

PENN TOWNSHIP BOARD OF SUPERVISORS

1301 Centerville Road

Newville, PA 17241

Tel: 717-486-3104; Fax 717-486-3522

Regular Meeting
July 8, 2010

Vice Chairman Sheaffer called the meeting to order and led everyone present in the Pledge of Allegiance of the Flag.

Present: Vice Chairman Sheaffer, Supervisor Seiders, Solicitor McKnight, Secretary Tina McCommon

PUBLIC COMMENT

Mr Heiser who owns eleven acres in Bar Grove questioned his reassessment that increased from \$24,000 to \$76,000. He was told to come to Board of Supervisors meeting for a letter to communicate that the land is not accessible by township or state roads and that it is a vacant tract of land. Supervisor Seiders made a motion to approve a letter to the Cumberland County Assessment Office. Vice Chairman Sheaffer seconded the motion. Motion approved.

APPROVAL OF MINUTES AND TREASURER'S REPORT

Supervisor Seiders made a motion to approve the minutes from the June 10, 2010 meeting. Vice Chairman Sheaffer seconded the motion. Motion approved.

Supervisor Seiders made a motion to approve the treasurer's report of June 30, 2010. Vice Chairman Sheaffer seconded the motion. Motion approved.

APPROVAL OF SUBDIVISION PLANS

NONE

UNFINISHED BUSINESS

Landlord Ordinance – Marcus stated now is the time for the public hearing of the landlord ordinance. The ordinance has been advertised to the public. The ordinance requires landlords to register their tenants and are responsible for trash and septic pumping. Vice Chairman Sheaffer questioned Section 4 about the \$100.00 fine plus costs. Would a landlord just pay the fine and ignore the situation. Suggested changing the fine to \$500 plus costs and legal fees. Marcus asked if there were any questions or

comments. Vice Chairman Sheaffer made a motion to adopt the ordinance with the above mentioned change. Supervisor Seiders seconded the motion. Motion approved.

Trash Payments – letters to be sent on the amounts of \$150 or more. The letter will state that if legal action is taken costs and legal fees can be added to the bill. The resident will have fifteen days to respond. Supervisor Seiders made a motion to approve the letter to residents behind on their trash bill. Vice Chairman Sheaffer seconded the motion. Motion approved.

NEW BUSINESS

PA Statewide Signage Program – pertains to signs off major highways. This program does not cost the township. It is a new program and is no cost for state agencies such as the Fish Hatchery. It is a volunteer program. Marcus asked about signs for the township building and the fire company. Do we have to pay if we are a municipality? Vice Chairman Sheaffer will follow up. Vice Chairman Sheaffer made a motion to approve the signage plan for the Cumberland Valley Way Finding Program. Supervisor Seiders seconded the motion. Motion approved.

Historical Books – the 8 ½ x 11 book will contain 232 pages. Office Depot is going to cover the cost of printing. There will be 300 copies printed. The money raised will go to Park and Recreation. The price was discussed at being set at \$20 per book. Supervisor Seiders made a motion to sell the historical book for \$20 each. Vice Chairman Sheaffer seconded the motion. Motion approved.

Burn Ban – the Fire Chief and the Assistant Fire Chief asked for a burning ban to be placed. With the call for rain within the next few days, the ban was put on hold.

Captax Update – Wilbur Wolf was delegated to attend the meetings and keep us updated. Representatives for Captax were discussing tax collectors. Capital area voted not to discuss it until January 2011. West Shore outweighs us in votes 2 to 1. We can't out vote the larger municipality. Captax is using our money to invest and using interest to operate. Captax did not want to answer questions. Vice Chairman Sheaffer will get back to Wilbur Wolf that we need to stand our ground. Vice Chairman Sheaffer made a motion to support Wilbur Wolf. Supervisor Seiders seconded the motion. Motion approved.

PROJECT UPDATE

Lebo Road Bridge – the project is behind approximately a week. The creek bed kept caving in. The one footer is finished and back filled. Monday they will tear out the north side of the bridge and switch streams. A pump was rented to keep the water capacity for Mr Burgoon's water cress ponds. Renting the pump versus buying the pump was more economical because we may not have a use for the pump on a regular basis. The easements for the fish commission and two private owners have been signed. The

fish commission gave us a letter to proceed once we provided them with 35 tons of 2A stone.

