borough	1
TOTAL:	35

Zone information is defined on the Basic Info 3 screen of an incident. Only REVIEWED incidents included. Archived Zones cannot be unarchived.



Fire Department Mount Joy

Mount Joy, PA

This report was generated on 7/3/2022 12:41:24 PM

Incident Statistics

Zone(s): All Zones | Start Date: 06/01/2022 | End Date: 06/30/2022

INCIDENT COUNT		
INCIDENT TYPE	# INCIDENTS	
EMS	13	
FIRE	22	
TOTAL	35	

TOTAL TRANSPORTS (N2 and N3)			
APPARATUS	# of APPARATUS TRANSPORTS	# of PATIENT TRANSPORTS	TOTAL # of PATIENT CONTACTS
TOTAL			

PRE-INCIDENT VALUE	LOSSES
\$13,500.00	\$12,500.00

CO CHECKS	
TOTAL	

MUTUAL AID	
Aid Type	Total
Aid Given	14
Aid Received	3

OVERLAPPING CALLS	
# OVERLAPPING	% OVERLAPPING
2	5.71

LIGHTS AND SIREN - AVERAGE RESPONSE TIME (Dispatch to Arrival)		
Station	EMS	FIRE
Station 75	0:09:13	0:08:01
	AVERAGE FOR ALL CALLS	0:09:45

LIGHTS AND SIREN - AVERAGE TURNOUT TIME (Dispatch to Enroute)		
Station	EMS	FIRE
Station 75	0:04:39	0:03:51
	AVERAGE FOR ALL CALLS	0:04:47

AGENCY	AVERAGE TIME ON SCENE (MM:SS)
Fire Department Mount Joy	44:11

Only Reviewed Incidents included. EMS for Incident counts includes only 300 to 399 Incident Types. All other incident types are counted as FIRE. CO Checks only includes Incident Types: 424, 736 and 734. # Apparatus Transports = # of incidents where apparatus transported. # Patient Transports = All patients transported by EMS. # Patient Contacts = # of PCR contacted by apparatus. This report now returns both NEMSIS 2 & 3 data as appropriate. For overlapping calls that span over multiple days, total per month will not equal Total count for year.

Fire Department Mount Joy

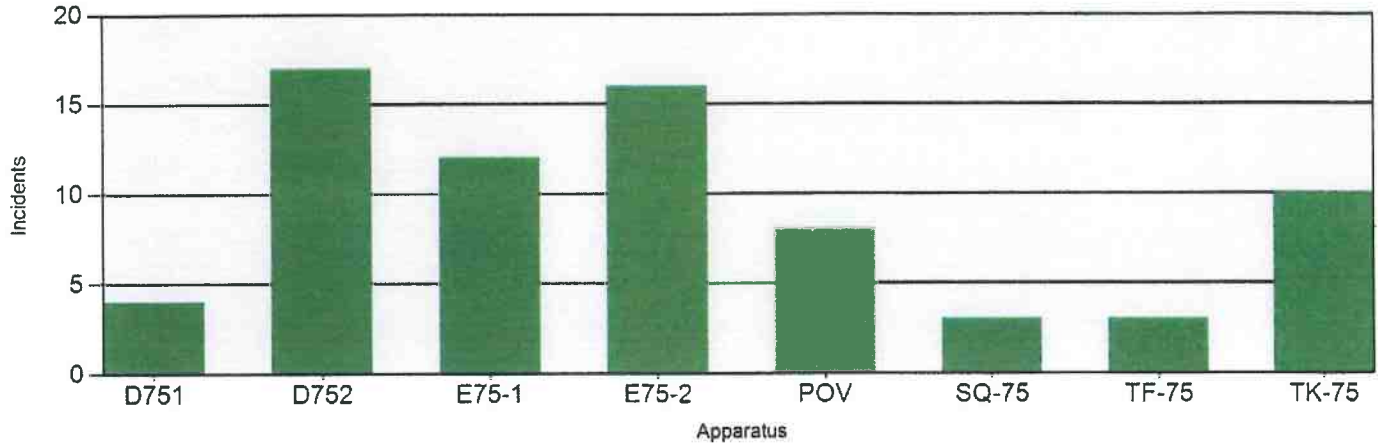


Mount Joy, PA

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Incident Count per Apparatus for Date Range

Start Date: 06/01/2022 | End Date: 06/30/2022



APPARATUS	# of INCIDENTS
D751	4
D752	17
E75-1	12
E75-2	16
POV	8
SQ-75	3
TF-75	3
TK-75	10

Cancelled apparatus (per the THIS APPARATUS WAS CANCELLED checkbox on Basic Info 4) not included. Only REVIEWED incidents included.



Fire Department Mount Joy

x

Mount Joy, PA

This report was generated on 7/3/2022 12:48:11 PM

Incident Count with Man-Hours per Zone for Date Range

Incident Type(s): All Incident Types | Start Date: 06/01/2022 | End Date: 06/30/2022

ZONE	INCIDENT COUNT	MAN-HOURS
10 - MRB - 10 Marietta Borough	1	10:23
26 - MHB - 26 Manheim Borough	1	4:14
66 - LNT - 66 Lancaster Township	1	9:26
69 - EHT - 69 East Hempfield Township	1	0:58
70 - MJT - 70 Mount Joy Township	3	14:20
70 - WDT - 70 West Donegal Township	1	3:57
74 - EZB - 74 Elizabethtown Borough	2	25:27
74 - MJT - 74 Mount Joy Township	1	14:35
75 - EDT - 75 East Donegal Township	2	4:11
75 - MJB - 75 Mount Joy Borough	8	26:38
75 - MJT - 75 Mount Joy Township	1	5:23
75 - RT - 75 Rapho Township	9	31:40
76 - WHT - 76 West Hempfield Township	1	2:46
79 - EDT - 79 East Donegal Township	2	37:19
80 - CLB - 80 Columbia Borough	1	0:31
TOTAL	35	191:47

NOTE that this report takes into consideration ONLY those Personnel that are associated with an Apparatus, and that only Reviewed incidents are included in the counts.



Fire Department Mount Joy

Mount Joy, PA

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Losses for Date Range

Start Date: 06/01/2022 | End Date: 06/30/2022

TOTAL INCIDENTS	TOTAL PROPERTY LOSS	TOTAL CONTENT LOSS	TOTAL LOSSES	AVERAGE LOSS
1	\$10,000.00	\$2,500.00	\$12,500.00	\$12,500.00

INCIDENT NUMBER	DATE	Incident Type	PROPERTY LOSS	CONTENT LOSS	TOTAL	% of Total
2022-254	06/27/2022	131 - Passenger vehicle fire	\$10,000.00	\$2,500.00	\$12,500.00	100.00%

Only REVIEWED incidents included



Fire Department Mount Joy

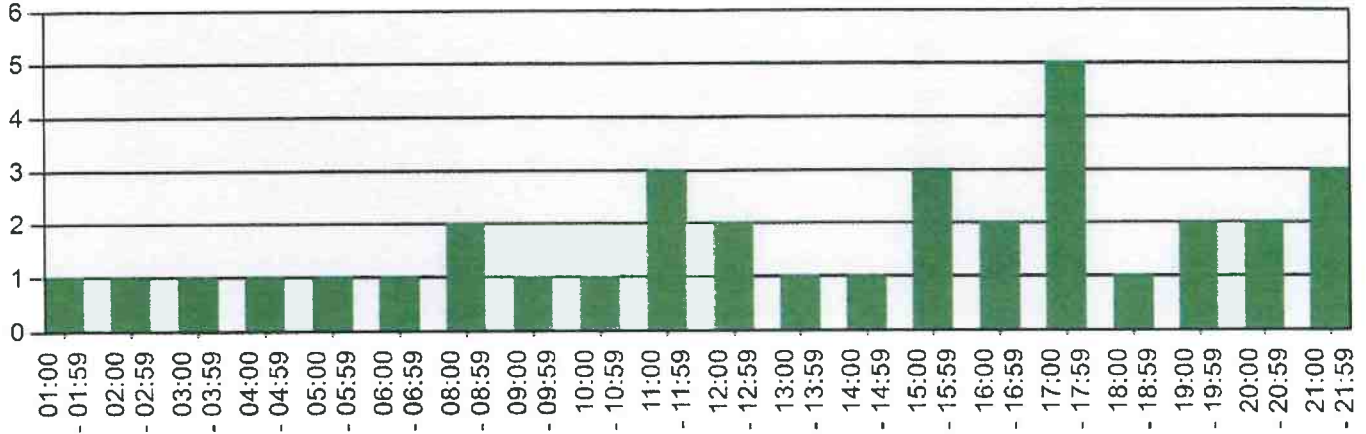


Mount Joy, PA

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Incidents by Hour for Date Range

