
SECTION 8

Presentation of Findings

After gathering facts, opinions, and perspectives on the 3rd Street project from a diverse range of sources, the CAC identified findings that represent a consensus of the full committee. The findings address areas of concern that the CAC believes Borough Council should seriously consider before making any decision about the project, as well as observations about the CAC process that the CAC felt were important to share with Borough Council and with the public at large. The CAC fully understands the weight of issuing a finding. Therefore, only findings that received unanimous consent from every member of the CAC were included in this report. The findings of the CAC are presented for consideration in no particular order.

8.1 AREAS OF CONCERN FOR CONSIDERATION BY BOROUGH COUNCIL

1. Before Borough Council makes any decision about the project, it should receive assurance from the Borough's solicitor that the current legal stipulation protects the Borough - as the agent responsible for solicitation of the design of the project - from any future legal claims related to damages that any individual or entity may suffer as a result of the existence or failure of a replacement dam.
2. Before Borough Council makes any decision about the project, it has a responsibility to consider the cost to taxpayers. Although the cost of the project may be covered by state grants and funds from Delaware County, the taxpayers of Media are also Pennsylvania and Delaware County taxpayers.
3. Before Borough Council makes any decision about the project, it should identify the potential costs involved with assuming long-term responsibility for a replacement dam and ensure that both Delaware County and Broomall's Lake County Club have the financial resources to cover their share of those potential costs, including the cost of regular maintenance, making major repairs over the lifetime of the dam, and covering liability costs in case of an unplanned breach.
4. Before Borough Council makes any decision about the project, it should acquire factual information on the cost of removing similar dams in Pennsylvania and other states over the last five years and compare those figures to the current projected expense of dam replacement.
5. Before Borough Council makes any decision regarding the option of removing the dam and building a bridge for a roadway, it should seek a preliminary bridge concept and a rough order of magnitude cost estimate.
6. Before Borough Council makes any decision about the project, it should consider the intention and financial resources of Broomall's Lake County Club in regard to dredging Broomall's Lake in the near future and maintaining the lake over the long

term.

7. Before Borough Council makes any decision about the project, it should make all reasonable efforts to evaluate sediment within Broomall's Lake to determine its nature, quantity, and potential toxicity.
8. Regardless of the decision to remove or replace the dam, Borough Council should assess the impacts of a new dam or a restored stream on the stream/lake's ability to convey storm water and the potential for flooding both downstream and upstream of 3rd Street.
9. Regardless of the option chosen, Borough Council should consider engaging the services of a landscape architect to enhance the aesthetics of the project's design.
10. Before Borough Council makes any decision about the project, it should explore the resources of regional small dam research projects such as those at the Patrick Center for Environmental Research (Academy of Natural Sciences) and the Department of Geological Sciences at the University of Delaware.
11. Before Borough Council makes any decision about the project, it should recognize that any action may have unforeseen consequences; the Council needs to practice due diligence while advancing the project in a timely manner.

8.2 OBSERVATIONS ABOUT THE CAC PROCESS AND ACKNOWLEDGEMENTS

12. While the members of the CAC agree that any matter related to the existing legal stipulation was not a proper subject for public discourse during the CAC process, we think that it would have been helpful to present the public with factual information related to the potential costs of different options. The CAC believes that it was capable of fairly presenting this information. It should be noted that the CAC did not present any information regarding financial cost to the public due to the explicit instruction of Borough Council.
13. Given the issues regarding delivery of the public questionnaire, Borough Council should re-evaluate its procedures for mass mailing of information to the Borough populace and should consider development of a procedure to ensure that services paid for to the United States Postal Service are completed to satisfaction.
14. The members of the CAC would like to recognize the tremendous support that it received from the Borough Manager and the staff of the Borough during the entire process of gathering information and developing this report.
15. The members of the CAC would also like to recognize the Borough Engineer, Mr. Robert Johnston, Ms. Laura Craig of American Rivers and Mr. John Harrison of Schnabel Engineering for providing various technical information during the researching of each the four options.
16. The members of the CAC would also like to recognize the members of both Media and Upper Providence who routinely attended the regularly scheduled CAC

meetings and who at times provided insightful and thoughtful comments and suggestions to the CAC as it completed this process.