

## AGENDA

REGULAR MEETING  
BOROUGH COUNCIL  
MALVERN BOROUGH

March 2, 2021  
7:30 P.M.

**Borough Council Meeting Dial-In Information: 1-877-853-5247 (toll-free)**

**Meeting link:** <https://us02web.zoom.us/j/84974074224>

**When prompted, enter the following meeting ID, followed by the “#” symbol: 849 7407 4224. You will be placed in the waiting room and admitted by the host.**

**This evening’s Borough Council meeting is being conducted via virtual conferencing methods. The public is invited to participate via telephone or video conferencing. Malvern Borough is not liable for any computer security problems that participants may experience.**

**To unmute if using audio via telephone, please enter \*6.**

**During this meeting, public comment will be handled as follows:**

- **Participants will be asked to identify themselves when being accepted into the meeting.**
- **The public will be muted during the meeting when the members of Borough Council are speaking.**
- **For each agenda item, the public will be unmuted and given an opportunity to comment and ask questions.**
- **Public Comment received via email will be read by the Borough Manager either during the topic on the agenda or the general “Public Forum” period.**
- **Participants wishing to comment must state their name and must speak one at a time.**

**PRESIDING:** Amy Finkbiner, Ph.D., President

**INVOCATION:** David B. Burton, Mayor

1. **ROLL CALL:** Council President Finkbiner  
Council Vice-President Grossman  
Council Member Bones  
Council Member Laney  
Council Member Meisel  
Council Member Phillips  
Council Member Raynor  
Mayor Burton

2. APPROVAL OF AGENDA:

MOTION: To approve the agenda for the March 2, 2021 meeting of Borough Council as presented.

3. ANNOUNCEMENTS

a. RECORDING OF MEETING

*Anyone present who is recording the meeting shall announce so at this time, in accordance with Resolution No. 787.*

b. Borough Council met in Executive Session on Tuesday, February 23, 2021 for the purpose of meeting with the Borough Solicitor to deliberate on the Conditional Use application for 147 W. First Avenue. Vice-President Grossman did not participate as she has recused herself from this application.

c. Borough Council met in Executive Session on Tuesday, March 2, 2021 prior to this evening's meeting in order to discuss personnel matters.

d. The Comprehensive Plan survey is live and a link is available on the Borough website. Please contact the Borough if you would like a physical copy of the survey to complete. The survey will be open until the end of March. A link is provided below:

<https://www.surveymonkey.com/r/MalvernBorough>

e. Thank you again to the members of the Public Works Department for their efforts this winter.

4. MINUTES & REPORTS

a. APPROVAL OF MINUTES

MOTION: To approve the minutes of the meeting held on Tuesday, February 16, 2021 as presented.

b. 2020 VOLUNTEER BOARD & COMMITTEE REPORTS

- Planning Commission
- Historical Commission
- Shade Tree Commission
- Parks & Recreation Committee
- Environmental Advisory Council

*The Borough's volunteer boards and committees will present reports on their activities during 2020.*

5. SPECIAL BUSINESS

a. DECISION – CONDITIONAL USE APPLICATION FOR ROBERT & ARLENE RUGGIERO – 147 W. FIRST AVENUE – APPLICATION # CU-20-01

*Borough Council will render its decision on the Conditional Use application for 147 W. First Avenue. The public hearing was closed on February 16, 2021. The applicant is seeking Conditional Use approval pursuant to section 220-602(A)(5) of the Borough's Zoning Ordinance in order to construct a single-family detached dwelling unit with 25% building coverage.*

b. Malvern Borough MS4 Program – Pollution Reduction Plan

**MOTION:** To approve the Pollution Reduction Plan for Malvern Borough and authorize the Borough Engineer to submit the plan to the PA Department of Environmental Protection.

*This update is to address comments received from the PA Department of Environmental Protection (DEP). The Pollution Reduction Plan serves as a document that outlines the Borough's plan to meet the regulatory requirements under its MS4 permit. The objective is to plan for the short-term reduction of pollutant loads within the term of the Borough's permit (five (5) years).*

*Borough Council authorized the plan for public comment at the January 19, 2021 meeting. The plan was advertised in the January 22, 2021 edition of the Daily Local News and posted on the Malvern Borough website.*

c. EXPANDED OUTDOOR DINING FORBEARANCE AGREEMENTS

- Anthony's Pizza & Italian Restaurant

*Anthony's Pizza & Italian Restaurant desires to enter into a new agreement for expanded outdoor dining. The original agreement expired on January 24, 2021. This new agreement would be identical to the previous one approved in 2020.*

6. UNFINISHED BUSINESS

a. Update – Bicycle Pump Track

*A grant application has been submitted to the Chester County Municipal Grant Program. An update will be provided when information is available.*

7. NEW BUSINESS

a. Zoning Hearing Board

*There are no new applications before the Zoning Hearing Board.*

8. PUBLIC FORUM

Citizens/taxpayers are invited to bring before Borough Council any item not on the agenda.

9. ADJOURNMENT