Start Date: 06/01/2022 | End Date: 06/30/2022



HOUR	# of CALLS
01:00 - 01:59	1
02:00 - 02:59	1
03:00 - 03:59	1
04:00 - 04:59	1
05:00 - 05:59	1
06:00 - 06:59	1
08:00 - 08:59	2
09:00 - 09:59	1
10:00 - 10:59	1
11:00 - 11:59	3
12:00 - 12:59	2
13:00 - 13:59	1
14:00 - 14:59	1
15:00 - 15:59	3
16:00 - 16:59	2
17:00 - 17:59	5
18:00 - 18:59	1
19:00 - 19:59	2
20:00 - 20:59	2
21:00 - 21:59	3

Only REVIEWED incidents included



emergencyreporting.com

Doc Id: 19

Page # 1 of 1

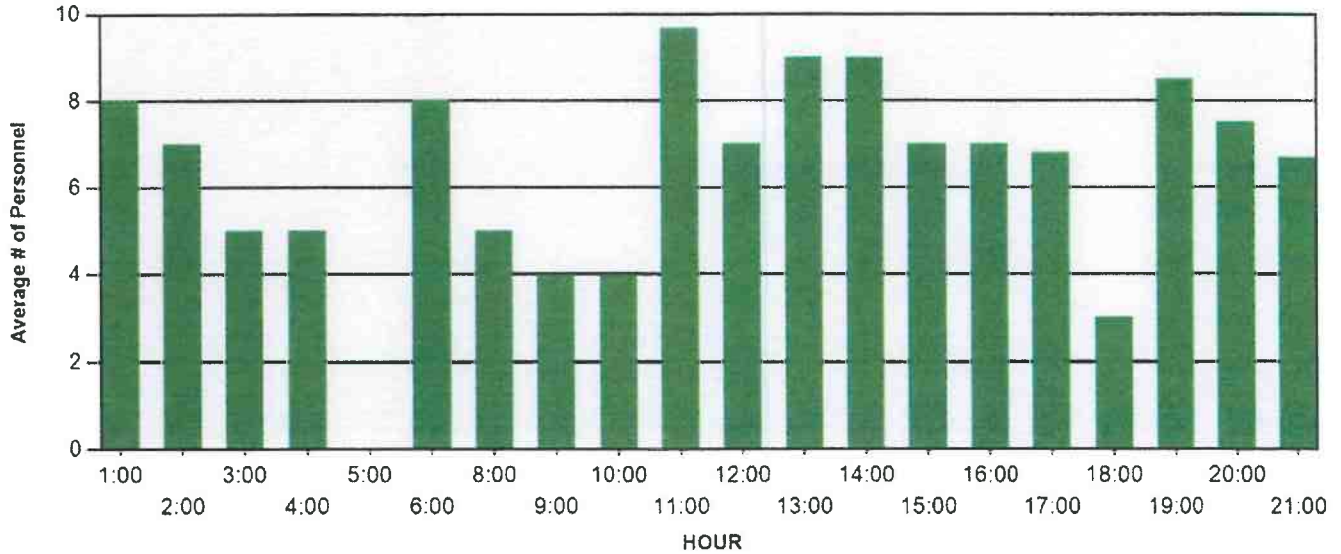
Fire Department Mount Joy

Mount Joy, PA

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Average Number of Responding Personnel per Hour for Date Range

Start Date: 06/01/2022 | End Date: 06/30/2022



HR	AVG. # PERSONNEL
01:00 - 01:59	8.00
02:00 - 02:59	7.00
03:00 - 03:59	5.00
04:00 - 04:59	5.00
05:00 - 05:59	0.00
06:00 - 06:59	8.00
08:00 - 08:59	5.00
09:00 - 09:59	4.00
10:00 - 10:59	4.00
11:00 - 11:59	9.67
12:00 - 12:59	7.00
13:00 - 13:59	9.00
14:00 - 14:59	9.00
15:00 - 15:59	7.00
16:00 - 16:59	7.00
17:00 - 17:59	6.80
18:00 - 18:59	3.00
19:00 - 19:59	8.50
20:00 - 20:59	7.50
21:00 - 21:59	6.67

AVE. # PERSONNEL calculated from total number of personnel responding to incidents begun at the HOUR divided by total number of REVIEWED incidents for that HOUR. Includes personnel that responded both on or off apparatus.





MILANOF-SCHOCK LIBRARY

1184 Anderson Ferry Road, Mount Joy, PA 17552

Tel: 717.653.1510 Fax: 717.653.4030

www.mslibrary.org

Milanof-Schock Library is a community resource that enriches lives through, education, information, exploration, and socialization.

Serving East Donegal Township, Marietta Boro, Mount Joy Boro, Mount Joy Township & Rapho Township

July 2022 - Compiled by Joseph McIlhenney, Executive Director
Contributors: Susan Craine, Kim Beach, Jan Betty & Kirstin Rhoades

June 1-30, 2022 Statistics	2022	2021	2020	2019	2018
TOTAL CIRCULATION	18,713	17,364	3,963	19,251	19,615
YTD CIRCULATION	88,597	88,526	44,374	93,383	94,211
OVERDRIVE & E-formats	1,464	1,395	1,472	986	-
NEW PATRONS	141	82	20	95	160
YTD NEW PATRONS	446	290		435	494
PATRON COUNT	6,650	5,955	1,440	7,243	8,825
YTD PATRON COUNT	30,560	23,751	16,757	37,813	42,251
PASSPORTS	91	67	0	112	94
YTD PASSPORTS	560	466		768	809
WIFI USERS	324	314	-		
PC USERS	299	340	39		

ITEMS SOLD IN LOBBY	\$975.00
YTD TOTAL \$	\$5,271.39
TOTAL \$ ADDED DONATIONS	\$0
TOTAL \$ DONATIONS as PRIZES	\$609.00
TOTAL	\$1,584.00

Executive Summary

- MSL Summer Reading Kick-off brought nearly 350 people on June 4th. Other Summer programs are drawing big numbers too including Maker Fest on June 25, Radio Controlled Planes program on June 18th, Fire Department of Mount Joy bringing a fire truck on June 16 and the "Book of Secrets" Adventure passive program. That's just the beginning – Lots going on!
- Food Truck Thursday, and the trucks visiting for programs, have brought many positive comments.
- The Friend's Used Book Sale returned to Donegal High School on June 9-11 and was successful.

PROGRAMMING / CLUBS / PROCTORS NUMBERS

ADULT Programs	Programs	Participants	Programs YTD	Participants YTD
In-Library Programs	3	219	5	281
Club Meetings/Participants	6	54	35	266
YOUTH Programs	Programs	Participants	Programs YTD	Participants YTD
In-Library Programs	22	1,074	95	2,343
Off Site Programs	2	58	2	58
Virtual Programs	2	5	3	1,708

Volunteer	Month Total	2022 YTD Totals		
Volunteer Hours	108.5	469.5		

Joseph

- Attended **LSLC Director's Meeting** on Friday, June 3.
- Enjoyed a family vacation June 6-10 which unfortunately was during the Used Book Sale.
- Attended a **District meeting with Office of Commonwealth Libraries** regarding District services moving to LSLC on June 13.
- Spent a good bit of June preparing for the **MSL Virtual Board Retreat on June 16**.
- **Applied for ExtraGive**. New requirements include my SS#.
- Haller Enterprises, MSL's contracted **HVAC service**, replaced a major blower in roof on June 13 and visited for an emergency repair to a water pump on June 20.
- **Finalized Hoopla service**, including expenditure of \$5,000 to begin credit with Hoopla, changes to the MSL website and planning an MSL marketing approach.

Community/Service Point (Susan)

- Auction meetings and manage volunteers solicitation
- Schedule changes
- Rescheduling of volunteers
- Processing many new items

Youth Services (Jan)

- I was thrilled to have over 1000 in person attendees at my June programs, starting with the kick-off of 347 folks stopping in. I've also been happy with many returning faces that have not been in the library since COVID.
- New program series:
 - **"So, you want to be a..."** which brings in different folks from the community to talk about what they do. So far, we've had FDMJ, Columbia Animal Shelter and PSU extension Master Gardeners talking about pollinators. Attendance has been great for these programs!
 - **Super Saturdays...**Radio Controlled Planes and Makerfest were the 2 in June. Had over 100 for the planes and Kim has the #'s for Makerfest, but I think it was a great turnout.
- Did my 1st in person visit to 2 age groups at the St. Mark's Summer Camp. We made bubble wands and bubbles with the younger group and marshmallow throwing catapults with the older kids. I had a blast and was told they did too.
- Had 5 teens attend the Zoom Teen 'Zine, a program that has authors writing with teens and writing an end of summer magazine with their creation.
- Had 52 book bundles go out and over 1800 summer reading program papers get handed out. Kudos to our wonderful circ staff for remembering to ask everyone if they want the papers.

