#### <u>AGENDA</u> <u>EAST GOSHEN TOWNSHIP</u> <u>BOARD OF SUPERVISORS</u> <u>FORMAL MEETING</u> JANUARY 23, 2018 @ 7:00 PM

#### 6:00 PM Executive Session – Personnel Matter

#### 7:00 PM Public Meeting

- 1. Call to Order
- 2. Pledge of Allegiance
- 3. Moment of Silence Supervisor Carmen Battavio
- 4. Ask if anyone is recording the meeting
- Chairman's Report

   Announce that the Board met in executive session prior to tonight's meeting to discuss a
   personnel matter.
- 6. Public Hearing none
- 7. Emergency Services Reports WEGO – none Goshen Fire Co – none Malvern Fire Co – none Fire Marshal – none
- 8. Financial Report none
- 9. Old Business none
- 10. New Business

a. Consider special exception and variance request for the Malvern Institute at 940 King Road, Malvern PA.

- 11. Any Other Matter
- 12. Approval of Minutes none
- 13. Treasurer's Report none
- 14. Liaison Reports none
- 15. Correspondence, Reports of Interest
- 16. Public Comment
- 17. Adjournment

Meetings & Dates of Importance

Jan 22, 2018Futurist Committee7:00pm

The Chairperson, in his or her sole discretion, shall have the authority to rearrange the agenda accommodate the needs of other board members, the public or an applicant.

AGENDA	Page -1-	JANUARY 23,
	2018	

**Public Comment** – Pursuant to Section 710.1 of the Sunshine Act the Township is required to include an opportunity for public comment agenda which is intended to allow residents and/or taxpayers to comment on matters of concern, official action or deliberation which are or may be before the Board of Supervisors. Matters of concern which merit additional research will be placed on the agenda for the next meeting.

**Constant Contact** - Want more information about the latest news in the Township and surrounding area? East Goshen Township and Chester County offer two valuable resources to stay informed about important local issues. East Goshen communicates information by email about all Township news through Constant Contact. To sign up, go to <u>www.eastgoshen.org</u>, and click the "E-notification & Emergency Alert" button on the left side of the homepage. Chester County offers an emergency notification system called ReadyChesco, which notifies residents about public safety emergencies in the area via text, email and cell phone call. Signing up is a great way to keep you and your loved ones safe when disaster strikes. Visit <u>www.readychesco.org</u> to sign up today!

**Smart 911** - Smart911 is a new service in Chester County that allows you to create a Safety Profile at <u>www.smart911.com</u> that includes details you want the 9-1-1 center and public safety response teams to know about your household in an emergency. When you dial 9-1-1, from a phone associated with your Safety Profile that information automatically displays to the 9-1-1 call taker allowing them to send responders based on up-to-date location and emergency information. With your Safety Profile, responders can arrive aware of many details they would not otherwise know. Fire crews can arrive knowing exactly how many people live in your home and where the bedrooms are located. EMS personnel can know family members' allergies or specific medical conditions. And police can access a photo of a missing family member in seconds rather than minutes or hours, helping the search start faster.

F:\Data\Shared Data\Agendas\Board of Supervisors\2018\01092018 Meeting.doc

AGENDA

Page -2-2018 JANUARY 23,

#### **Memorandum**

East Goshen Township 1580 Paoli Pike West Chester, PA 19380 Voice: 610-692-7171 Fax: 610-692-8950 E-mail: mgordon@eastgoshen.org

Date: 1/19/2018
To: Board of Supervisors
From: Mark Gordon, Township Zoning Officer
Re: Malvern Institute Special Exception and Variances

The Meeting packet for the Malvern Institute ZHB Application is enclosed and contains the following:

Memo and Draft Motion for consideration Planning Commission Recommendation Application (September 27, 2017) Updated Narrative (1/19/2018) Smoke Eater Cut Sheet Pavilion Detail Sound Barrier Cut sheets 15 Year Plan Rendering 15 Year Plan Site Plan

## <u>Memorandum</u>

East Goshen Township 1580 Paoli Pike West Chester, PA 19380 Voice: 610-692-7171 Fax: 610-692-8950 E-mail: mgordon@eastgoshen.org

Date: 1/19/2018
To: Board of Supervisors
From: Mark Gordon, Township Zoning Officer
Re: Malvern Institute ZHB Application for Special Exception and Variances

#### **Application Summary:**

The Malvern Institute (Applicant) has submitted a zoning hearing board application for a special exception and two variances. The applicant is requesting to expand the gross floor area of the use by adding a 6,980 s.f. addition to the facility, adding a 2,320 s.f. loft in the barn, converting the smoking area in the rear of the facility to a 480 s.f. greenhouse, and building a new 800 s.f. smoking pavilion in the front of the facility. This expansion will require a Special Exception and variances from the Zoning Hearing Board.

The Institute also proposes to add parking to the existing parking lot in the front of the facility and add a security gate.

All of these requests are presented as a "15 Year Master Plan".

#### **Background:**

The Malvern Institute started operations 1948. The Township adopted its first Zoning Ordinance in 1952 and the Institute became a nonconforming use at that time.

The original structure is 2 ½ stories and has a footprint of +/- 3,100 sf. There is also a barn, detached carriage house and a springhouse on the property. The Institute constructed a 10,000 s.f. addition in 1982. The Zoning Ordinance in effect at that time did not limit the expansion of nonconforming uses.

The Institute meets the definition of a Treatment Center under the 1997 Zoning Ordinance. The standards for a Treatment Center are set forth in §240-31C(3)(mm). Treatment Centers are permitted in the I-2 Zoning District as a conditional use. The Institute is located in the R-2 Zoning District and the buildings comply with the R-2 setbacks.

The Institute is a legal nonconforming use operating out of legal nonconforming buildings.

F:\Data\Shared Data\Property Management\53-2\53-2-18 (940 King Rd)\Special Exception 2017\Malvern Institute - Memo to BOS Re. MI 01192018.docx

The Board of Supervisors was invited to tour the Institute in the summer of 2016 to see the challenges they face and to discuss their 15 Year Master Plan. The Board advised the Institute to develop a clear and concise plan, engage the surrounding property owners on their own to solicit feedback, and then present their plan to the Township for approvals.

#### **Nonconforming Use**

§240-40C(2)(a) states that a nonconforming use may be altered or expanded provided "such alteration or expansion shall conform to all of the lot area, width, building coverage, height and yard regulations and design standards of the zoning district in which it is located".

§240-40C(2)(c) limits the total increase to a maximum of 25% of the total floor area. It states that the "Floor area shall be based upon the total floor area of the structure at the time the use first became nonconforming."

§240-40C(2)(e) states that a nonconforming use may be altered or expanded "if a special exception is granted by the Zoning Hearing Board...".

In addition §240-44A states that "No special exception shall be granted under the provisions of this article with respect to any property in violation of the lot area, width, building and impervious coverage, setbacks, height and yard regulations and design standards of this zoning district in which the property is located, unless a variance is granted by the Zoning Hearing Board from the regulation which is otherwise applicable."

#### **Nonconforming Structures**

§240-31C(3)(mm)[6] states that treatment centers "Shall be set back a minimum of 250 feet from any lot line of an existing dwelling that has a different owner from the owner of the treatment center lot."

§ 240-40B(3)(a) states that a nonconforming structure "may be altered or enlarged, provided that such alteration or enlargement conforms to all of the lot area, width, building coverage, height and yard regulations and design standards in the zoning district in which it is located."

§240-40B(3)(b) states that "If a nonconforming structure is used by a nonconforming use, any alteration or enlargement of the structure shall be in compliance with the limitations of Subsection C."

§240-40C(2)(e) states that "the alteration or expansion of a nonconforming use of a structure or of land shall be permitted only if a special exception is granted by the Zoning Hearing Board pursuant to Article IX."

In addition §240-44A states that "No special exception shall be granted under the provisions of this article with respect to any property in violation of the lot area, width, building and impervious coverage, setbacks, height and yard regulations and design standards of this zoning district in which the property is located, unless a variance is granted by the Zoning Hearing Board from the regulation which is otherwise applicable."

#### Parking:

The Applicant proposes a parking lot expansion of 33 spaces. No relief is needed for the proposed changes to the existing parking lot.

#### Fences:

The fence proposed along the front lot line of the property (King Rd.) is 6 feet tall. The Zoning ordinance §240-32E(2) requires that fences in the front yard not exceed 4 feet in height. A variance from this section is also required.

#### **Driveway:**

The proposed two way driveway on the plan does not meet the requirement of the ordinance. The applicant is requesting relief from §240-33.C(10) to allow a 22' drive isle rather than the required 24' required. The driveway has existing mature trees and the applicant is proposing to only use this drive isle for two way traffic in the evening hours.

#### **Doctrine of Natural Expansion:**

A non-conforming use has a constitutionally protected right to continue to operate. There are also court cases that support the theory that a non-conforming use has the right to expand, if the purpose of the expansion is limited to what is required to remain currant with generally accepted practices and not simply to grow the business. Unfortunately, there is no "bright line" on this issue and the court cases are all over place. The Institute is currently licensed for 80 beds. The proposed expansion will not result in an increase in the number of beds, but simply provide additional space and additional amenities for each patient.

#### Implementation of a 15 year plan:

Implementation of this plan is likely to occur in phases and could possibly not be complete for 15 years. Variances expire as per §240-58.D.

