

PENN TOWNSHIP BOARD OF SUPERVISORS

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Newville, PA 17241

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Regular Meeting

March 12, 2009

Chairman Gary Martin called meeting to order and led everyone present in the Pledge Allegiance to the Flag.

Present: Chairman Gary Martin, Vice-Chairman Ken Sheaffer, Supervisor Amos Seiders, Solicitor Marcus McKnight III and Secretary/Treasurer Pat Sangialosi

PUBLIC COMMENT

Angela Wilson was present to report an incident that occurred at the Walking Trail at the fire house. She reported her children were writing on the trail with sidewalk chalk and a person on a motorcycle approached them and told them they were committing vandalism by writing on the trail. He did not state who he was and when confronted about being on the trail on a motorized vehicle, he stated he is authorized. Angela reported she is not complaining about the chalk only about the person on a motorized vehicle and him not identifying himself.

Chairman Martin stated that his is a Park and Rec issue and will be discussed at the next meeting in April and he told Angela she is more than welcome to attend that meeting or if not, he will call her with their decision.

APPROVAL OF MINUTES AND TREASURER'S REPORT

Vice-Chairman Sheaffer made a motion to approve the minutes from the Feb. 12, 2009 meeting. Supervisor Seiders seconded the motion. Motion approved.

Vice-chairman Sheaffer made a motion to approve the treasurer's report as of Feb. 28, 2009. Chairman Seiders seconded the motion. Motion approved.

SUBDIVISION PLANS

Fish Hatchery project – Representatives from Quad 3 engineering firm and the Fish Hatchery were present to answer any questions. Marcus stated that the sewer permit seems to be in order. His only question was why the township was not notified of this project. No one had an answer for this other than they thought that we were notified. The other question was their approval to build in a floodplain area. Marcus stated he would like to see an agreement which states that if down the road DEP comes back and questions their project, the Fish Hatchery will do what they can to correct the problem.

George Rohrs wanted to know why the agreement if they don't have to comply with township regulations, why would the township be responsible. Marcus explained that with the way DEP is he just wants to cover all bases.

Fred Leeds wanted to know where the planning commission stands. He reported that as of right now the plans submitted would be refused. The setbacks are wrong and they are putting a diesel tank on the property that is bigger than 550 gal. which is against zoning. Mark Voyack from Quad 3 stated they would try to reduce the size of the tank

and move the building to comply with zoning. If they can't, they would ask for a variance. Fred stated if they did that, they would have to go before the zoning hearing board. The planning commission is waiting for county comments, and then they will take another look at the plan in April.

Fred also wanted to know if FEMA looks at these plans and the answer was no.

At this time the conditional use hearing for Allen Linton was held.

#### UNFINISHED BUSINESS

1. Pine Road and Rt. 233 intersection – Pat reported that that study came back from PennDOT and their solution is to put up 30 MPH speed signs. Chairman Martin suggested that before we contact PennDOT, we contact the property owner Mr. Hurst and get permission to trim those trees and see if that makes a difference.
2. Vice-chairman Sheaffer made a motion to ratify Tuckey replacing the furnace. Supervisor Seiders seconded the motion. Motion approved.
3. Floodplain Ordinance 2009-001 – Supervisor Seiders made a motion to adopt Ordinance 2009-001. Vice-Chairman Sheaffer seconded the motion. Motion approved.
4. Township Construction Permit Ordinance 2009-002 – Supervisor Seiders made a motion to adopt Ordinance 2009-002. Vice-Chairman Sheaffer seconded the motion. Motion approved.
5. Computer and hard drive – Pat reported to get a new computer and hard drive, the cost would be approximately \$800.00. Supervisor Seiders made a motion to purchase the new equipment. Vice-Chairman Sheaffer seconded the motion. Motion approved.
6. Citizen award – A name has been submitted to the township for approval, however, Chairman Martin suggested tabling the presentation until we can make sure the applicant is available for the presentation. Vice-chairman Sheaffer seconded the motion. Motion approved.

#### NEW BUSINESS

1. Resolution 2009-005 – Pat stated that the municipality is on the board of the Capital Area Tax Bureau and when they have changes to their by-laws we need to approve. This resolution is to change Membership Committee to Board of Directors. Vice-Chairman Sheaffer made a motion to sign the resolution. Supervisor Seiders seconded the motion. Motion approved.
2. Waste containers – Pat reported she had an inquiry about recycling in Penn Township. She sent the inquiry to Tom Imphong and he called back and reported the site at the Newville Fairgrounds is up and running and he also reported there are still containers available to put in Penn Township. The township would have to maintain the area around the containers. Chairman Martin made a motion to table. Vice-chairman Sheaffer seconded the motion. Motion approved.
3. Solid Waste Ordinance – Chairman Martin reported this is a draft ordinance that would give us the authority to propose a single waste hauler in the area. Marcus stated that maybe Southampton would extend to Penn the same offer they made to

South Newton. Marcus wanted permission to write to Southampton and ask them to check with their waste hauler if they have the capacity to take on another municipality. Chairman Martin made the motion. Vice-chairman Sheaffer seconded the motion. Motion approved.