Public Relations/Promotions (Kirstin)

- **CONSTANT CONTACT:** July 2022 Enews: sent to 3108 contacts, added 18 new contacts; 1,134 opens (39%), 92 clicks (3%), 5 unsubscribe
- **SOCIAL MEDIA:**
 - Facebook – Total Page Followers 2,163; **26 New Page Likes; 11,812 reached; 3,303 post engagements; Posted 69 Stories** with 396 opens, 24 engagements, Reach of 335; Created 4 Events. In May we reached 10,158 people with 7 event postings; **Most popular post** – Used Book Sale reminder **2.1K reach with 138 engagements**, Recycled Flags **reached 1.7K**
 - Instagram – **801 followers** (8 new)
- 4 Press Releases - Distributed via news media, municipalities, and Chamber of Commerce.
- **WEBSITE**
 - 5,409 website entrances; 6,825 users; 13,202 page views

- These are the highest view counts: 2,382 page views of calendar; 396 Family Story Time.
- 301 views of Summer Reading Program
- Updated programs for July.
- Added food truck days to online calendar.
- MISC
 - Updated Friends FB Cover image and icon
 - Makerfest: Contacted some artists for Makerfest and found one for this year and others for next year, promoted, and photographed the event
 - Auction: created logo, sent "Save the Date" email, created "Save the Date" postcard
 - Worked with Food Trucks: communicated about parking, times, etc. Set up for them every Thursday morning, put away cones afterwards, put out signs
 - Google business profile for April saw 1,781 interactions (calls, website views, etc.)
 - Added more photos to our Google page.
 - Continued the emptying of the book donation shed and gathering books for sale in lobby, which made over \$970 in June

Volunteers/Programming/Fundraising (Kim)

- **Annual Patron Appeal 2022**
 - Donations are trickling in. As of June 30: \$31,881.20.
- **Auction 2022**
 - Donations have begun to come in. As of June 30: Sponsorships, items and ads received are at \$7,870.00.
- **Adult Programs**
 - MakerFest.
 - 15 exhibitors and almost 200 visitors! Great day!
 - Looking into do a holiday bazaar and allowing the makers to sell their work.
 - Joined a Programming Librarian Interest Group on FB to see what is working for other libraries. Postings indicate that adult programs are still being sparsely attended, but they are coming back.
 - Make-It Monday programs are "selling out" almost every month!
 - Some big programs coming up ... stay tuned!
- **Passive Programs**
 - Adult Summer Reading Program
 - Off to a big start again this year! 137 adults have shown interest and about 20% have already submitted entries. Good numbers for adults!
 - Puzzle Exchange continues to be a huge hit: 137 puzzles were taken or brought in.
- **Grounds Crew**
 - Borough delivered 2 scoops of mulch at no cost. Kirstin and her husband came in EARLY on a Saturday to spread it.
 - Waterers and weeders are keeping up with our needs and the grounds are looking fantastic.
 - New volunteer Crew leader in place. Full disclosure: she is my sister, Kathy Morrison. 😊
 - Fairy Garden
 - Contest to name the fairy garden: Judges chose "Gardenia".
 - Children are loving the garden! Plans in place to add fairy lights, and to add seasonal touches in fall and winter.
 - Designed a sign that will be laser-burned into a piece of tree trunk by Dave Schell.



**BOROUGH OF MOUNT JOY
PUBLIC WORKS DEPARTMENT
MEMORANDUM**

TO: Mark Pugliese, Borough Manager

FROM: Dennis Nissley, Public Works Director

DATE: July 27, 2022

RE: Public Works Department Activities for July 2022

Following is a list of activities for the Public Works Department for July 2022:

- Parks – Weed spraying
- Parks – Mowing
- Parks – Tree shrubbery trimming
- Parks – Pavilion and facilities maintenance
- PW – Miscellaneous asphalt patching and pot hole repair
- PW – Remove sediment and replace rip-rap at swale at Old Market Steet
- PW – Installed bike racks in downtown area that were obtained through the Lancaster Bike Club grant.
- PW - Provide barricades and cones for MSMJ Car Show.
- Signs – Repair and replacement of missing or damaged signs as needed.
- Compost Site – Grind and process raw materials
- Compost Site – Deliver mulch and compost to borough residents

Projects:

- Pinkerton Road project – Met with Contractor for Pre-construction meeting on July 11. Conducted a property owner meeting on July 12 to provide updates on schedule and address questions. Contractor began work on July 18, 2022.
- N. Angle Street project – Conducted a property owner meeting on July 14 to provide updates on schedule and address questions. Contractor is scheduled to begin project on August 8, 2022. PW is moving a stormwater inlet at Glossbrenner Church to connect existing drainage pipe.
- ARLE grant Main Street Pedestrian Signal Upgrade project – Project is underway, the underground work is completed. Installation of equipment is subject to material delays.
- Manheim Street stormwater project- UGI will need to come back to lower gas lines in order for the final work to be completed on the stormwater system at Old Market Street. UGI has not provided a schedule for gas line adjustments. PennDOT elected to pave over this area which will need to be opened and then repaved after the gas lines are moved and the stormwater piping is completed.
- DEP Act 101, 902 Grant –Mount Joy Borough was awarded \$208,693.00 for the purchase of equipment for the compost site. Received and completed signature documents on 7/5/2022. Awaiting completed agreement to proceed with purchase of equipment.
- Little Chiques Creek Streambank Restoration Project – Grant applications are being submitted with DCED (Watershed Restoration Grant) and DEP (Growing Greener Grant). And NFWF Small Watershed Grant. Awaiting grant application responses

- Processing/signing Lancaster Redevelopment Authority Grants for curb and sidewalk assistance.

Meetings:

- Attend Public Works Committee meeting
- Attend Borough Council meeting
- Meet with and respond to property owner questions relating to their requirements for curb and sidewalk installation on upcoming street projects
- Attend Staff meetings
- PW/Parks Supervisors bi-weekly scheduling and planning meeting to discuss ongoing projects and planning for future projects
- Met with a volunteer who will be doing monitoring of Little Chiques Creek to gather information for PennState A&E.
- Met with Bruce Haigh and Reanne Schatz to discuss concerns about basin 107 and Florin Hill basin D.
- Met with a salesman to discuss and gather information about splash pads
- Met with Solicitor and Manager to discuss ongoing projects
- Met with new hire for the Stormwater, Projects and Grants Coordinator position
- Attended Teams meeting with representatives from PennDOT regarding the SR 772 reroute
- Attended Teams meeting with grant administrator for NFWF Stormwater Management in Rotary Park Grant.

To: Mount Joy Borough Councilors, Borough Manager Pugliese & Mayor Bradley

From: Joseph Ardini

July 2022 Authority Administrator Report

1. Wood Street watermain replacement:
 - Phase 2 installation of new 8-inch DICL watermain from Market Ave to Bridge Boulevard has been completed.
 - Staff is currently working on bacteria testing and hydrotesting of the line, once completed, staff will begin relocating the water services in this section.
2. Quarterly invoicing for water and sewer was sent to our customers.
3. Trout CPA continues work on the 2021 -2022 annual audit.
4. Authority staff continued review and involvement on the following projects:
 - 1580 Strickler Road – Taco Bell – Authority involvement is complete, waiting on as-built drawings.
 - 1156 Five Star Drive - Amazon
 - Elm Tree Phase 5C –
 - Cornerstone Lot W-1 – review of submittals. No scheduling of inspection services yet.
 - Rapho Industrial Park sewerage – project continues with ARRO providing construction observation.
 - 1540 Strickler Road – awaiting response from meeting that was held with developers engineer.