§240-58.D. States: Time limit. If a zoning permit is not obtained and actual construction commenced within 18 months of the issuance of a variance, such variance shall lapse and be null and void.

A variance from this section will also be required since it will take more than 18 months to secure all of the zoning permits required to construct the proposed improvements over their 15 year period.

#### **Conclusion:**

The proposed plan will require the following relief and approvals:

- 1. Pursuant to §240-44A a special exception shall not be granted unless variances are obtained from the following sections of the Zoning Ordinance:
  - a. 240-31C(3)(mm)[6] 250 foot setback requirement for a treatment center
  - b. 240-40C(2)(a) setback for nonconforming uses
  - c. 240-40C(2)(c) expanding a nonconforming use by more than 25%
- 2. The applicant will need to obtain a special exception pursuant to the following section:
  - a. 240-40C(2)(e) alteration or expansion of a nonconforming use in a nonconforming structure.
- 3. The applicant will need to obtain a variance for the proposed fence in the front yard.

F:\Data\Shared Data\Property Management\53-2\53-2-18 (940 King Rd)\Special Exception 2017\Malvern Institute - Memo to BOS Re. MI 01192018.docx

- a. §240-32E(2) to allow a 6 foot tall fence within the front yard.
- 4. The applicant requests a zoning variance for the width of the driveway.
  - a. §240-33.C(10) relief to construct a 22' driveway isle versus the required 24' drive isle.
- 5. Implementation of this plan will most likely take more than 18 months; therefore a variance from the following is required:
  - a. §240-58.D. to permit an extension of time to the variances requested.

**<u>Staff Recommendation</u>**: After consultation with the solicitor, staff is recommending that the Board of Supervisors take no position with respect to the Special Exception and Variance requests and the legal argument that the Applicant makes concerning the right to expand the nonconforming use based on the doctrine of natural expansion of a nonconforming use.

The Planning Commission conducted several meetings with the applicant and the surrounding property owners to clearly understand the challenges that all parties are experiencing. Special attention to security, screening and sound mitigation was taken and always at the forefront of the Commissions' mind during the discussions. The Planning Commission has forwarded their recommendation to the Board for your consideration.

Staff has incorporated the Planning Commissions' draft motion into one for the Board to consider.

#### **Draft Motion:**

Mr. Chairman, I move that the Board of Supervisors take "no position" on the special exception and variances requested by the Malvern Institute or the legal argument advanced by the Applicant with respect to the right to expand the legal non-conforming treatment center use based on the doctrine of natural expansion. Should the ZHB determine that the applicant has met the legal burden and is entitled to expand the non-conforming use; the Board of Supervisors recommends that the ZHB impose the following conditions on the Applicant in order to mitigate the impacts that the expansion of non-conforming use will have on the surrounding community. The Board of Supervisors should authorize the Township Solicitor and the Township Engineer to enter an appearance at the Zoning Hearing and advocate the Board of Supervisors' position on the recommended conditions.

- 1. The Applicant shall restrict the drug and alcohol treatment programming at the King Road facility (the "Facility") to in-patient treatment only.
- 2. The Applicant shall limit the number of patients receiving treatment at the Facility to a maximum of 80 patients on-site at any one time. Applicant shall forward a letter to the Commonwealth of PA Department of Drug and Alcohol Programing or successor licensing agency agreeing to permanently cap the licensing of the facility to 80 inpatients in perpetuity.
- 3. The Applicant shall add a camera at the front entrance as an addition to its existing camera system. The eastern parking lot gate shall be locked by 11 p.m. to ensure that any vehicle entering the site must approach the main building. Applicant shall have no less than one security guard on site during the nighttime shift when the clinical staff is reduced in number. In addition, Applicant shall implement and maintain the use of

security cameras which are continually monitored by properly trained staff including a certified clinical supervisor during the overnight shift.

- 4. The Applicant may build only a one story addition as identified in the site plan 02/24/2017 last revised 12/11/2017 to facilitate the expansion of the use. The new addition shall be set back a minimum of 45 feet from any property line.
- 5. The Applicant shall submit a land development application that includes the proposed improvements to the Property which are approved in the Zoning Hearing Board Decision and which are consistent with the testimony and exhibits presented at the zoning hearing and with the conditions of approval within 180 days of final unappealable, and unappealed zoning approval.
- 6. The Applicant shall submit and implement a landscape plan in accordance with §240-27.C.(2) of the East Goshen Code for the western, southern and eastern portions of the property together with the planned (deer resistant) understory landscape buffer planting restoration at the eastern property boundary as part of its land development application.
- 7. The Applicant agrees to plant and maintain the aforesaid buffer yard landscaping in accordance with §240-27.C.(3), as long as the Property is used as a Treatment Center, subject to accommodation of the sound fence within said buffer yard landscaping. The sound fence shall be appropriately screened with evergreen landscaping to mitigate its appearance from the neighboring properties.
- 8. The Applicant shall install and maintain 8 foot high sound fencing, as described, along the entire western, southern and eastern boundaries of the Property except within the floodplain and adjacent areas as shown on the plans. The 8 foot sound fencing shall extend to the King Rd. right of way line, so long as the fencing does not impede sight distance for motorists exiting the Facility's driveway or the driveway for 950 King Rd. Any new outdoor recreation facilities shall be subject to review and approval of the Township Engineer for determining appropriate sound attenuation measures.
- 9. The proposed sound fencing shall be detailed on the Land Development plan and shall be continually maintained by the owner
- 10. The Applicant shall install a fence along the right of way line for King Rd. up to and around the pump station to meet the street line on the eastern side of the property. This fencing and the aforesaid sound fencing shall be connected and are intended to limit ingress and egress to the main entrance.
- 11. The Applicant shall identify the fencing types and styles and provide details, samples and/or images if available, of each style of fencing in the land development plan. The fencing shall be approved by the Board of Supervisors during land development.
- 12. The Applicant shall agree to permit no recreational activity in the area between the existing and/or proposed building and the southern and western property lines other than the garden, the greenhouse, and the pedestrian walking paths.
- 13. The Applicant shall identify the existing and proposed active recreation areas on the land development plan.
- 14. The Facility shall be restricted to one outdoor smoking area for patients (smoking pavilion). The applicant shall agree to require all patients to smoke within the limit of the smoking pavilion. Staff and visitors shall be restricted to smoking in the front of the building.
- 15. The smoking pavilion shall be equipped with a "Smoke Eater" type of ventilation and filtration system to minimize the effects of smoke for the surrounding property owners.

- 16. The Applicant shall screen the new smoking pavilion from the neighboring properties to the west and north with a temporary 8 foot sound fence which shall remain in place until the one story addition project is complete.
- 17. The Applicant shall demonstrate during the land development application review that the "Smoke Eater" system can effectively ventilate and filter cigarette smoke in the proposed smoking pavilion.
- 18. The Applicant shall install sound attenuation blankets or similar sound dampening material inside the existing emergency generator fencing to mitigate noise from the generator.
- 19. The Applicant shall install the 8 foot sound fencing and deer resistant understory landscape buffer plantings in the wooded area on the eastern side of the Property prior to the installation of any walking paths and/or meditation areas on the east side of the Ridley Creek. The fencing and landscaping shall be shown on the landscape plans submitted with the land development application and shall be approved by the Board of Supervisors as part of land development. The following site improvements shall be completed prior to the commencement of any other improvements listed in the 15 Year Renovation Timeline:
  - a. Completion of all parking lot renovations
  - b. Completion of all sound fence installation
  - c. Installation of the smoking pavilion to include the installation of screening and smoke mitigation measures
  - d. Installation of sound blankets inside the generator fencing
  - e. Installation of plantings as required on the land development landscape plan.
- 20. The Applicant shall implement the Malvern Institute 15 year renovation plan as presented to the Zoning Hearing Board in the order as outlined in the application and shall implement all of the 1-2 year site improvements prior to the issuance of any building permits.
- 21. The Applicant shall agree to construct and maintain all walking paths with pervious wood chips.
- 22. The Applicant shall comply with the parking allocation presented on the plans.
- 23. The Applicant shall agree to only permit outdoor patient activities on the property between the hours of 7 AM and 10 PM, with the following exceptions. A maximum of 8 patients at any one time, with active staff supervision shall be permitted to use the smoking pavilion between 10 PM and 11:30 PM. A maximum of 4 patients at any one time, with active supervision from staff shall be permitted to use the smoking pavilion between 11:30 PM and 7 AM.
- 24. In the event that the Applicant's requested relief is granted, the Applicant shall agree to record a copy of the Zoning Hearing Board Decision with the Chester County Recorder of Deeds.

#### EAST GOSHEN TOWNSHIP PLANNING COMMISSION

1580 PAOLI PIKE, WEST CHESTER, PA 19380-6199

January 18, 2018

East Goshen Township Board of Supervisors 1580 Paoli Pike West Chester, Pa. 19380

Re: The Malvern Institute / 940 King Rd. / Variances and Special Exception Application

Dear Board Members:

At their meeting on January 17, 2018 the Planning Commission voted unanimously in favor of the following motion:

Mr. Chairman, I move that the PC take no position on the special exception and variances requested by the Malvern Institute or the legal argument advanced by the Applicant with respect to the right to expand the legal non-conforming treatment center use based on the doctrine of natural expansion. Should the ZHB determine that the applicant has met its legal burden and is entitled to expand the non-conforming use; the Planning Commission recommends that the ZHB impose the following conditions on the Applicant in order to mitigate the impacts that the non-conforming use has on the surrounding community. The PC also recommends that the Board of Supervisors authorize the Township Solicitor and the Township Engineer to enter an appearance at the Zoning Hearing to advocate the Board of Supervisors' position on the recommended conditions.