#### PROJECT UPDATES

Bridges – Pat reported that the permit for the Leeds Road Bridge has been approved by DEP and FPE has written the specs for the bridge and the advertising notice for the paper. The supervisors briefly read over the specs and Supervisor Seiders made a motion to advertise for bids. Vice-chairman Sheaffer seconded the motion. Motion approved.

Key Logistics Park – Chairman Martin reported the target date for an occupancy permit is May.

Volleyball court – Ron reported the court has been cut in stone laid and now have to put in the sand and set the poles.

ACT537 – Haven't heard anything from DEP yet.

Municipal Building Addition – Gary drafted an RFP for the addition. Vice-Chairman Sheaffer made a motion to advertise and send out the RFPs. Supervisor Seiders seconded the motion. Motion approved.

Walking trail – Ron reported it has been rolled and considered complete.

Chain Link fence – Gary reported we need to install 300 feet of chain link fencing at the DJ office. He wrote an RFP for installation of the posts and top rail. Vice-chairman Sheaffer made a motion to send out the RFP. Supervisor Seiders seconded the motion. Motion approved.

#### SOLICITOR REPORT

Fettrow – Marcus reported that we are ready to have a public sale, but we need to find out where the foreclosure stands.

Souder – Marcus wrote a letter to Mr. Souder giving him 30 days to clean up the property.

Dunn – Marcus wrote to Mr. Dunn giving him 30 days to get rid of the vehicles. Vice-Chairman Sheaffer reported Mr. Dunn called him and told him that 2 of the vehicles are now registered. Fred Leeds stated that he is in violation of the Zoning Ordinance because he can't conduct a business in an Ag zone.

Burgett – Pat reported that Mr. Burgett came to the office and obtained a zoning permit application and a township permit application and he will return them when filled out.

Marcus reported the final removal agreement has been signed by Verizon and the bonds are now in place.

Marcus reported at the COG meeting they passed out a model ordinance for wind energy facilities.

He also reported that he and Ken met with the borough of Newville and told them they don't want to take over the sewer line at this point because they have no customers. Marcus also pointed out that we need to get the agreement finished because we need right of ways.

Supervisor Seiders asked if there is a way we can control what is stored in the warehouse and Fred pointed out that it is specified in the Zoning Ordinance.

Marcus also pointed out that since the last meeting there was a meeting with the Fish Hatchery to find out what project was being constructed on the property.

Lloyd Jones wanted to know when the construction entrance signs are going to be removed from the Pine Road. He reported a trailer was trying to make the turn onto Sheaffer Drive and had traffic tied up because it wasn't wide enough.

#### OTHER REPORTS

WCCOG – Marcus reported that Dickinson joined to do a Regional Comp Plan, but now they did one of their own and they were urged to cooperate with their neighbors. Fred Potzer is going to talk with them.

Park and Rec – Vickie reported there will be a work detail on Saturday with the Youth Soccer league beginning at 9 am; four cameras are working and recording and the fire house wants to add a camera; the volleyball court and walking trail have already been reported on.

#### APPROVAL OF BILLS LISTING

Supervisor Seiders made a motion to approve the bills listing. Vice-Chairman Sheaffer seconded the motion. Motion approved.

#### SUPERVISOR COMMENTS

Vice-chairman Sheaffer pointed out that Karl Holl will be constructing a walking trail along the township property.

Chairman Martin stated the supervisors need to take a look at the fee schedule because he feels that \$30.00 for a zoning permit is too much for a project of less than \$1000.00. He feels that in this case, the fee for zoning and township permit should be \$15.00. Fred pointed out that he doesn't think that a zoning fee and township permit fee can be combined. Chairman Martin made a motion to table so they can look into this. Vice-Chairman Sheaffer seconded the motion. Motion approved.

#### ADJOURNMENT

Supervisor Seiders made a motion to adjourn. Vice-Chairman Sheaffer seconded the motion. Motion carried. Meeting adjourned.

Next meeting April 9, 2009

Respectfully submitted,

Patricia Sangialosi  
Secretary/Treasurer