**MOUNT JOY BOROUGH
MEMORANDUM**

TO: Councilors & Mayor

FROM: Mark G. Pugliese I, Borough Manager

DATE: July 29, 2022

RE: Manager's Report

1. I have processed Nine (9) **Right-To-Know Requests** so far for the month of July.
2. I have attended the Public Works Committee Meeting, Public Safety Committee Meeting, Admin & Finance Committee Meeting and Chamber of Commerce meetings. I also attended construction & public meetings for Pinkerton Road and North Angle Street.
3. I attended the Mount Joy Community Night at the Barnstormers. I believe this night to be successful and there were an approximate number of 400 tickets sold under the Mount Joy link.
4. Reference to the **Ground Ambulance Service Agreement** with PSH Life Lion LLC. PennState Health no longer is requesting an itemized list of events. I will meet with their Director to discuss this further.
5. Staff continues to work on a new **Community Guide/Map**. Staff is reviewing the various department descriptions. This turned out to be a much larger project than originally anticipated. I thank Lisa for all the work that she has put into it.
6. Reference to **BMP 107/Melhorn Basin**, if you would recall at the June 6th meeting there was reference made to the capacity of BMP 107 being 163,259 cu ft. We have heard several numbers over the past few months and Mr. Harmon from ARRO was not able to clarify why they were indicating the capacity should be 132,915.6 cu ft. I was able to speak to Mr. Bingham of ARRO for clarification and he reiterated what was in Mr. Becker's letter dtd April 20, 2022. Simply put, the original design calculations are not consistent with the contours on the original plans. Using the calculations from the contours on the plan, capacity would only be able to reach 93,748 cu ft. At the July Council Meeting I was directed to contact the Borough Solicitor to get her take on what the Borough can require out of BMP 107. She provided me with some direction and I will meet with ARRO to discuss this further.
7. Reference to **BMP 125/Borough Basin**. Borough Engineer has submitted a letter to the contractor of list of final items that need addressed. Waiting on Kinsley's response.
8. Reference to **Brady's Alley**, Public Works Director and I met with ARRO on site to discuss options. No updates.
9. **Building Ad Hoc Committee** – Todd Vukmanic from Crabtree, Rohrbaugh, and Associates made a presentation at the July Ad Hoc. He had met with the Chief, Joe Ardini and me to review the program numbers. Through this endeavor, 1,000 + Sq Ft was removed from the program. Vukmanic was asked to get cost break down and a preliminary sketch so that I can apply for RACP monies. PFM provided a presentation at the Admin & Finance Committee meeting on July 28th
10. **Train Station Deed**. No information on the deed. Paid parking should be completed by the end of August.
11. **Rt 772 re-routing**. Dennis and I had a virtual meeting with representatives from PennDOT. In the end, we were basically advised that we need to start the process all over again since most of the individuals who were part of the original process are no longer in the same positions. Dennis and I will meet in the near future to discuss our options and how to proceed.
12. **Grants**

- a. **DCED Multimodal Transportation Fund Grant** – ARRO advised of 2 rights-of-way that need to be obtained. Solicitor has provided me with the information needed to obtain easements for the 2 locations. I have visited each of the two properties and spoke with the property owners. Each appeared to be willing to sign the easements. I have received the easement paperwork from one resident and am waiting on the other.
 - b. **Smart Growth Transportation Grant** – we are waiting on one reimbursement to close out this grant.
 - c. **NFWF Grants 2021** – all reimbursements have been received Grant will be closed out in the near future.
 - d. **902 Recycling Grant** – Approved
 - e. **Capital Budget Request** – Submitted and awaiting word on approval.
 - f. **Lancaster County Bicycle Club Grant**- Approved – Five (5) bicycle racks have been installed in the downtown area by our public works personnel. I will ask Lancaster Bicycle
 - g. **DCED/DCNR C2P2 Grant**- Submitted on April 6, 2022 – required amendments due to item that RETTEW placed in the grant were not permitted. Grant was re-submitted.
 - h. **NFWF 2022 Grant**- Submitted
 - i. **Kunkle Field/Park Heritage Grant** – Received unofficial word that we have received this grant in the amount of \$650,000.00 to make upgrades to Borough Park/Kunkle Field.
 - j. **Lancaster ARPA funds** –
 - i. We received a small check from the state, \$1,000+ due to some municipalities not accepting ARPA funds. The Commonwealth divided the remaining funds amongst the municipalities that did accept the funding.
 - ii. We should be receiving the second portion of the ARPA funding shortly.
 - iii. Clean Water Consortium applied for grant funding to cover major projects through the County including Chiques Creek restoration project. Request had passed the first hurdle, however, the County did not fund our request..
 - iv. Building request – I am working on this request.
 - k. **Greenway Trails Grant** – Submitted
 - l. **Watershed Restoration Grant**- Submitted
 - m. **Growing Greener Grant** – Submitted
 - n. **2021 SMT Grant** – Waiting for shipment of AED Machine. We now have a loaner that is located in the podium in Council Chambers.
 - o. **2022 SMT Grant** – Earlier this year administration and public works/parks received CPR/AED/First Aid training and certification. I would like to apply for a grant to add first aid kits to our PW/Parks trucks.
13. I am continuing to **organize the files within my office**. Linda has been a huge help in this area. In some cases, I need to make this a priority due to my lack of file cabinets thus creating stacks of working files on my desk. Work in progress but there is light at the end of the tunnel.
 14. **Stormwater, Grants & Planning Position**. Cody Lyons has accepted the position and will be starting on August 15, 2022. Cody is currently the MS4 Coordinator for Susquehanna Township.
 15. I have received 18 Interrogatories in **Schatz v. Borough of Mount Joy**. I have been meeting regularly with our solicitor and the insurance Company attorney.
 16. I had a virtual meeting with **SHENTEL Wireless**, a company that provides internet, television programming, phone, etc. There currently are several municipalities that have permitted this service within their municipalities. In short, this would be competition for Comcast. They are requesting to be added to Council's agenda so that they can do a presentation.
 17. The Assistant Borough Manager and I met with representatives from **GFL**, our trash contracted vendor. The contract is set to expire at the end of 2022 however, there is the availability of an extension. GFL will be submitting a proposal for an extension which will go before Admin & Finance Committee and ultimately to the solicitor and Council. I will remark that different municipalities are handling this request in varying ways based upon their solicitor's take on the current contract. As stated I will discuss with Admin & Finance in regards to our options.
 18. I have completed the agreement with **Member's First Credit Union**. I will be meeting with them to discuss some sort of a rollout to our staff.
 19. **Cleaning Services** – While I was just about to move to Admin & Finance the name of a cleaning service as well as anticipated costs which would have been more than what was budgeted, I received a call from our previous cleaning lady requesting to come back to work. She will be starting the week of July 25th.

20. **Florin Hills Infiltration Basin “D”** – I am currently working with LCCD, PA DEP, Charter Homes & CHN Construction on the Florin Hill Infiltration Basin “D”. There was a discrepancy noted by Mr. Haigh of WHEI that highlighted an issue that was magnified due to my requests for signed and sealed updated plans that were not supplied by the design engineer. Unbeknownst to Borough Staff and LCCD, and possibly ARRO the contractor and engineering firm moved the basin’s location. This sent me, LCCD, and DEP scrambling to get some answers. This was compounded by the fact that the two individuals that are normally our point of contacts were on vacation. This situation has mainly been corrected. I have sent the updated plans to ARRO and LCCD asking for a letter commenting on design and location. I have received a letter from ARRO but LCCD hasn’t responded.
21. **Stormwater Ordinance** - The Borough is in need of updating its Stormwater Ordinance from 2014. PA DEP has sent out the mandate along with suggestions and a checklist. When Mr. Salley was still employed by the Borough, we discussed with Kara from RETTEW to suggest edits to be made. This was done and it was submitted to the Borough Solicitor to create a draft. The solicitor submitted a draft and upon review, Councilor Haigh made some suggested changes. Per the Borough Solicitor, that changes that Councilor Haigh suggested were either not necessary but were also not required by PA DEP. I asked the Solicitor and RETTEW if the draft ordinance that they had submitted/review/edited met the requirements set by PA DEP and they both responded in the affirmative. Solicitor further responded that in at least one instance, the ordinance was more restrictive than DEP required.

Because of some time constraints, I forwarded Councilor Haigh’s memorandum to ARRO and asked for comments especially if there is a need to edit the ordinance proposal. As of the time of this memo. I have not heard back from ARRO.

22. I attend Pa State Boroughs Association Legal Updates on July 27 & 28, 2022. More information to come.

This completes my report from the month of July. As always, please let me know if there are any questions or comments.

End of Report

11a

Mark G. Pugliese, Borough Manager

July 14, 2022

21 East Main Street

Mount Joy, PA 17552

Dear Mark. Please consider this my Letter of Interest to serve as a Civil Service Commission Alternate. Serving as an alternate on the Civil Service Commission would be another way of showing my interest in the community where I have resided since 1992. My interest in the community is demonstrated by my service on the Zoning Hearing Board, Main Street Mount Joy Design Committee and as a Board Member of the Mount Joy Area Historical Society. I have attended most Borough Council meetings where occasionally Civil Service questions are discussed and acted upon. This is my only exposure to Civil Service questions and discussions. However, I think I am representative of the community when it comes to making decisions regarding the Civil Service Commission and their impact on Borough employment. As a result, I feel I am qualified to act as an alternate on the Mount Joy Borough Civil Service Commission, serving until January 1, 2023. If you have any questions, please contact me.

Sincerely,



**BEFORE THE BOROUGH COUNCIL OF MOUNT JOY BOROUGH
LANCASTER COUNTY, PENNSYLVANIA**

**PETITION TO AMEND THE ZONING ORDINANCE AND ZONING MAP
PURSUANT TO THE ZONING ORDINANCE OF MOUNT JOY BOROUGH**

PETITION

Pursuant to Section 270-8 of the zoning ordinance, KN Farms LP respectfully petitions the Borough Council of Mount Joy Borough to amend the zoning ordinance and the zoning map.