- 1. Applicant shall restrict the drug and alcohol treatment programming at the King Road facility (the "Facility") to in-patient treatment only.
- Applicant shall limit the number of patients receiving treatment at the Facility to a maximum of 80 patients on-site at any one time. Applicant shall forward a letter to the Commonwealth of PA Department of Drug and Alcohol Programing or successor licensing agency agreeing to permanently cap the licensing of the facility to 80 in-patients in perpetuity.
- 3. Applicant shall add a camera at the front entrance as an addition to its existing camera system. The eastern parking lot gate shall be locked by 11 p.m. to ensure that any vehicle entering the site must approach the main building. Applicant shall have no less than one security guard on site during the nighttime shift when the clinical staff is reduced in number. In addition, Applicant shall implement and maintain the use of security cameras which are continually monitored by properly trained staff including a certified clinical supervisor during the overnight shift.
- 4. Applicant may build only a one story addition as identified in the site plan to facilitate the expansion of the use. The new addition shall be set back a minimum of 45 feet from any property line.
- 5. Applicant agrees to submit a land development application that includes the proposed improvements to the Property which are approved in the Zoning Hearing Board Decision and which are consistent with the testimony and exhibits presented at the zoning hearing and with the conditions of approval within 180 days of final unappealable, and unappealed zoning approval.

- 6. Applicant shall submit and implement a landscape plan in accordance with §240-27.C.(2) of the East Goshen Code for the western, southern and eastern portions of the property together with the planned (deer resistant) understory landscape buffer planting restoration at the eastern property boundary as part of its land development application.
- 7. Applicant agrees to plant and maintain the aforesaid buffer yard landscaping in accordance with §240-27.C.(3), as long as the Property is used as a Treatment Center, subject to accommodation of the sound fence within said buffer yard landscaping. The sound fence shall be appropriately screened with evergreen landscaping to mitigate its appearance from the neighboring properties.
- 8. Applicant shall install and maintain 8 foot high sound fencing, as described, along the entire western, southern and eastern boundaries of the Property except within the floodplain and adjacent areas as shown on the plans. The 8 foot sound fencing shall extend to the King Rd. right of way line, so long as the fencing does not impede sight distance for motorists exiting the Facility's driveway or the driveway for 950 King Rd. Any new recreation facilities shall be subject to review and approval of the Township Engineer for determining appropriate sound attenuation measures. The proposed sound fencing shall be detailed on the Land Development plan and shall be continually maintained by the owner
- 9. Applicant shall install a fence along the right of way line for King Rd. up to and around the pump station to meet the street line on the eastern side of the property. The entrance shall include a monitored camera. This fencing and the aforesaid sound fencing shall be connected and are intended to limit ingress and egress to the main entrance.
- 10. Applicant shall identify the fencing types and styles and provide details, samples and/or images if available, of each style of fencing in the land development plan. The fencing shall be approved by the Board of Supervisors during land development.
- 11. Applicant shall agree to permit no recreational activity in the area between the existing and/or proposed building and the southern and western property lines other than the garden, the greenhouse, and the pedestrian walking paths.
- 12. Applicant shall identify the existing and proposed active recreation areas on the land development plan.
- 13. The Facility shall be restricted to one outdoor smoking area for patients (smoking pavilion). The applicant shall agree to require all patients to smoke within the limit of the smoking pavilion. Staff and visitors shall be restricted to smoking in the front of the building.
- 14. The smoking pavilion shall be equipped with a "Smoke Eater" type of ventilation and filtration system to minimize the effects of smoke for the surrounding property owners.
- 15. Applicant shall screen the new smoking pavilion from the neighboring properties to the west and north with a temporary 8 foot sound fence which shall remain in place until the one story addition project is complete.
- 16. The Applicant shall demonstrate during the land development application review that the "Smoke Eater" system can effectively ventilate and filter cigarette smoke in the proposed smoking pavilion.
- 17. The Applicant shall install sound attenuation blankets or similar sound dampening material inside the existing emergency generator fencing to mitigate noise from the generator.
- 18. The Applicant shall install the 8 foot sound fencing and deer resistant understory landscape buffer plantings in the wooded area on the eastern side of the Property prior to the installation of any walking paths and/or meditation areas on the east side of the Ridley Creek. The fencing and landscaping shall be shown on the landscape plans submitted with the land development application and shall be approved by the Board of Supervisors as part of land development.
- 19. The Applicant shall implement the Malvern Institute 15 year renovation plan as presented to the Zoning Hearing Board in the order as outlined in the application and shall implement all of the 1-2 year site improvements prior to the issuance of any building permits.
- 20. Applicant shall agree to construct and maintain all walking paths with pervious wood chips.
- 21. The Applicant shall comply with the parking allocation presented on the plans.

- 22. Applicant shall agree to only permit outdoor patient activities on the property between the hours of 7 AM and 10 PM, with the following exceptions. A maximum of 8 patients at any one time, with active staff supervision shall be permitted to use the smoking pavilion between 10 PM and 11:30 PM. A maximum of 4 patients at any one time, with active supervision from staff shall be permitted to use the smoking pavilion between 11:30 PM and 7 AM.
- 23. The following site improvements shall be completed prior to the commencement of any other improvements listed in the 15 Year Renovation Timeline:
  - a. Completion of all parking lot renovations
  - b. Completion of all sound fence installation
  - c. Installation of the smoking pavilion to include the installation of screening and smoke mitigation measures
  - d. Installation of sound blankets inside the generator fencing
  - e. Installation of plantings as required on the land development landscape plan.
- 24. In the event that the Applicant's requested relief is granted, the Applicant shall agree to record a copy of the Zoning Hearing Board Decision with the Chester County Recorder of Deeds.

Sincerely,

Mark A. Gordon Township Zoning Officer

#### EAST GOSHEN TOWNSHIP ZONING HEARING BOARD APPLICATION

1580 PAOLI PIKE WEST CHESTER, PA 19380-6199 PHONE (610)-692-7171 FAX (610)-692-8950

Name of Applicant:	Malvern Institute
Applicant Address:	940 West King Road
	Malvern, PA 19355
Telephone Number:	610-647-0330 Fax Number: 484-913-3620
Email Address:	JGibbons@MalvernInstitute.com
Property Address:	940 West King Road
	Malvern, PA 19355
Tax Parcel Number:	53-2-18 Zoning District: R-2 Acreage: 8+-
Purpose of Applic	ation (check one)
	<ul> <li>Variance (Type: Use Variance Dimensional Variance)</li> <li>Special Exception</li> <li>Appeal determination of the Zoning Officer</li> <li>Other Relief pursuant to the land doctrine of natural expansion</li> </ul>
	g Ordinance in which relief is sought: t to Section 240-40-C(2)(e)
Variance from Sections 24	0-32.E(1) and (2); 240-33.B(5); 240-33.C(10); 240-40.C(2)(c); 240-58.D

#### Description of the Zoning Relief requested and the future use of the property:

Please see attached Narrative in Support of Application

Note: Application as revised 09/27/17

We hereby acknowledge that we have read this application and state that the above is correct and agree to comply with all provisions of the East Goshen Township Zoning Ordinance applicable to this project and property.

September 27, 2017 Date Signature of Applican Attorney in Fact

#### \*Please review the formal application and review procedures on page three.

#### BEFORE THE ZONING HEARING BOARD OF EAST GOSHEN TOWNSHIP

#### IN RE: APPLICATION FOR ZONING RELIEF OF MALVERN INSTITUTE FOR PSYCHIATRIC AND ALCOHOLIC STUDIES, INC.

#### NARRATIVE IN SUPPORT OF APPLICATION (Second Amended)

#### I. Introduction

Malvern Institute for Psychiatric and Alcoholic Studies, Inc. ("Malvern Institute" or "Applicant"), is the legal owner of certain real estate located at 940 W. King Road, East Goshen Township, Chester County, known as Chester County UPI No. 53-2-18 (the "Property"). The Property is improved with, inter alia, a 2 ½ story masonry structure (the "Main Building") and a 2 story barn (the "Barn"). The Property constitutes approximately 8 acres in the Township's R-2 Low Density Residential District.<sup>1</sup> Applicant uses the Property as a treatment center, as that term is defined in the Township's Zoning Ordinance (the "Ordinance"). The treatment center is a legal nonconforming use, as that term is defined in the Township's Zoning Ordinance. The Existing Conditions Plan, separately submitted, is made a part of this Application. Through the treatment center, Malvern Institute provides critical services to residents in need in Chester County and nearby, offering a continuum of care for those affected by addiction, including many fellow Chester County residents. All services are inpatient services and Malvern Institute's success is achieved through dedication to clinical care and innovative treatment solutions.

Applicant hereby seeks relief, as set forth below, to expand the second floor of the Main Building on the Property by 6,200 square feet and to construct a loft in the Barn which would increase the floor area of that structure by 2,320 square feet (the

<sup>&</sup>lt;sup>1</sup> A small portion of the Property is located in Willistown Township, which portion is not improved with any structures.

