

RESOLUTION 2371
EAST NORRITON TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA

**A RESOLUTION GRANTING A WAIVER OF THE REQUIREMENTS FOR THE
LAND DEVELOPMENT APPLICATION FOR WENDY'S OLD FASHIONED
HAMBURGERS OF NEW YORK FOR THE PROPERTIES LOCATED AT 2811
AND 2815 DEKALB PIKE FOR IMPROVEMENTS INCLUDING THE
DEMOLITION OF A VACANT STRUCTURE AND AN EXISTING
RESTAURANT, AND THE CONSTRUCTION OF A NEW RESTAURANT AND
ASSOCIATED SITE IMPROVEMENTS.**

The Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, hereby resolves to grant a waiver of the requirement for a land development application conditioned upon the following being satisfied by the Applicant:

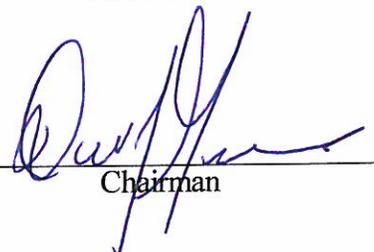
1. Fulfilling all obligations and requirements of the East Norriton Township **Staff Meeting minutes** dated August 22, 2003, July 9, 2004, September 17, 2004, May 30, 2007 and September 10, 2007, and the East Norriton Township Zoning Hearing Board Decision dated September 18, 2007.
2. The Applicant shall submit detailed engineering plans to the Township Engineer for review and approval.
2. The Applicant shall meet all appropriate storm water management requirements for this project as required by the Township Engineer.
3. The Applicant shall pay the Township consultant fees related to this project.
4. The Applicant shall satisfy the requirements of the Parks and Recreation Ordinance as if a land development application were filed.
5. The Applicant shall pay the appropriate Traffic Impact Fee which would normally accrue to this project as if a land development application were filed.
6. The Applicant shall take ownership of an easement described in Exhibit A, attached hereto, on a form prepared by the Township Solicitor.
7. All future development of this parcel shall be subject to future review by the Board of Supervisors to ensure all requirements of the Township's codes are met.
8. The Applicant shall execute an Application and Agreement and requisite security agreement to guarantee the installation of all improvements, on a form drafted by the Township Solicitor.

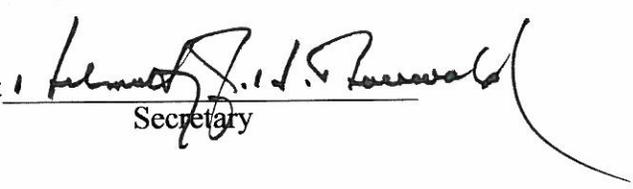
9. The Applicant shall obtain any necessary approvals and reviews from any outside agencies having jurisdiction.

DULY PRESENTED AND ADOPTED by the Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, in a public meeting held this 25th day of September 2007.



BOARD OF SUPERVISORS
EAST NORRITON TOWNSHIP

By: 
Chairman

Attest: 
Secretary

The above conditions are agreed to by Michael F. Russo Jr for Wendy's Old Fashioned Hamburgers of New York, this 25th day of September, 2007.

By: 