The subject properties are located at 14 North Market Street, 18 North Market Street, 20 North Market Street, and 19 North Market Street. The properties contain the existing Sporting Valley Feeds business which consists of silos, office building, and paved areas for truck and vehicular access. The 4 parcels on the west side of North Market Street are bounded by North Market Street to the east, East Appletree Alley to the south, KN Farms LP property to the west and Pennsylvania Lines, LLC and Norfolk Southern Railway Company to the north. The single parcel on the east side of North Market Street is bounded by North Market Street to the west, East Appletree Alley to the south, Saint Mark’s United Methodist Church parking lot to the east and Pennsylvania Lines, LLC and Norfolk Southern Railway Company to the north. The total area proposed for re-zoning is approximately 2.05 acres which is shown on the attached Exhibit B.

The subject properties are identified as Lancaster County Tax Account Numbers 450-13216, 450-14261, 450-15097, 450-16044, and 450-73764 and Deed Reference 6533739 and listed as KN Farms LP. The properties to be rezoned are currently located in the Commercial Business District (CBD) in accordance with the zoning ordinance and the zoning map of Mount Joy Borough.

The existing mill use has existed at the current site for over 100 years. KN Farms LP serves the surrounding community by sourcing, storing, preparing, and delivering animal feed commodities for the area farmers and animal owners. They serve dairy farms, hog farms, beef farms, and chicken farms. Lancaster County and particularly the Mt Joy area has for years steadily grown to become one of the most important Ag support areas in the state. The Mount Joy facility is used for grain storage, bulk preparation, and rail receiving.

KN Farms LP requests that the subject properties be re-zoned from Commercial Business District (CBD) to Light Industrial (LI).

KN Farms LP believes it is appropriate to re-zone the subject properties to Light Industrial (LI) since the adjacent property owned by KN Farms LP (8 Appletree Alley) is zoned Light Industrial and is being used by the existing business. In addition, the property located at 19 North Market Street is currently used as an existing mill and rezoning to Light Industrial would bring the existing use into compliance under the Light Industrial District as a permitted, by right use. Currently, the existing mill use is not permitted in the Commercial Business District. The rezoning would permit future expansion of the mill within the rezoned areas which would

include mechanically expelled soybean meal. There is a rail line along the northern portion of the properties which services the mill and adjacent properties. The rezoning to Light Industrial would align with the rail line use which provides product to the existing businesses. The adjacent properties to the east, west, and north are zoned Light Industrial and the re-zoning is a natural extension of the surrounding, existing Light Industrial (LI) districts. The subject properties are surrounded by existing light industrial businesses to the north and west which provides for similar, adjacent uses.

The Donegal Region Comprehensive Plan supports the development of Industrial properties within Mount Joy Borough. The Lancaster County Comprehensive Plan identifies the properties inside the Urban Growth Area.

The legal description for the subject properties to be re-zoned is attached as Exhibit 'A' and the re-zoning site plan is attached as Exhibit 'B' to this petition. KN Farms LP shall reimburse Mount Joy Borough for any additional attorney, engineering, or advertising costs in excess of the filing fee of this petition.

Therefore, KN Farms LP requests that the subject property described in Exhibit 'A' and as shown on Exhibit 'B' be re-zoned from Commercial Business District (CBD) to Light Industrial (LI) district and the text of the zoning ordinance be amended.

Respectfully Submitted,

Elk Management LLC

By: Eldon W. Kreider
Print Name/Title

Eldon W. Kreider
Signature

COMMONWEALTH OF PENNSYLVANIA)
) SS:
COUNTY OF LANCASTER)

Before me, a Notary Public in and for the county and State aforesaid, personally appeared Eldon W. Kreider of Elk Management LLC, who being duly sworn according to law, disposes and says that the facts set forth in the foregoing Petition are true and correct to the best of his knowledge and belief.

Eldon W. Kreider

Sworn and subscribed before me) Commonwealth of Pennsylvania
this 14 day of) County of LANC
July, 2022)

Deleene M. Brown
NOTARY PUBLIC
Commonwealth of Pennsylvania - Notary Seal
DELENE M. BROWN, Notary Public
Lancaster County
My Commission Expires July 21, 2024
Commission Number 1296424

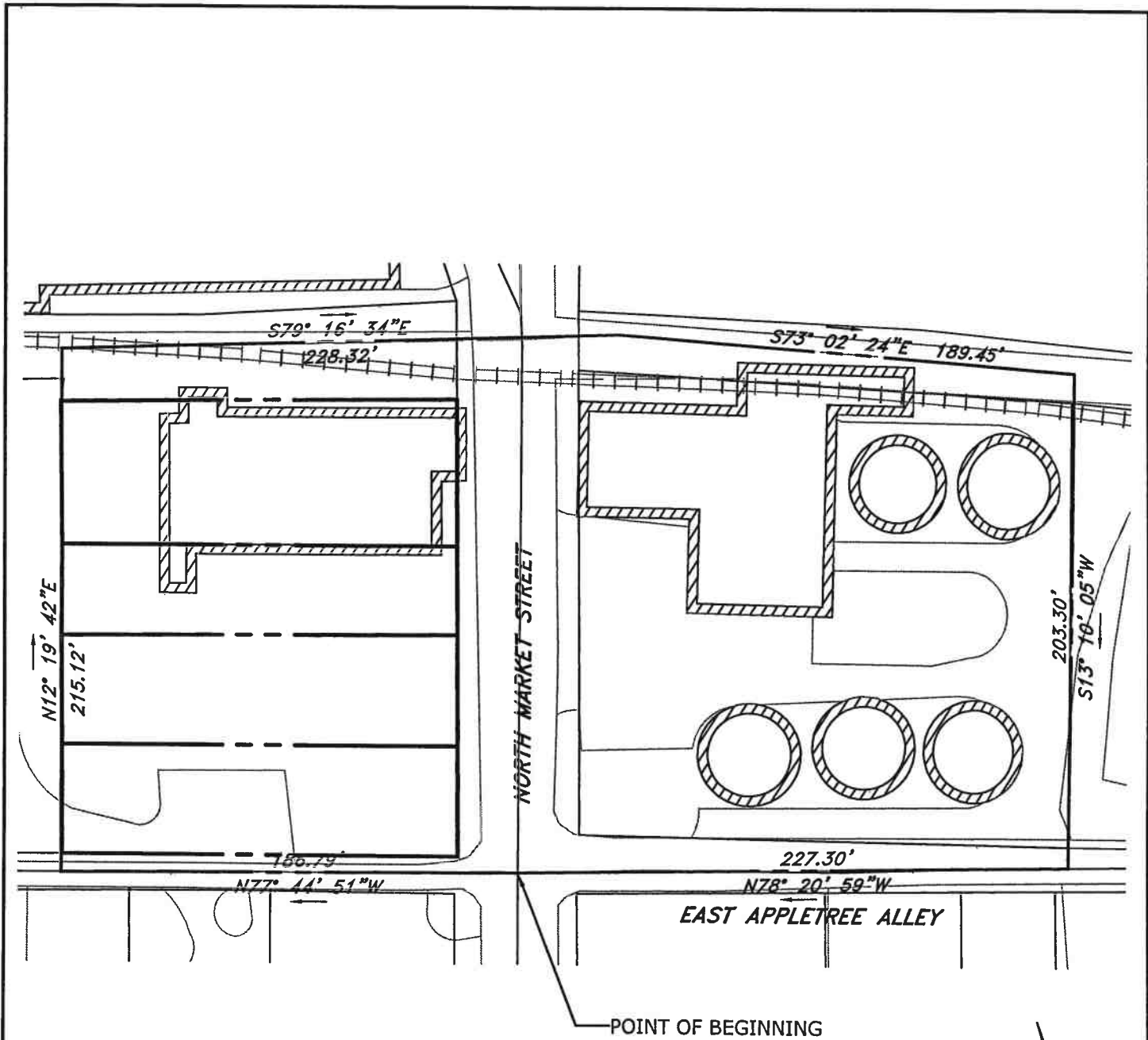
My Commission Expires:

LEGAL DESCRIPTION
of
REZONING
for
KN FARMS LP
EXHIBIT 'A'
Mount Joy Borough
Lancaster County, Pennsylvania

ALL THAT CERTAIN tract of land lying in the Borough of Mount Joy, County of Lancaster, and the Commonwealth of Pennsylvania, said tract being shown on a Zoning Exhibit for KN Farms LP, prepared by D. C. Gohn Associates, Inc., dated July 18, 2022, Project No. 1692-06, being more particularly described as follows:

From a **POINT OF COMMENCEMENT** at the centerline of North Market Street and Appletree Alley, thence run along the centerline of Appletree Alley to the west, North 77 degrees 44 minutes 51 seconds West, a distance of 186.79 feet to a point; thence along the lands of KN Farms LP, 8 Appletree Alley, North 12 degrees 19 minutes 42 seconds East, a distance of 215.12 feet to a point; thence along the lands of Pennsylvania Lines, LLC & Norfolk Southern Railway Company, South 79 degrees 16 minutes 34 seconds East, a distance of 228.32 feet to a point; thence along the lands of Pennsylvania Lines, LLC & Norfolk Southern Railway Company, South 73 degrees 02 minutes 24 seconds East, a distance of 189.45 feet to a point; thence along the lands of St Marks United Methodist Church, 33 East Appletree Alley, South 13 degrees 10 minutes 05 seconds, a distance of 203.30 feet to a point at the centerline of Appletree Alley; thence run along the centerline of Appletree Alley to the west, North 78 degrees 20 minutes 59 seconds West, a distance of 227.30 feet to the **POINT OF BEGINNING**.