"Proposal"). The Proposal will not increase the footprint of the Barn, with the exception of an 80 square feet code-required elevator, and will only increase the footprint of the Main Building by 200 square feet *via* a small cantilever. The Proposal also includes the permanent relocation of the smoking area from the rear of the facility to the front of the facility at a new smoking pavilion that will be farther away from residential neighbors as compared to the prior location. The prior smoking area will be converted to a quiet greenhouse space.

In the alternative, and at the recommendation of the Township's Planning Commission, Applicant proposes a one-story addition to the Main Building which would increase the footprint of the Main Building by 6,980 square feet and a loft in the Barn which would increase the floor area of that structure by 2,320 square feet (the "Alternative Proposal"). The Alternative Proposal would include a basement area beneath the one-story addition, and would be comprised of a total increase in floor area of approximately 13,180 square feet to the Main Building.

The proposed expansion in floor area of the Main Building and Barn are necessary to accommodate the natural expansion of the Applicant's pre-existing legal non-conforming use to enable Applicant to modernize its facility in accordance with industry standards, to remain competitive in the marketplace, and to effectively serve and treat its patients and the residents of Chester County. The proposed expansion of the Main Building, will improve and modernize the accommodations available to Applicant's residents. Applicant does not propose to increase the number of patients it serves, and, in the event that the relief sought herein is granted, Applicant will agree to

2

a condition of approval that it will not increase the state-approved limit of patient beds for the subject Property, which is currently approved at 80 beds.

#### II. Request for Relief and Project Background

Applicant seeks a special exception under Ordinance Chapter 240, Section 40.C(2)(e) in order to expand the floor area of the Main Building serving its legal nonconforming use. Applicant also seeks a dimensional variance from Ordinance Chapter 240, Section 40.C(2)(c) in order to permit an expansion of floor area serving a nonconforming use by 36% pursuant to the Proposal, or by 59.45% pursuant to the Alternative Proposal, if deemed required after consideration is given to the doctrine of natural expansion. The maximum expansion of floor area serving a nonconforming use permitted by the Township's Zoning Ordinance is 25%<sup>2</sup>. Chapter 240, Section 32.E(1) requires that fences erected in the side or rear yards shall not exceed six feet in height on a residential lot and eight feet in height on any other lot. The Applicant's position is that the subject lot is a commercial lot. In the event that the Board determines that the subject property is a residential lot by virtue of being located in a residential zoning district, notwithstanding the pre-existing and legally non-conforming non-residential use of the lot, than Applicant requests a variance to permit the eight foot sound fence as shown on the plans. The sound fence is designed to improve existing conditions relative the historical use of the outdoor portions of the Property for patient activities. Section 32.E(2) states that fences which are erected within the required front yard shall not exceed four feet in height. The Applicant has proposed a six foot tall estate fence in

<sup>&</sup>lt;sup>2</sup> Section 240-40.C(2)(c) includes the restriction that if prior to the effective date of the 25% expansion restriction in the zoning ordinance, the use has been expanded by a percentage greater than 25%, it shall not be entitled to any further expansion under this section. Malvern Institute underwent a prior expansion of 25% or greater in 1982. This retroactive restriction based upon a pre-ordinance expansion is of questionable legal impact.

the front yard, and hereby requests a variance to allow same. Applicant is proposing a 22 foot wide one-way section for a portion of the driveway to accommodate additional parking adjacent to that section of the driveway and to avoid additional parking in the front yard setback. This complies with the Township's zoning regulations. However, at night, the driveway will operate as a two-way driveway so that vehicle egress can be observed, and during that period of time, a variance of two feet in width is required, and hereby requested, from Section 33.C(10). Section §240-31C(3)(mm) requires a setback a minimum of 250 feet from any lot line of an existing dwelling that has a different owner from the owner of a treatment center lot. If that section is deemed applicable, a variance from that section is requested to permit that proposed setback of the first floor addition. Finally, given the timeframe of the proposed improvements, the Applicant requests a variance from Chapter 240, Section 58.D. to allow the variances to remain in place to allow the improvements to occur no later than 12 years from approval of the variances.

The Applicant also requests that the Board grant such other relief that is necessary in the judgment of the Board to allow the proposed expansion.

Under either the Proposal or the Alternative Proposal, the proposed expansion and dimensional variances are modest. The Proposal would constitute a nominal increase in building footprint and the Alternative Proposal would permit a reasonable expansion with approximately half of the proposed additional floor area in the form of a basement which would pose virtually no impact on the surrounding properties. Neither the Proposal nor the Alternative Proposal include an increase in the number of residents

4

whom Applicant serves. Additionally, neither proposal would necessitate an increase in staff, nor is one anticipated.

It is noteworthy that the Applicant has designed its "15 Year Plan" in conjunction with the proposed improvements.<sup>3</sup> The 15 Year Plan has been separately submitted as part of this application, together with the following plans: Existing Conditions, Sightline Profiles, 15 Year Master Plan with Existing Features. The 15 Year Plan was designed specifically to minimize and improve any Malvern Institute impacts on residential neighbors. The 15 Year Plan includes significant landscaping and buffering improvements in an effort to achieve this goal. After completing the design, Malvern Institute sent a letter to neighboring property owners inviting them to visit and tour the facility and to review the 15 Year Plan. See Exhibit "B-1", the mailing list for the letter, also attached. Numerous neighbors attended one of several meetings and provided insight and feedback to the Applicant. Changes were made to the plan as a result of those meetings, resulting in the Proposal, which, with the exception of a proposed greenhouse at the former rear smoking area, the 200 square foot second floor cantilever, the proposed new smoking pavilion, and the small elevator shaft area, includes no increase of the footprint of the structures on the Property.

At the behest of the Township's Planning Commission, Applicant devised the Alternative Proposal, which, while adding to the footprint of the Main Building, alleviates certain concerns regarding privacy and screening for the Property's residential neighbors. The Alternative Proposal would further enhance the quality of life both for

<sup>&</sup>lt;sup>3</sup> The Township had previously requested that if any improvements were being proposed, that all improvements contemplated over the next 15 years be shown.

Applicant's patients and neighbors by providing space for recreation in the basement area, which would naturally decrease the amount of outdoor recreation on the Property.

#### III. Conclusion

The Applicant will present testimony and evidence in support of the Application and establish compliance with all other applicable Ordinance standards during the hearing before the Zoning Hearing Board in support of the instant Application.

Respectfully submitted,

Brian L. Nagle, Esquire Lindsay A. Dunn, Esquire

Attorneys for Applicant

MacELREE HARVEY, LTD.

By:

Date: January 19, 2018

### **Ever** Clear<sup>™</sup> CM-11 and Miracle Air<sup>™</sup> CM-12 High Performance Particulate and Vapor Filtration Solutions







Indoor air quality issues, whether within cigar bars, laboratories, or light manufacturing, require a combination of high efficiency filtration and absorbent media to handle both airborne contaminant and odor/vapor removal. Air Quality Engineering's EverClear CM-11 and MiracleAir CM-12 air cleaners are designed to meet those needs.

The CM-11 and CM-12 are designed to handle:

- · Heavy smoke and odor associated with cigar and hookah bars
- Airborne particulate and vapors within medical laboratories and testing environments
- Smoke from welding and soldering in light manufacturing and cottage industries

The CM-11 and CM-12 deliver efficiency, savings, and minimal maintenance cost by:

- Removing dust, smoke, pollen and other airborne particles with 95% efficient (at .3 micron) HEPA type filters
- Using 3-speed controller allowing ease of airflow adjustment
- Increased filter life by using large volumes of media used in both the particulate and the odor/vapor disposable filters
- Ease of filter access within the units for maintenance

The CM-11 and CM-12 air cleaners are "the" air cleaning solutions for indoor air quality!



Air Quality Engineering, founded in 1973, is proud to offer a continued, superior level of experience in manufacturing complete air filtration systems that provide the highest performance, efficiency, and capacity for the money. Our sales and engineering team's mission is to identify the most cost-effective, high-quality solutions for our customers' needs, whether commercial, industrial or residential.

## Ever©lear<sup>™</sup> CM-11

#### Installation

The CM-11 can be easily flush mounted into a drop ceiling requiring a minimum of 19 9/16" above ceiling space.

