



CITY COUNCIL

Evidentiary Hearing

**Evidentiary Hearing
Review of the Certificate of Insufficiency
Freedom from Toxic Trespass
Monday, October 3, 2022
Hybrid
4:30 pm**

City Council meetings, hearing and other sessions are filmed and can be viewed LIVE while the meeting is taking place via the attached Zoom link and dial-in phone number, on Facebook and on BCTV MAC Channel 99 or at your convenience at <https://www.readingpa.gov/content/city-council-video>. Comments posted in Zoom Chat and on Facebook are not considered public comment and a response may not occur.

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join. <https://readingpa.zoom.us/j/84495584037?pwd=SzBvRTRrZnlGWE5qZWl5c003Vko3QT09>

Passcode: 733400

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 646 558 8656

Webinar ID: 844 9558 4037

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Public Comment Instructions:

Citizens desiring to address Council on the hearing topic may do so by providing notice verbally or in writing by providing their name and address to the City Clerk any time before 5:00 p.m. on the day of the scheduled hearing or by registering on the Sign-in Sheet available in Council Chambers. Any person who fails to sign in with the City Clerk shall not be permitted to speak until all those who signed in have done so. Those testifying must limit their comments to three minutes. Citizens may also choose to submit written public comment via letter or email by sending a letter or email clearly marked "public comment" by 4:00 p.m. on the day of the meeting.

I. Call to Order & Purpose

The purpose of this evidentiary hearing is to review the Certificate of Insufficiency issued to We The People for the petitions submitted to seek a Charter amendment to add a new section to Charter Article XI regarding Freedom from Toxic Trespass, as per Charter Section 1105 b.

§ 1105. Initiative and referendum; procedure after filing.

(b) Council review. If a petition has been certified insufficient and the Petitioners' Committee does not file notice of intention to amend it, or if an amended petition has been certified insufficient, the Committee may, within two days after receiving the copy of such certificate, file a request that it be reviewed by the Council. The Council shall review the certificate at its next meeting following the filing of such request and approve or disapprove it, and the Council's determination shall then be a final determination as to the sufficiency of the petition.

(c) Court review; new petition. A final determination as to the insufficiency of a petition shall be subject to court review. A final determination of insufficiency, even if sustained upon court review, shall not prejudice the filing of a new petition for the same purpose.

II. Testimony from Petitioner (No more than 10 minutes)

- **Council's Cross Examination**

III. Testimony from City (No more than 10 minutes)

- **Council's Cross Examination**

IV. Public Comment – See Instructions on Page 1 (No More than 3 minutes per speaker)

V. Rebuttal from Petitioner (no more than 5 minutes)

VI. Announcement of expected date of decision

City Council will render a decision by adopting a resolution at either the October 10, 2022 or October 24, 2022, Regular Meeting of Council.

VII. Adjourn