ABOVE DESCRIBED LANDS CONTAINING an area of 2.05 acres



NOTE: BEARING AND DISTANCES BASED UPON LANCASTER COUNTY GIS PARCEL LINES AND DO NOT NECESSARILY REFLECT THAT OF THE DEEDS ON RECORD.



FILENAME: P:\1692\1692-06\Zoning Exhibit.dwg

LEGAL DESCRIPTION EXHIBIT
FOR
KN FARMS LP
REZONING PETITION

MOUNT JOY BOROUGH

LANCASTER COUNTY, PENNSYLVANIA

SHEET 1 OF 1

D.C. GOHN ASSOCIATES, INC.
SURVEYORS & ENGINEERS - MOUNT JOY, PA.

DWN. BY: BRC
CKD. BY:

SCALE: 1"=60'
PROJ. NO.: 1692-06

DATE: 7/18/2022
REVISED:

BOROUGH OF MOUNT JOY

Lancaster County, Pennsylvania

ORDINANCE NO. 06-2022

AN ORDINANCE AMENDING THE MOUNT JOY BOROUGH ZONING ORDINANCE BY CHANGING THE ZONING CLASSIFICATION OF TRACTS OF LAND IDENTIFIED AS 14, 18, 19, AND 20 NORTH MARKET STREET CONTAINING A TOTAL OF 2.05 ACRES, MORE OR LESS, IN THE BOROUGH OF MOUNT JOY, LANCASTER COUNTY, PENNSYLVANIA, FROM CBD-COMMERCIAL BUSINESS DISTRICT TO LI-LIGHT INDUSTRIAL DISTRICT AND AMENDING THE BOROUGH ZONING MAP ACCORDINGLY.

WHEREAS, a Petition has been filed with the Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania by KN Farms, LP, requesting a change in the zoning classification of the Property, comprised of five Lancaster County Tax Account Nos., 450-13216-0-0000, 4550-14261-0-0000, 450-15097-0-0000, 450-16044-0-00000, and 450-73764-0-0000, also being identified as 14 North Market Street, 18 North Market Street, 19 North Market Street, and 20 North Market Street, from CBD-Commercial Business District to LI-Light Industrial District; and

WHEREAS, it is deemed to be in the best interest of the public health, safety, and general welfare to amend the zoning classification of said premises.

NOW, THEREFORE, be and it is hereby ordained and enacted by Borough Council of Mount Joy Borough, Lancaster County, Pennsylvania, as follows:

Section 1. The Mount Joy Borough Zoning Ordinance is hereby amended by changing the zoning classification of a 2.05 acres of land, more or less, identified as 14 North Market Street, 18 North Market Street, 19 North Market Street, and 20 North Market Street, as more fully described in Exhibit "A" and as shown on the Plan marked Exhibit B, both attached hereto and hereby incorporated by reference into this Ordinance, from its present classification as CBD-Commercial Business District to LI-Light Industrial District.

Section 2. The Secretary of the Borough is directed to change, and duly certify, the Mount Joy Borough Zoning Map so as to effect the reclassification of the tract of land described in Exhibit A and as shown on Exhibit B from CBD-Commercial Business District to LI-Light Industrial District.

Section 3. All other sections, parts and provisions of the Mount Joy Borough Zoning Ordinance shall remain in full force and effect as previously enacted and amended.

Section 4. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Ordinance, it being the intent of Borough Council that the remainder of the Ordinance shall be and shall remain in full force and effect.

Section 5. This Ordinance shall take effect and be in force from and after its enactment as provided by law.

DULY ORDAINED AND ENACTED this _____ day of _____, 2022 by Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF MOUNT JOY
Lancaster County, Pennsylvania

Attest: _____
(Assistant) Secretary

By: _____
(Vice) President
Borough Council

[BOROUGH SEAL]

Examined and approved as an Ordinance this _____ day of _____, 2022.

Mayor

BOROUGH OF MOUNT JOY

Lancaster County, Pennsylvania

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE MOUNT JOY BOROUGH CODE OF ORDINANCES, CHAPTER 92, ANIMALS, TO REVISE REGULATIONS GOVERNING THE KEEPING OF ANIMALS AND ANIMAL NUISANCES AND TO REVISE ENFORCEMENT AND PENALTY PROVISIONS.

BE AND IT IS HEREBY ORDAINED AND ENACTED by Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, as follows:

Section 1. The Mount Joy Borough Code of Ordinances, Chapter 92, Animals, Article I, Keeping of Animals, §92-1, Definitions; Word Usage, Subsection A, shall be amended to provide as follows:

In this article, the following terms shall have the meanings indicated:

ANIMALS – Includes all mammals, birds, fowl and reptiles normally or ordinarily domesticated (including household pets such as dogs and cats) or raised in this area or climate as livestock or for work or for breeding purposes. Such term shall not include fish.

AT LARGE – Being upon any public highway, street, park or any other public land, or upon property of a person other than the owner, and not being accompanied by and under the control of the owner or any other person having custody of such animal.

BOROUGH – Mount Joy Borough, Lancaster County, Pennsylvania.

OWNER AND/OR CUSTODIAN – Includes every person, proprietor, corporation, partnership or association that actually owns an animal or who has an animal in his or its care or permits an animal to remain on or about any premises occupied by him or it. The parent or guardian of any minor claiming ownership or custody of any animal shall also be deemed the owner and/or custodian of such animal.

Section 2. The Mount Joy Borough Code of Ordinances, Chapter 92, Animals, Article I, Keeping of Animals, §92-2, Keeping of Pigs; Maintenance of Pig Pens; 92-3, Keeping of Fowl and Rabbits; 92-4, Keeping of Horses and Cattle, and 92-5, Violations and Penalties shall be deleted in their entirety and new Sections 92-2, Maintaining Animals; 92-3, Dangerous Dogs; 92-4, Keeping of Free Roaming/Feral Cats, 92-5, Identification and Rabies Vaccinations Required, and 92-6, Violations and Penalties, shall be added which shall provide as follows:

§ 92-2. Maintaining animals.

The owner and/or any custodian of an animal shall maintain all animals and the housing for all animals in a safe and sanitary manner and in compliance with the Chapter 195, Property Maintenance, and Chapter 270, Zoning.

§ 92-3. Dangerous dogs.

The Borough Police Department is hereby authorized to enforce the provisions of The Dog Law governing dangerous dogs 3 P.S. §§459-502-A through 459-509-A.

§ 92-4. Keeping of free roaming/feral cats.

No person shall keep or feed free roaming/feral cats within the Borough without having the cat(s) spayed/neutered/ear tipped and vaccinated for rabies.

§ 92-5. Identification and rabies vaccinations required.

The owner and/or custodian of any dog or cat shall provide such dog or cat with an identification collar or tag that has the owner's name, phone number and address. The owner and/or custodian of any dog or cat, to include both indoor and outdoor dogs and cats in the Borough shall have such animal vaccinated against rabies by a licensed veterinarian in accordance with the requirements set forth in the Pennsylvania state rabies law. The owner and/or custodian of any female cat 'in heat' shall keep such cat inside.

§ 92-6. Violations and penalties.

Any person who violates or permits the violation of any provision of this Article shall be liable upon summary conviction therefor to fines and penalties of not less than \$100.00 nor more than \$1,000.00 plus all costs of prosecution, including attorneys' fees, which costs, fines, and penalties may be collected as provided by law. Each day that a violation continues and each Section of this Article which is violated constitutes a separate violation.

Section 3. The Mount Joy Borough Code of Ordinances, Chapter 92, Animals, Article II, Noise and Other Nuisances, §92-17, Defiling or defecating on property prohibited; removal of feces, and §92-18, Animals Running at Large; Seizure and Boarding Fees, shall be amended by changing the titles and texts to provide as follows:

§92-17. Animal waste.

- A. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

ANIMAL -- A dog, cat or other animal kept for amusement or companionship.

OWNER OR CUSTODIAN -- Any person who harbors, feeds, boards, possesses, keeps or has custody or control of an animal.