#### **Unit Part Numbers**

#### Standard CM-11

- 00296 EverClear CM-11, WHITE, 120V, 9 lbs. carbon 00429 EverClear CM-11, BLACK, 120V, 9 lbs. carbon 00298 EverClear CM-11, WHITE, 120V, 3-speed wall control, 9 lbs. carbon EverClear CM-11, BLACK, 120V, 3-speed wall control, 9 lbs. carbon 00430 Deluxe CM-11
- 00284 EverClear CM-11, WHITE, 120V, 44 lbs. carbon
- 00427 EverClear CM-11 BLACK, 120V, 44 lbs. carbon
- EverClear CM-11, WHITE, 120V, 3-speed wall control, 44 lbs. carbon 00293
- 00428 EverClear CM-11, BLACK, 120V, 3-speed wall control, 44 lbs. carbon

#### **Replacement Filters**

- 41147 Prefilter, 1" Aluminum Mesh, CM-11
- 41039 Media Prefilter Pad, 24" x 29.5" x 1"
- 41149 MERV 16 (95% DOP) Disposable Filter
- 41154 MERV 13 (85% ASHRAE) CM-11
- 41155 MERV 11 (65% ASHRAE) CM-11
- 41168 HEPA 99.97%
- 41162 Disposable Carbon Filter 2" x 19" x 22.38", 4.5 lbs./filter, 2 req.
- 07133 VOC Filter Replacement Kit. CM-11 (20 carbon filters for the two modules)
- VOC Filter Replacement Kit (50% Carbon 50% PP, 20 filters for the two modules) 07240

#### **Optional Accessories**

- 05613 EverClear Drop Skirt Kit (drop length 3" to 6" available)
- 41156 Prefilter Frame for Disposable Media Pads, CM
- 41168 **HEPA Filter Upgrade**
- 41039 Media Prefilter Pad, 24" x 29.5" x 1"

#### Capacity (CFM)

Low Speed	Med. Speed	High Speed		
400	650	850	Molor Direct Drive Blower	
Dimensions				
ength	Width	Depth	Odor/Vapor	_Odor Filter
46 5/8"	22 5/8"	19 9/16"		riter r
Weight			Ceiling Line Particle Filter A Prefilter	~
Model	Shipping	Installed		$\geq$
Standard	180 lbs.	125 lbs.		
Deluxe	250 lbs.	200 lbs.		

#### Efficiency (based on filter selection)

Efficiency	Part No	Filter Description
95% DOP on .3 micron	41149	MERV 16 (95% DOP) Disposable Filter
99.97% DOP	41168	HEPA 99.97% (Upgrade)
	Dequires bordwiring	

115V, 4.3 AMPS, 60Hz Requires hardwiring



Specifications subject to change without notice.



air quality engineering 7140 Northland Drive North, Brooklyn Park, MN 55428-1520, USA PHONE: 763-531-9823 • FAX: 763-531-9900 • TOLL FREE: 1-800-328-0787 EMAIL: info@air-quality-eng.com • www.air-quality-eng.com



## MiracleAir<sup>™</sup> CM-12

#### Installation

The CM-12 can easily be mounted to the ceiling or wall and plugs into a 120V outlet. Optimal positioning is nearest the source of contaminant.

#### **Unit Part Numbers**

#### Standard CM-12

00332	MiracleAir CM-12, WHITE, 120V, 5 lbs. carbon
00432	MiracleAir CM-12, BLACK, 120V, 5 lbs. carbon
00339	MiracleAir CM-12, WHITE, 120V, 5 lbs. carbon, 3-speed wall control
00434	MiracleAir CM-12, BLACK, 120V, 5 lbs. carbon, 3-speed wall control
Deluxe CM-	-12
00337	MiracleAir CM-12, WHITE, 120V, 22 lbs. carbon
00431	MiracleAir CM-12, BLACK, 120V, 22 lbs. carbon
00338	MiracleAir CM-12, WHITE, 120V, 22 lbs. carbon, 3-speed wall control
00433	MiracleAir CM-12, BLACK, 120V, 22 lbs. carbon, 3-speed wall control

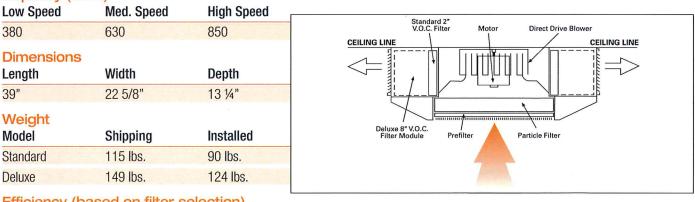
#### **Replacement Filters**

- 41194 Mesh Prefilter, CM-12
- 41039 Media Prefilter Pad, 24" x 29.5" x 1"
- 41190 MERV 16 (95% DOP) Main Filter CM-12
- 41196 Carbon Filter, disposable (2 each required per Standard Unit) CM-12
- 07163 VOC Replacement Kit CM-12 (1 each required per Deluxe Unit)

#### **Optional Accessories**

07171	Wall Mount Kit CM-12
41241	Prefilter Frame CM-12 for Disposable Pads
41039	Media Prefilter Pad, 24" x 29.5" x 1"

#### Capacity (CFM)



#### Efficiency (based on filter selection)

Efficiency	Part No	Filter Description		
95% DOP on .3 micron	41190	MERV 16 (95% DOP) Disposable Filter		

#### Power

115V, 4.3 AMPS, 60Hz 3-prong, 10-foot power cord plugs into standard grounded outlet

Specifications subject to change without notice.



7140 Northland Drive North, Brooklyn Park, MN 55428-1520, USA PHONE: 763-531-9823 • FAX: 763-531-9900 • TOLL FREE: 1-800-328-0787 EMAIL: info@air-quality-eng.com • www.air-quality-eng.com



#### **MALVERN INSTITUTE**

#### 15 Year Renovation Timeline One Story Addition Plan

#### **Introduction**

The Township has requested that all renovations necessary for the Malvern Institute over the next 15 years, as explained in the Narrative in Support of the Application (Revised), be included in a 15 Year Plan. After developing the 15 Year Plan, the Malvern Institute provides the following best estimate outline and timeline of improvements. Notwithstanding that the timing may alter to some degree, the Year 1-2 Site Improvements will be completed prior to the commencement of any other listed improvements, and the Applicant will accept same as a condition of the approval of the relief sought in the Application that is pending before the Zoning Hearing Board.

#### **YEAR 1-2**

#### Site Improvements

Parking lot renovations, sound fence installation, smoking pavilion installation, sound blankets added at generator, commence understory restoration at Eastern wooded portion of property

#### **YEAR 2-4**

First floor addition project

#### YEARS 3-5

#### **Barn Renovation**

Loft level - patient activity space (group meeting and group fitness/activity space) Main level - (parking lot side) Admissions and related offices Lower level - (pond side) storage and laundry Relocate designated personnel to the barn

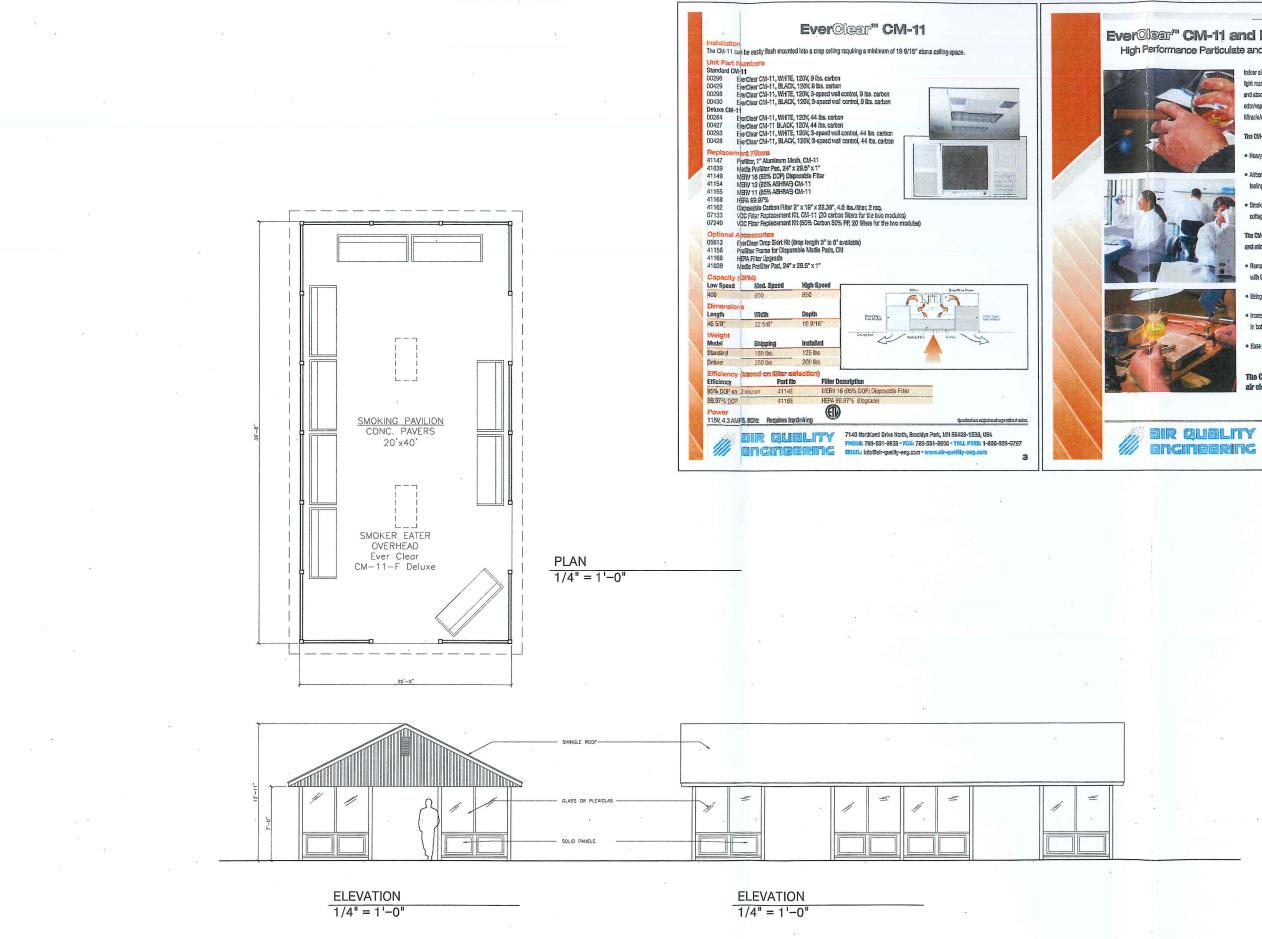
#### YEARS 5-7

#### Main Building Relocation Renovation, Part 1

Scope TBD but relocated areas would be renovated and/or relocated.