Mr Burgoon needed water for the water cress ponds. We have a temporary pump due to the water level drop. Once the bridge is complete the water level will return. We also provided shale for alternate access. The Burgoons have signed the easement agreement. Marcus stated that we can formally adopt the agreement. Vice Chairman Sheaffer made a motion to adopt the agreement. Supervisor Seiders seconded the motion. Motion approved.

There were concerns about Norfolk Southern doing work at the tracks. They were called twice and they agreed not to do any work without checking with us first. They stated they would work with us and had no intention of interfering. Fred Leeds asked if we could find out what they are going to be doing. Vice Chairman Sheaffer stated they laid rails and railroad ties.

There was supposedly a complaint about cloudy water down stream. The fish commission has been taking pictures and turning into DEP.

SOLICITOR REPORT

Lauth Performance Bond Resolution amendment – the resolution needed the bond number and a corrected amount. Supervisor Seiders made a motion to approve the amendment to the Lauth Bond Resolution. Vice Chairman Sheaffer seconded the motion. Motion approved.

Hammond – burning violation - entered defense and the hearing will be July 27, 2010.

Deardorff – malfunctioning septic system – entered defense and the hearing will be July 27, 2010.

Kirkwood's – hearing will be August 12, 2010 at 9 a.m. Would like the solicitor, the engineer and the vice chairman to be present because they have the most history and contact with the situation. Marcus will attend the hearing. Suggested having the landscaper at hearing and copies of estimates.

Fettrow – is in foreclosure and needs to be fined before the sale. The fine will be \$2,500 plus costs and legal fees. Cars can have levy put on and be sold. He is buying and selling cars and uses this address for the business address.

Souder's property – there will be two lawsuits. The burn pit is full plus there is a pile beside. Marcus will send a letter to cease and desist and no burning by certified mail. Fred Leeds asked about removing the items from the burn pit because of it being a massive fire. Fred is to follow up with Souders, once the letter is sent.

Liberator – the secretary had communication from him about the fencing around the pool. Will be stopping into the office to take care of permits. If no response, Marcus is to be notified.

South Mountain Fencing – no response to letter sent from township. Vice Chairman Sheaffer made a motion for Marcus to proceed with letter to the resident asking for a response within fifteen days. Supervisor Seiders seconded the motion. Motion approved.

Quarry Hill/Ritner Highway – George Stambaugh owns the property. A lot of junk, lumber, televisions, etc on the property. Fred Leeds to work with secretary to create letter covering the violations for this property. Will have fifteen days to respond and will be sent certified. Vice Chairman Sheaffer made a motion to send letter to property owner for zoning violations. Supervisor Seiders seconded the motion. Motion approved.

Walnut Bottom Road – property has not been mowed. Marcus will give 48 hour notice. If no response, we will take pictures of the property, mow the grass and send the bill to the property owner.

2258 Pine Road – property has not been mowed and have no response to the letter that was sent. Marcus will give 48 hour notice. If not mowed, we will take pictures, mow the grass and bill the resident.

Church Road – the horse owner is looking for a place to board the horses. The owner has been given until the end of July to place the horses some where else.

OTHER REPORTS

WCCOG – No report – Gary Martin not present

Assistant Road Master Report – None

Park and Recreation Report – None

July newsletter – draft was approved for the July newsletter. Vice Chairman Sheaffer made a motion to approve the newsletter. Supervisor Seiders seconded the motion. Motion approved.

Resolution opposing forced local government mergers and consolidations – PSATS is asking the townships to pass the resolution. Vice Chairman Sheaffer made a

motion to pass the resolution. Supervisor Seiders seconded the motion. Motion approved.

APPROVAL OF BILLS LISTING

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

SUPERVISORS COMMENT

NONE

Fred Leeds made a comment about the entrance at the end of the building should be paved to keep mud from washing onto the road.

ADJOURNMENT

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

Next Meeting August 12, 2010

Respectfully submitted,

Tina McCommon
Secretary