SOIL/DEFILE -- to make unclean from excrement.

WASTE -- solid matter expelled from the bowels of the animal; excrement

- B. No owner or custodian of any animal shall cause or allow such animal to soil, defile or defecate on any public property or upon any street, sidewalk, public way, play area owned by Mount Joy Borough, unless such owner immediately removes and disposes of all feces deposited by such animal in a sanitary manner.
- C. No owner or custodian of any animal shall cause or allow such animal to be on any property owned by Mount Joy Borough, without having in his/her immediate possession a device for the removal of feces and depository for the transmission of excrement to a proper receptacle located on the property owned or possessed by such person.
- D. No owner or custodian of any animal shall cause or allow such animal to be on any property owned by Mount Joy Borough, to fail to remove feces left by such animal and dispose of it properly as described in §92-17.E.
- E. Proper disposal of animal waste shall be limited to burial where lawfully permitted, flushing in the toilet, bagging for disposal in the owner or custodian's waste receptacle, and bagging for disposal in a waste receptacle in a public park or park area.
- F. Disposal of animal waste in storm drains is prohibited.
- G. Disposal of animal waste in public compost is prohibited.
- H. The provisions of this section shall not apply to the ownership or use of any properly identified service animals, animals when used for police activities, or tracking animals when used by or with the permission of the appropriate authorities.

§92-18. Animals running at large; leash requirements; seizure and boarding fees.

The following fees shall be imposed upon the owners or custodians of dogs running at large within the Borough.

- A. It shall be unlawful for the owner or person having custody of any animal or the parent or guardian of any minor owning or having custody of any animal to allow the animal to go beyond the boundaries of their premises or to run at large over the streets or public ground or upon the property of anyone other than the owner or person having custody of such animal. It shall also be unlawful for the owner or person having custody of such animal to permit such animal to pose a danger to pedestrians using adjacent sidewalks and streets.
- B. It shall be the duty of the owner or custodian of any dog traveling on the streets or public grounds to have the animal on a leash at all times.

- C. Boarding fee for dogs held more than two hours at a Borough facility: To be established from time to time by Borough Council by resolution.
- D. Seizure fee: To be established from time to time by Borough Council by resolution.
- E. When a dog owner claims a dog held at a Borough facility, the dog owner shall pay all charges due and owing to the Borough in full prior to the release of the dog to the owner.
- F. When a dog has been transferred to the Humane League or other kennel operator designated by the Borough, the dog owner shall be billed the fee established from time to time by resolution of Borough Council, in addition to all other charges due and owing for the seizure of the dog and for the time the dog has been boarded at a Borough facility. Charges shall be due and payable within 10 days of receipt of an invoice from the Borough.

Section 4. The Mount Joy Borough Code of Ordinances, Chapter 92, Animals, Article II, Noise and Other Nuisances, §92-20, Violations and Penalties, shall be amended to provide as follows:

§ 92-20. Violations and penalties.

Any person who violates or permits the violation of any provision of this Article shall be liable upon summary conviction therefor to fines and penalties of not less than \$100.00 nor more than \$1,000.00 plus all costs of prosecution, including attorneys' fees, which costs, fines, and penalties may be collected as provided by law. Each day that a violation continues and each Section of this Article which is violated constitutes a separate violation.

Section 5. All other sections, parts and provisions of the Code of Ordinances of the Borough of Mount Joy shall remain in full force and effect as previously enacted and amended.

Section 6. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Ordinance, it being the intent of the Board of Supervisors that the remainder of the Ordinance shall be and shall remain in full force and effect.

Section 7. This Ordinance shall take effect and be in force from and after its enactment as provided by law.

DULY ORDAINED AND ENACTED this ____ day of _____, 2022, by Borough Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF MOUNT JOY
Lancaster County, Pennsylvania

Attest: _____
(Assistant) Secretary

By: _____
(Vice) President
Borough Council

[BOROUGH SEAL]

Examined and approved as an Ordinance this ____ day of _____, 2022.

By: _____
Mayor

BOROUGH OF MOUNT JOY

Lancaster County, Pennsylvania

ORDINANCE NO. 03-2022

AN ORDINANCE OF THE BOROUGH OF MOUNT JOY, LANCASTER COUNTY, PENNSYLVANIA AMENDING THE MOUNT JOY BOROUGH CODE OF ORDINANCES, CHAPTER 226, STORM WATER MANAGEMENT, TO IMPLEMENT REVISED REGULATIONS.

BE AND IT IS HEREBY ORDAINED AND ENACTED by the Council of Mount Joy Borough, Lancaster County, Pennsylvania, as follows:

Section 1. The Mount Joy Borough Code of Ordinances, Chapter 226, Storm Water Management, Article I, General Provisions, §226-11, Duty of persons engaged in development of land, shall be amended and new §226-12, MS4 protection, and 226-13, Reduction of pollutants in stormwater, shall be added which shall provide as follows:

§226-11. Duty of persons engaged in development of land.

Notwithstanding any provision(s) of this chapter, including exemptions, any landowner or any person engaged in the alteration or development of land which may affect stormwater runoff characteristics shall implement such measures as are reasonably necessary to prevent injury to health, safety, or other property. Such measures also shall include actions as are required to manage the rate, volume, direction, and quality of resulting stormwater runoff in a manner which otherwise adequately protects health, property, and water quality.

- A. Each structural BMP installed pursuant to this chapter shall be maintained and operated by persons engaged in the development or redevelopment of land so as to preserve and continue its function in controlling stormwater quality and quantity at the degree or amount of function for which the structural BMP was designed until transfer of ownership and responsibilities has been successfully completed.

§226-12. MS4 Protection.

Any person or entity owning or occupying a premises through which the MS4 passes, or conducts activities subject to this chapter in which the MS4 passes or receives drainage from the site in which the activities are subject to this chapter, shall:

- A. Keep and maintain that part of the premises reasonably free of trash, debris, sediment, and other obstacles which may pollute, contaminate, or retard the flow of water to or

through the MS4.

- B. Maintain existing structures within or adjacent to the MS4 so that those structures will not become a hazard to the use, function, or physical integrity of the MS4.
- C. Protect inlets or other entry points to the MS4, including inlets off-site or downstream, to the maximum extent practicable in which activities, equipment, or materials could result in the discharge of a pollutant or a non-stormwater discharge.
- D. Protect receiving waters, and reduce/prevent discharge of pollutants from the MS4 to receiving waterways in accordance with the requirements of the Borough MS4 Permit.

§226-13. Reduction of pollutants in stormwater.

Any person or entity engaged in activities which may result in discharges to the MS4 shall, to the maximum extent practicable, undertake all measures to reduce the risk of non-stormwater discharges and polluted discharges. The following requirements shall apply:

- A. Every person or entity undertaking an activity or use of a premise that may cause contribute to stormwater pollution or contamination, illicit discharges, or non-stormwater discharges to the MS4 shall implement structural and/or non-structural BMPs to reduce or prevent a polluted discharge. BMPs shall be maintained routinely throughout the life of the activity.

Section 2. The Mount Joy Borough Code of Ordinances, Chapter 226, Storm Water Management, Article II, Definitions, §226-22, Definitions of Terms, shall be amended by adding or revising the following definitions in alphabetical order:

ILLICIT CONNECTION – Any man-made physical connection or prohibited connection to the MS4 that conveys an illicit discharge.

ILLICIT DISCHARGE – Any discharge to the MS4 that is not composed entirely of stormwater or polluted stormwater, except for discharges allowed under an NPDES Permit, discharges conditionally allowed under the MS4 Permit, and discharges authorized by this chapter as set forth in §226-81.

MUNICIPAL SEPARATE STORM SEWER SYSTEM PERMIT (MS4 PERMIT) – The NPDES Permit regulating discharges from the MS4 issued to the Borough by DEP.

REGULATED ACTIVITIES – Activities, including earth disturbance activities, that involve the alteration or development of land in a manner that may affect stormwater runoff. Regulated activities shall include, but not be limited to:

- A. Land development subject to the requirements of Chapter 240, Subdivision and Land Development;
- B. Removal of ground cover, grading, filling or excavation;

- C. Construction of new or additional impervious or semi-impervious surfaces (driveways, parking lots, etc.), and associated improvements;
- D. Construction of new buildings or additions to existing buildings;
- E. Installation or alteration of stormwater management facilities and appurtenances thereto;
- F. Diversion or piping of any watercourse;
- G. Any other regulated activities where the Borough determines that said activities may affect any existing watercourse's stormwater management facilities, or stormwater drainage patterns; and,
- H. Any activities where the Borough determines that said activities may affect the water quality of stormwater discharges or generate non-stormwater discharges to the MS4 and/or receiving waterbodies.