#### **YEARS 7-12**

**Contingency Period-** Complete any unfinished aspects of the project All proposed improvements are required to enable Applicant to maintain its facility in accordance with industry standards, to remain competitive in the marketplace, and to effectively serve and treat its patients.



EverGlear" CM-11 and MiracleAir" CM-12 High Performance Particulate and Vapor Filtration Solutions

> Indeor air quality issues, whether within eigar bara, laboratories, or light manufacturing, require a combination of high efficiency libration bra tranimation emotion died elbrard of albem trachoada bra odor/vapor removal. Air Guality Engineering's Evertieer CM-11 and MirecleAir CM-12 of cleaners are designed to meet those needs.

The CM-11 and CM-12 are designed to handle:

- · Heavy smoke and odor associated with olger and hocke's hare
- · Alrhome particulate and vapors vilinin medical laboratories and testing environments
- · Smoke from welcons and soldering in 11abit manufacturing and potiage industries

The GM-11 and GM-12 deliver efficiency, studys, and minimal maintenance cost by:

- Removing dust, amote, pollen and other airbame perficies with \$5% efficient (at .S microsi) HEPA type filters
- Using 3-speed controller allowing ease of oinflaw adjustment.
- Increased filter life by using large volumes of media used In both the particulate and the coord-apor disposable fillers
- Ease of filler eccars within the units for maintenance

The GM-11 and GM-12 air cleaners are "the" air cleaning solutions for indoor air quality!

BIR QUBLITY Heldy Egiona, Sanda h. 182, Speed L. dars ended a space Independent Standards and the of Billing and angle of Billing and angle of Billing and angle of Billing and angle of Billing and Standard Standards Engline Billing and Standards and Stan

412 SOUTH 2nd STREET PHILADELPHIA, PA 19147 267.909.0004 WW.AMBITARCHITECTURE.CO



A M B I T Architecture 111111

PC MTG			
11-15-17			

Renovations to: The Malvern Institute 940 West King Road, Malvern, PA

# smoking pavilion

# **AL SOUND WALLS**

TRAIN

ONLY

123,

- ► PVC Sound Barrier Wall Systems
- Lightweight and easy-to-install
- Lower installed costs

Sustainable and maintenance-free



Commercial

ailsoundwalls.com

Industrial

ransportation

1-866-231-7867

Roof Top Mechanical Systems

For project planning and assistance call toll-free 1-866-231-7867, or email: info@ailsoundwalls.com



## Build in success with AIL.

Since 1965, Atlantic Industries Limited (AIL) has been adding value to the world's most successful infrastructure projects.

AIL is a world leader in developing innovative engineered solutions in sound barrier wall systems, structural plate bridges and tunnels, prefabricated bridges, MSE retaining walls and corrugated steel pipe.

Choose an AIL infrastructure solution and get the value, experience, innovation, sustainability and support that will ensure your project's success.



# An industry leader in sound mitigation.

RECOMMENDED FOR

- ► Commercial ► Industrial ► Institutional ► Utilities
- ► Roof Top Mechanical Systems ► Power Generation ► Municipal
- ► Highways ► Railways ► Bridges ► Oil & Gas ► Water/Wastewater

AIL Sound Walls is a division of AIL and the manufacturer of the Silent Protector<sup>®</sup> and Tuf-Barrier<sup>®</sup> sound barrier wall systems for absorptive or reflective applications.

# Lightweight, easy-to-install, durable and cost-effective.

Lightweight and easy-to-install, AIL Sound Walls are engineered for maximum sound reduction of environmental or ambient noise such as traffic, manufacturing, industrial or commercial noise.

Our turn-key solutions, include: engineering, manufacturing, project management and site assistance.

- Meets accelerated test requirements for durability
- Impervious to rain, snow, ice and sleet
- Will not rust, rot, or stain
- Maintenance-free
- Designed to meet applicable design codes (AASHTO, IBC, CSA)
- Wind load tested for hurricane-force winds



# AlL Sound Walls are made from long-lasting, UV-resistant PVC, with the highest percentage of recycled content available.

# <section-header>

#### Industrial, Commercial and Institutional

RECOMMENDED FOR

▶ Commercial Developments
 ▶ Hospitals
 ▶ Schools and Universities
 ▶ Loading Docks
 ▶ Distribution Facilities
 ▶ Manufacturing Plants

Noise from large commercial or industrial developments and their associated traffic is one of the most contentious environmental problems for surrounding communities.

Residents are demanding better noise abatement solutions from facilities like shopping centers, manufacturing plants, distribution hubs and utility stations.

AIL Sound Walls provide superior performance for all noise sensitive projects.



Lightweight AIL Sound Walls are perfect for roof top applications. Man-doors and gates are easily integrated.

#### **Roof Top, Equipment and Machinery Enclosures**

RECOMMENDED FOR

- ► HVAC Units ► Generators ► Chillers ► Cooling Towers
- ► Oil & Gas ► Hydro ► Compressors ► Petro Chemical
- Sub Stations > Water/Wastewater

The lighter weight of AIL Sound Walls make them ideal for roof top applications where sound mitigation is needed. The enclosure support system integrates easily with roof structures of both existing and new buildings to deliver effective sound mitigation.

Excessive noise is one of the most common occupational health hazards in today's heavy industrial or manufacturing environments. AIL Sound Walls are often used to mitigate unwanted noise caused by equipment in these types of applications. Transparent panels, utility ports and man-doors can also be integrated to allow access for routine maintenance or emergency repairs with reduced exposure to noise.



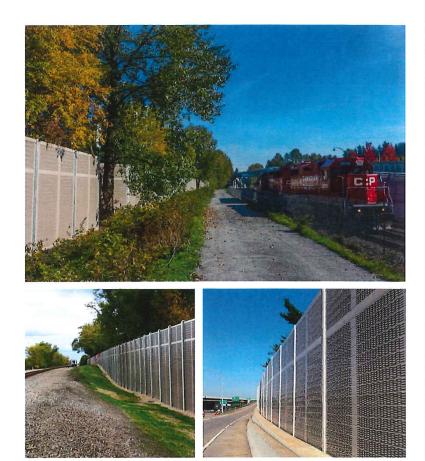
#### **Transportation**

RECOMMENDED FOR

▶ Highways ▶ Bridges ▶ Rail ▶ LRT
 ▶ Airports ▶ Bus Terminals ▶ Residential

With their lighter weight, lower installed costs and long-term durability, AIL Sound Walls are a perfect choice to keep the peace in neighborhoods along busy transportation corridors.

In addition to their excellent sound mitigation properties, AIL Sound Walls can be installed easily on narrow road or rail jobsites and are an efficient land use solution in urban areas. They are also available in a variety of attractive colors and configurations to satisfy important aesthetic considerations.



Maintenance-free AIL Sound Walls are impervious to rain, snow and ice. Plus, they will not rust, rot or stain.

#### **Structure-Mounted Solutions**

AIL Sound Walls are most often ground-mounted on concrete piers, but their light weight makes them ideal to mount to various types of structures such as concrete traffic barriers, bridge rail systems or MSE wall systems, including AIL Vist-A-Walls<sup>™</sup>. Our in-house engineering capability with multiple systems ensures project success.



**Transparent Walls: Full and Partial Panels Available** Reduce the tunnel effect and allow more natural light onto roadways or properties by incorporating ACRYLITE® Soundstop clear reflective panels into your design.

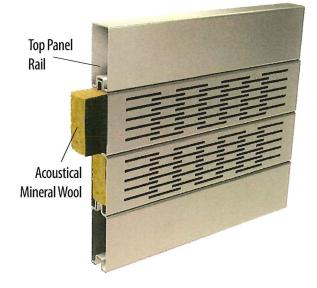


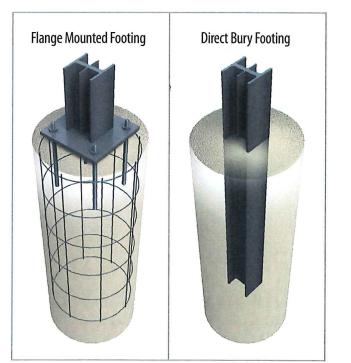
For project planning and assistance call toll-free 1-866-231-7867, or email: info@ailsoundwalls.com

# Easy to install with local crews and reduced need for lifting equipment.

AlL Sound Walls are constructed with tongue and groove PVC panels. Panels are stacked and placed within standard steel posts to the required height and capped with a top panel. A standard panel is 10 ft. (3.0 m) in length and weighs only 21 lbs. (9.5 kg).







Typical Installation







AlL Sound Walls are available in a variety of attractive colors and textured finishes. Custom colors are also available.

) )	Gray	Adobe
	Tan	White
	NEW	NS!/
	Green Teak	Honey Maple



#### Recent installation using Honey Maple

Color reproduction in this brochure is subject to limitations of the printing process. Please ask for actual PVC color samples.

Product Specifications	Silent Protector® (Absorptive)	Tuf Barrier® (Reflective)
Span <sup>1</sup>	8 ft -12 ft (2.44 m - 3.66 m)	8 ft -14 ft (2.44 m - 4.27 m)
Panel Width	2.70 in (68.58 mm)	2.70 in (68.58 mm)
Panel Height	5.96 in ± .10 in (151.38 mm ± 0.25 mm)	5.96 in ± .10 in (151.38 mm ± 0.25 mm)
Weight	$4.30  \text{lbs/ft}^2  (21  \text{kg/m}^2)^4$	Min. 4.10 lbs/ft² (20 kg/m²)
Wall Height	Greater than 30'/ 9 m	Greater than 30'/9 m
STC Rating	up to 36 <sup>2</sup>	up to 32
NRC Rating	1.0 <sup>3</sup>	n/a

For product technical specifications visit ailsoundwalls.com

1. Span is governed by wind loads and varies on code requirements. Contact AlL Sound Walls for recommended panel spans for your project.

- 2. Standard Silent Protector has an STC rating of 31. Silent Protector Plus can achieve STC of 36.
- 3. Standard Silent Protector NRC 1.0. Silent Protector Plus NRC is 0.95.
- 4. Weight of Silent Protector Plus is 7.30 lbs/ft<sup>2</sup> (36kg/m<sup>2</sup>)

#### Sound Transmission Loss ASTM E90 / E413

Octave Band Number	2	3	4	5	6	7	STC
Center Frequency (Hz)	125	250	500	1000	2000	4000	
Silent Protector®	20	21	26	40	40	44	RATINGS UP TO
Silent Protector <sup>®</sup> Plus	23	27	31	41	48	53	<b>STC 36</b>
Tuf-Barrier <sup>®</sup>	16	22	31	39	41	49	ASK FOR DETAILS

#### Sound Absorption Coefficients ASTM C423/E795

Octave Band Number	2	3	4	5	6	7	NRC
Center Frequency (Hz)	125	250	500	1000	2000	4000	-
Silent Protector®	0.41	0.84	1.19	1.06	1	0.81	1.0
Silent Protector <sup>®</sup> Plus	0.38	0.68	1.11	0.99	1.01	0.87	0.95

#### STC – Sound Transmission Class

STC is an integer rating used to measure the decibel reduction through a partition. It states the number of decibels lost through that partition in a laboratory environment.

#### NRC – Noise Reduction Coefficient

NRC is a rating between 0 and 1 to index how absorptive a material is. An NRC of 0 means no sound waves are absorbed whereas a rating of 1 means all of the sound waves are absorbed.

NRC	Qualitative
0.4 or less	Poor
0.5 to 0.6	Mediocre
0.6 to 0.7	Good
0.7 to 0.85	Very Good
> 0.85	Excellent
1.0	AIL Silent Protector®

#### ailsoundwalls.com

For project planning and assistance call toll-free 1-866-231-7867, or email: info@ailsoundwalls.com

# Save time. Save money. Choose efficient sound mitigation solutions from AIL Sound Walls.

#### We support you.

- ▶ Be confident with an AIL Sound Walls solution
- Designs based on wind loading and local soil conditions
- > Detailed proposals complete with installation budget estimates
- Engineer-stamped project drawings for approvals and construction
- > Professional support in engineering, project management and site assistance

#### ailsoundwalls.com



The information and suggested applications in this brochure are accurate and correct to the best of our knowledge and are intended for general information purposes only. These general guidelines are not intended to be relied upon as final specifications and we do not guarantee specific results for any particular purpose. We strongly recommend consultation with an AlL Sound Walls Technical Sales Representative before making any design and purchasing decisions.

AlL products contain recycled

content and are 100% recyclable.



## Get AIL's innovative engineered solutions working for your better bottom line.



All Sound Walls is a Division of Atlantic Industries Limited and is a member of The AlL Group of Companies. The AlL Group is made up of a network of companies with technical sales teams, engineering departments, manufacturing plants and distribution centers across Canada and in the United States. AlL International and the operations of the AlL Group's licensees in Australia, Europe and Asia help extend our global reach.











MIX

FSC\* C011825

Paper from responsible sou

#### **MALVERN INSTITUTE**

#### 15 Year Renovation Timeline One Story Addition Plan

#### Introduction

The Township has requested that all renovations necessary for the Malvern Institute over the next 15 years, as explained in the Narrative in Support of the Application (Revised), be included in a 15 Year Plan. After developing the 15 Year Plan, the Malvern Institute provides the following best estimate outline and timeline of improvements. Notwithstanding that the timing may alter to some degree, the Year 1-2 Site Improvements will be completed prior to the commencement of any other listed improvements, and the Applicant will accept same as a condition of the approval of the relief sought in the Application that is pending before the Zoning Hearing Board.

#### **YEAR 1-2**

#### **Site Improvements**

Parking lot renovations, sound fence installation, smoking pavilion installation, sound blankets added at generator, commence understory restoration at Eastern wooded portion of property

#### **YEAR 2-4**

First floor addition project

#### **YEARS 3-5**

#### **Barn Renovation**

Loft level - patient activity space (group meeting and group fitness/activity space) Main level - (parking lot side) Admissions and related offices Lower level - (pond side) storage and laundry Relocate designated personnel to the barn

#### YEARS 5-7

#### Main Building Relocation Renovation, Part 1

Scope TBD but relocated areas would be renovated and/or relocated.

#### **YEARS 8-12**

**Contingency Period-** Complete any unfinished aspects of the project All proposed improvements are required to enable Applicant to maintain its facility in accordance with industry standards, to remain competitive in the marketplace, and to effectively serve and treat its patients.