Section 3. The Mount Joy Borough Code of Ordinances, Chapter 226, Storm Water Management, Article VI, Operation and Maintenance, §226-63, Operation and Maintenance (O&M) Plan Contents, Subsection B, Paragraph 1, Subparagraph (a), shall be amended to provide as follows:

- (a) The landowner or the owner's designee (including the Borough for dedicated and owned facilities) shall inspect SWM BMPs, facilities and/or structures installed under this chapter according to the following frequencies, at a minimum, to ensure the BMPs, facilities and/or structures continue to function as intended:

- [1] Annually for the first 5 years.
- [2] Once every 3 years thereafter.
- [3] During or immediately after the cessation of a 10-year or greater storm.
- [4] As specified in the recorded agreement pursuant to §226-62.

Inspections should be conducted during or immediately following precipitation events of 3 inches or more with in a 24-hour period. A written inspection report shall be created to document each inspection. The inspection report shall contain the date and time of the inspection, the individual(s) who completed the inspection, the location of the BMP, facility or structure inspected, observations on performance, and recommendations for improving performance, if applicable. Inspection reports shall be submitted to the Borough within 30 days following completion of the inspection.

Section 4. The Mount Joy Borough Code of Ordinances, Chapter 226, Storm Water Management, Article VIII, Prohibitions, §226-81, Prohibited Discharges and Connections, Subsection D, shall be amended to provide as follows:

- D. The following discharges are authorized unless they are determined to be significant contributors to pollution to a regulated small MS4 or to waters of this Commonwealth:
- (1) Discharges or flows from firefighting activities.
 - (2) Discharges from potable water sources including water line flushing and fire hydrant flushing if such discharges do not contain detectable concentrations of Total Residual Chlorine (TRC).
 - (3) Non-contaminated irrigation water, water from lawn maintenance, landscape drainage and flows from riparian habitats and wetlands.
 - (4) Diverted stream flows and springs.
 - (5) Non-contaminated pumped ground water and water from foundation and footing drains and crawl space pumps.
 - (6) Non-contaminated HVAC condensation and water from geothermal systems.
 - (7) Residential (i.e. not commercial) vehicle wash water where cleaning agents are not utilized.
 - (8) Non-contaminated hydrostatic test water discharges if such discharges do not contain detectable concentrations of TRC.

Section 5. The Mont Joy Borough Code of Ordinances, Chapter 226, Storm Water Management, Article VIII, Prohibitions, §226-81, Prohibited Discharges and connections, shall be amended to add a new Subsection F which shall provide as follows:

- F. Disposal of animal waste in storm drains or in a manner which shall allow animal waste to enter a storm water management facility is prohibited. Disposal of animal waste in any Borough compost facility is prohibited.

Section 6. The Mount Joy Borough Code of Ordinances, Chapter 226, Storm Water Management, Article IX, Enforcement and Penalties, §226-96, Modification of Provisions, Subsection A, shall be amended by inserting the following at the end of the language:

Cost or financial burden shall not be considered a hardship.

Section 7. All other sections, parts and provisions of the Mount Joy Borough Code of Ordinances shall remain in full force and effect as previously enacted and amended.

Section 8. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Ordinance, it being the intent of Borough Council that the remainder of the Ordinance shall be and shall remain in full force and effect.

Section 9. This Ordinance shall take effect and be in force after its enactment by the Council

of the Borough of Mount Joy as provided by law.

DULY ORDAINED AND ENACTED this ____ day of _____, 2022, by the Council of the Borough of Mount Joy, Lancaster County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF MOUNT JOY
Lancaster County, Pennsylvania

Attest: _____
(Assistant) Secretary

By: _____
(Vice) President
Borough Council

[BOROUGH SEAL]

Examined and approved as an Ordinance this ____ day of _____, 2022.

By: _____
Mayor

CERTIFICATE

I, the undersigned, (Assistant) Secretary of the Borough of Mount Joy, Lancaster County, Pennsylvania ("Borough") certify that: The foregoing is a true and correct copy of an Ordinance of Borough Council of the Borough which duly was enacted by affirmative vote of a majority of the members of Borough Council of the Borough of Mount Joy at a meeting duly held on the _____ day of _____, _____; and was examined and approved by the Mayor; such Ordinance has been duly recorded in the Ordinance Book of the Borough; such Ordinance has been duly published as required by law; and such Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

I further certify that Borough Council of the Borough of Mount Joy met the advance notice and public comment requirements of the Sunshine Act, 65 Pa. C.S. §701 et seq., as amended, by advertising the date of said meeting, by posting prominently a notice of said meeting at the principal office of the Borough of Mount Joy or at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at said meeting prior to enacting such Ordinance.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Borough of Mount Joy, this _____ day of _____, _____.

(Assistant) Secretary

[BOROUGH SEAL]

12A

Chapter 130

FIREARMS AND OTHER WEAPONS

[HISTORY: Adopted by the Borough Council of the Borough of Mount Joy 9-14-1992 by Ord. No. 497 (Ch. 6, Part 2, of the 1992 Code of Ordinances). Amendments noted where applicable.]

§ 130-1. Use restrictions.

- A. No person, other than a law enforcement officer acting within the scope of his or her official duties, shall be permitted to discharge any firearm, any other weapon, any bow and arrow, or any other device which impels a pellet of any kind upon property owned by the Borough of Mount Joy.
- B. Except in the necessary defense of persons or property or except as provided in § 130-2 of this chapter, it shall be unlawful for any person to use, fire or discharge any gun or other firearm within the Borough.
- C. It shall be unlawful for any person to discharge any air rifle, air pistol, spring gun, spring pistol, BB gun, bow and arrow or similar device, or any implement that is not a firearm but which impels a pellet of any kind with a force that can reasonably be expected to cause bodily harm, at any place within the Borough, except as provided in § 130-2 of this chapter.

§ 130-2. Exceptions.

The provisions of § 130-1B and C of this chapter shall not apply to:

- A. Persons licensed to hunt within the commonwealth while actually engaged in hunting where and as permitted by the Game and Wildlife Code, 34 Pa.C.S.A. § 101 et seq.
- B. Any law enforcement officers when performing their official duties.
- C. The discharge of blank cartridges only in a firearm when used in the starting, timing or otherwise by an official at an athletic or sporting event or when used at a memorial service.
- D. The discharge of firearms at a target range or similar establishment for which a permit has been obtained in accordance with § 130-3 of this chapter.

§ 130-3. Permits.

The discharge of firearms, bows and arrows, or other weapons may be permitted upon a shooting range, target range or other private property upon issuance of a permit authorizing such discharge by the Chief of Police or his designee. An applicant for such permit shall pay the application fee established by Borough Council by ordinance or resolution and shall comply with the following:

- A. All persons who shall discharge weapons shall be 18 years of age or older, or, if such persons shall be under 18 years of age, an instructor shall be present at all times.

- B. The applicant shall demonstrate to the satisfaction of the Chief of Police or his designee that adequate precautions, through the erection of barriers or by other measures, have been taken to prevent projectiles from leaving the property or otherwise causing harm to persons or property.
- C. The applicant shall specify the time period in which the discharge of firearms shall take place. If the discharge of firearms shall take place at a contest or other event occurring at a specific time, the applicant shall indicate the days and hours of the event. If the discharge of firearms shall occur at a facility on a regular basis, the applicant shall indicate the hours of operation of the facility.

§ 130-4. Appeals.

Any person who has been denied a permit, or whose permit has been suspended or revoked, may appeal such denial, suspension or revocation to Borough Council, in writing, within 10 days after such decision has been made. The appeal shall be verified by an affidavit, shall state the grounds therefor and shall be filed with the Borough Secretary. The appellant or his representative shall have the right to appear and be heard, if such right is requested in the written appeal. A prompt decision of such appeal shall be made by Borough Council.

§ 130-5. Violations and penalties.

- A. Any person who shall violate any provisions of this chapter shall be liable, upon conviction therefor, to fines and penalties not less than ~~\$100~~ *not more than \$1,000*, plus costs of prosecution, which fines and penalties may be collected as provided by law.
- B. *Any police officer may seize any firearm, gun or pistol used in violation of this chapter. Any firearm, gun or pistol so seized shall be considered forfeited to the Borough. At the conclusion or disposition of prosecution brought hereunder, the Chief of Police may return the firearm, gun or pistol to the person from whom it was taken at such time as he believes circumstances warrant.*

August 2022



Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1 Council 7 PM	2 Authority 4 PM	3	4	5	6
7	8 Public Works 6:30 PM	9	10 Plan. Comm. 7 PM	11	12	13
14	15 Building Ad Hoc 5 PM	16 Authority 4 PM	17 WOODY WASTE PICK-UP	18	19	20
21	22 Civil Service Com 5:30 (as needed) Public Safety 6:30 PM	23	24 ZHB 7 PM	25 Admin / Finance 6:30 PM	26	27
28	29	30 WOODY WASTE PICK-UP	31			