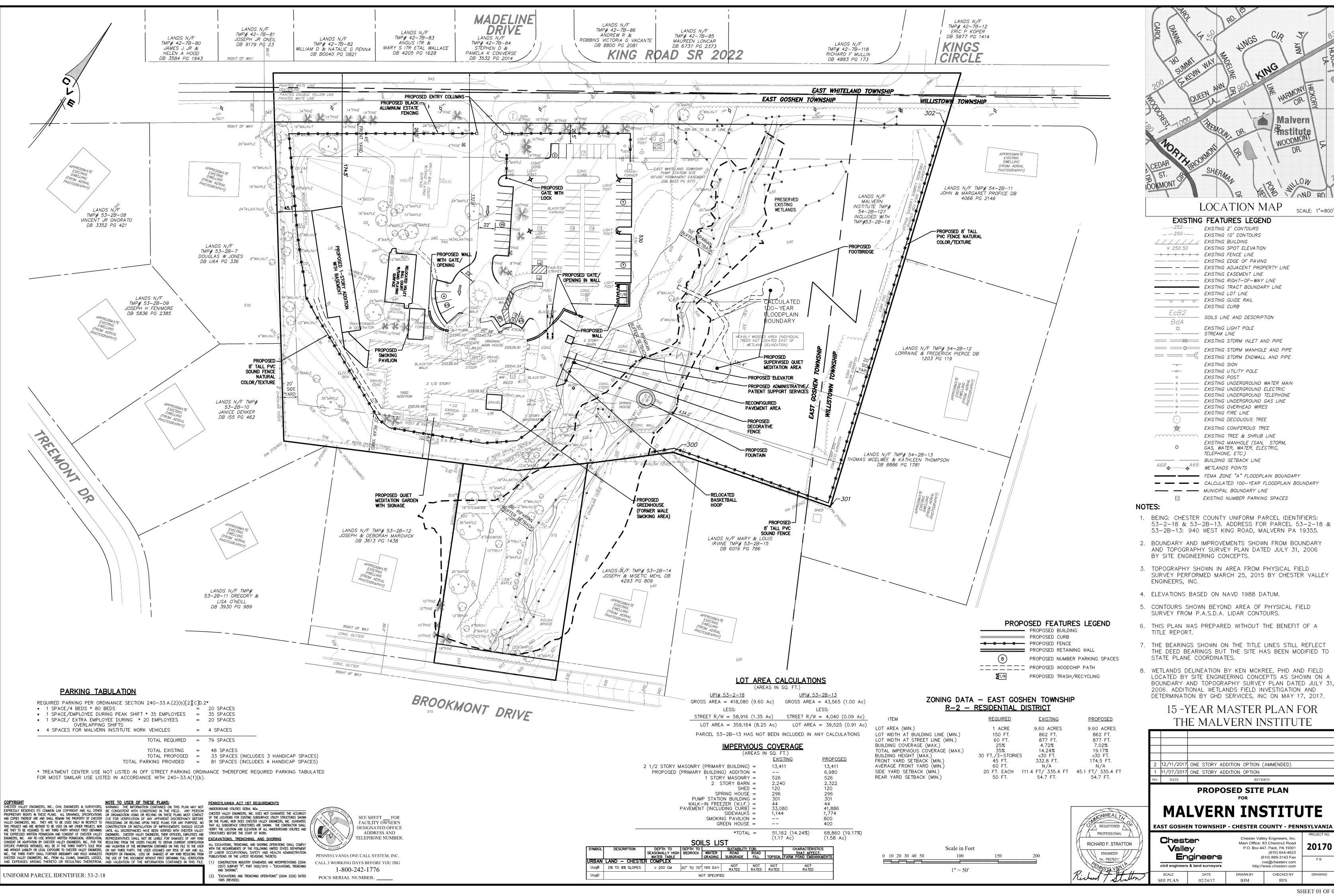


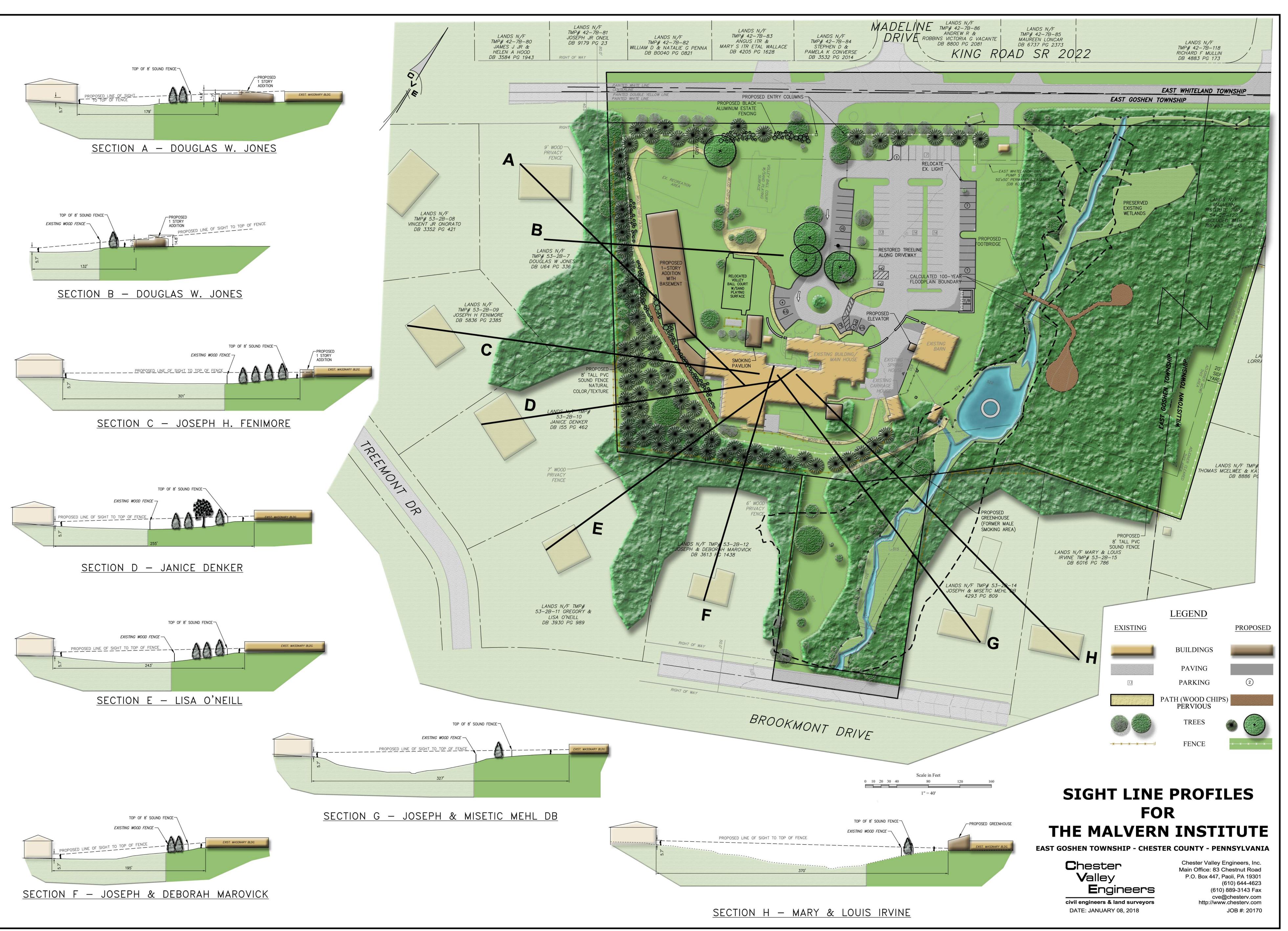
Image: Constant of the stant survey or stant stant stant survey or stant stant stant survey or stant							
1       11/07/2017       ONE STORY ADDITION OPTION         NO.       DATE       REVISION         PROPOSED SITE PLAN FOR         MALVERN INSTITUTE         MALVERN INSTITUTE         Chester Goshen Township - Chester County - Pennsylvania         PROJECT NO.         Chester Valley Engineers, Inc.         Main Office: 83 Chestnut Road       PROJECT NO.         Chester Valley Engineers, Inc.       Main Office: 83 Chestnut Road         Valley       Chester Valley Engineers, Inc.         Main Office: 83 Chestnut Road       20170         (610) 644-4623       (610) 889-3143 Fax         Cre@chesterv.com       F.B.							
1       11/07/2017       ONE STORY ADDITION OPTION         NO.       DATE       REVISION         PROPOSED SITE PLAN FOR         MALVERN INSTITUTE         MALVERN INSTITUTE         Chester Goshen Township - Chester County - Pennsylvania         PROJECT NO.         Chester Valley Engineers, Inc.         Main Office: 83 Chestnut Road       PROJECT NO.         Chester Valley Engineers, Inc.       Main Office: 83 Chestnut Road         Valley       Chester Valley Engineers, Inc.         Main Office: 83 Chestnut Road       20170         (610) 644-4623       (610) 889-3143 Fax         Cre@chesterv.com       F.B.							
1       11/07/2017       ONE STORY ADDITION OPTION         NO.       DATE       REVISION         PROPOSED SITE PLAN FOR         MALVERN INSTITUTE         MALVERN INSTITUTE         Chester Goshen Township - Chester County - Pennsylvania         PROJECT NO.         Chester Valley Engineers, Inc.         Main Office: 83 Chestnut Road       PROJECT NO.         Chester Valley Engineers, Inc.       Main Office: 83 Chestnut Road         Valley       Chester Valley Engineers, Inc.         Main Office: 83 Chestnut Road       20170         (610) 644-4623       (610) 889-3143 Fax         Cre@chesterv.com       F.B.							
NO.       DATE       REVISION         PROPOSED SITE PLAN FOR         DATE         MALVERN INSTITUTE         EAST GOSHEN TOWNSHIP - CHESTER COUNTY - PENNSYLVANIA         Chester Goshen Township - CHESTER COUNTY - PENNSYLVANIA         Chester Valley Engineers, Inc. Valley Engineers         Chester Valley Engineers, Inc. Main Office: 83 Chestnut Road P.O. Box 447, Paoli, PA 19301 (610) 644-4623 (610) 889-3143 Fax cve@chesterv.com       PROJECT NO.	2	12/11/2017	ONE STORY AD	DDITION	OPTION	(AMMENDED)	
PROPOSED SITE PLAN FOR         MALVERN INSTITUTE         EAST GOSHEN TOWNSHIP - CHESTER COUNTY - PENNSYLVANIA         Chester Goshen Township - Chester Valley Engineers, Inc. Valley Engineers         Chester Valley Engineers, Inc. (610) 644-4623 (610) 889-3143 Fax cre@chesterv.com	1	11/07/2017	ONE STORY AD	DDITION	OPTION		
FOR MALVERN INSTITUTE EAST GOSHEN TOWNSHIP - CHESTER COUNTY - PENNSYLVANIA Chester Valley Engineers, Inc. Main Office: 83 Chestnut Road P.O. Box 447, Paoli, PA 19301 (610) 644-4623 (610) 889-3143 Fax cve@chesterv.com F.B.	NO.	DATE			REVI	ISION	
Chester Valley Engineers, Inc. Main Office: 83 Chestnut Road P.O. Box 447, Paoli, PA 19301 (610) 644-4623 (610) 889-3143 Fax cve@chesterv.com	EA		LVER	<b>№</b> ]		STITU	
		Valle En	ey Igineers	Ma	ain Office: P.O. Box 4 (	83 Chestnut Road 47, Paoli, PA 19301 (610) 644-4623 (610) 889-3143 Fax cve@chesterv.com	20170



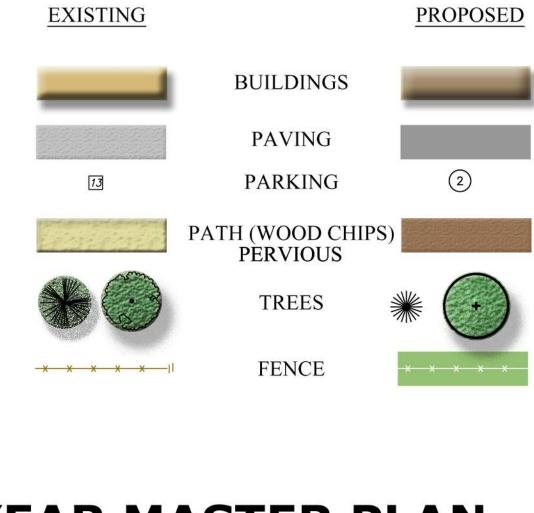
0	10	20	20	10	00		1.00
0	10	20	30	40	80	120	160
	- C		- C				











LEGEND



civil engineers & land surveyors

DATE: JANUARY 08, 2018