

PENN TOWNSHIP BOARD OF SUPERVISORS

1301 Centerville Road

Newville, PA 17241

Regular Meeting

November 11, 2010

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

Present: Chairman Gary Martin, Vice Chairman Ken Sheaffer, Solicitor Marcus McKnight, and Secretary Tina McCommon

PUBLIC COMMENT

Mr Varner and neighbors brought a concern for 35 Leeds Road to the attention of the supervisors. They mentioned the trailer being floor to ceiling with belongings and mold on the baseboard. Fred commented that we have no authority inside – can only deal with the outside. Mr Varner mentioned an inoperable motor home with a hand dug pit and hose for their septic system. There is debris in the yard along with a refrigerator. Vince Elbel will be contacted to check out the septic issue. MDIA will be contacted with concerns about the electrical work that was completed to see if an inspection is required. Gary Martin and Fred Leeds will visit the property.

APPROVAL OF MINUTES AND TREASURER' REPORT

Vice Chairman Sheaffer made a motion to approve the minutes from the October 14, 2010 meeting with a minor correction. Chairman Martin seconded the motion. Motion approved.

Vice Chairman Sheaffer made a motion to approve the treasurer's report of October 31, 2010. Chairman Martin seconded the motion. Motion approved.

APPROVAL OF SUBDIVISION PLANS

None

ZONING HEARING

The hearing for the zoning change for Darren Zimmerman was brought before Solicitor McKnight and a court reporter. At the conclusion of the hearing, Vice Chairman Sheaffer made the motion to approve the zoning change from agricultural to commercial/industrial. Chairman Martin seconded the motion. Motion approved.

#### UNFINISHED BUSINESS

Centerville School Oil Remediation – Meeting with Wally Koster and Ken Whisler at the school concerning the seismograph test of the rock formation. The cost of the testing will be between \$4,500 and \$8,000. Will be doing phone quotes starting next week. Will be taking water samples from surrounding homes to see if oil has migrated to the neighboring wells.

Ordinance 2010-003 – The ordinance was properly advertised. No comments or questions concerning the ordinance. Vice Chairman Sheaffer made a motion to officially change Margaret Ave to Verna St. Chairman Martin seconded the motion. Motion approved.

Budget 2011 – Balanced budget with no tax increases. Vice Chairman Sheaffer commented we did well. Revenues have increased. Vice Chairman Sheaffer made a motion to approve and put on display for 21 days the 2011 budget. Chairman Martin seconded the motion. Motion approved.

Genismore nonpayment – Marcus talked with husband and wife. Told them he would like to see check in office by Monday. He also sent letter. If no payment, appropriate action will be taken including public sale of belongings.

Fettrow property – still on sheriff sale list.

Trash Delinquencies – Eight remaining on Marcus' list and 50% remaining on Tina's list. Marcus will send another letter. Tina will send second round of letters on her list. Southampton is paying the tab so we need to clean up as much of the delinquencies as possible.

Septic pumping – if the pumpers are not following up on the reports they will be removed from the qualified list. Will be sending letters to the pumpers, stating such action because the homeowners are complaining about the reports not being issued after being told they would be sent to the township.

Broom – Jeff to call Cory at Groff to follow up on issue.

#### NEW BUSINESS

Late Fee for Mr. Bailey – Mr Bailey not present and Chairman Martin could not vote because of conflict of interest. Supervisor Seiders not present at meeting – not

enough supervisors for vote. Chairman Martin made a motion to table. Vice Chairman Sheaffer seconded the motion. Motion tabled.

Treasurer's Bond – currently the bond is for 2.5 million. Our current assets are approximately one million – suggested we drop to 1.5 million. Chairman Martin made a motion to drop dollar amount of treasurer's bond for renewal. Vice Chairman Sheaffer seconded the motion. Motion approved.

Wine Selling/Winery – Lisa Smith at 751 Centerville Road is looking into opening winery. Wants to produce, sell and serve wine from this location. Chairman Martin commented that the township is a dry town. Marcus stated a winery would provide preservation. Would be looking possibly of transforming home into a business. Marcus stated that manufacturing and shipping is one process, but serving is a different story. It would have to be put to vote in a non general election. Vice Chairman Sheaffer suggested that she prepare a potential plan for business. Marcus suggested checking with the election board to see how to put a vote for a winery in a dry township. There would also have to be a zoning change for business since only part is zoned commercial.

Morten Internet Business – is looking to do a internet business to buy and sell guns at gun show. There is no dealer license involved. There will be no retails sales, no repairs, or buying and selling from the home. Mr Morten needs a letter for the ATF stating that the zoning is not required as long as it is not a business open to the public. Vice Chairman Sheaffer authorized a letter to be sent to Mr Morten for his internet business. Chairman Martin seconded the motion. Motion approved.

WCCOG dues – 2009 no dues  
2010 half dues  
2011 \$230 half dues  
\$460 full dues

The majority rules no matter what we decide. The WCCOG is a collective way to get information. It meets on a regular basis for updated information. Everyone works together to make things run efficiently. Chairman Martin stated it might be beneficial to pay full dues and that it is important to work together. Vice Chairman made a motion to pay full dues. Chairman Martin seconded the motion. Motion approved.

## PROJECT UPDATES

The bridge is done. The final pavement will be completed in the spring. There will be a realignment of the road. We were within budget even with the contract adjustment.

## SOLICITOR'S REPORT

Davis/Myers – a letter was sent for the burning violation at 175 Beetem Hollow Road. As of present time, no contact has been made.

Carlisle Partners – payment for the second half of the contracted amount for the warehouse has been received.

Reassessment – two articles to compare 2004 and 2010 reassessments. They consider it more accurate and theoretically fair. The real estate market has slowed down considerably with the economic conditions.

Township Anniversary – passed out an article on the 150<sup>th</sup> anniversary celebration for Penn Township.

#### OTHER REPORTS

WCCOG – Walter Heine was present at the meeting. Bills in the house with four opposed and three supported.

Steve Bloom will be relocating to the Ritner Highway.

Rovegno discussed the citizen's panel for reassessment.

House Bill 1156 deals with exempting Single and Multi Family homes from sprinkler systems. If this does not pass, sprinklers will be mandatory January 1, 2011.

UCC Roundtable at West Pennsboro November 23, 2010.

WCCOG – need an alternate for quorum. Will table for now

Opossum Lake removed 6000 cu yard of silt and soil. November 10 the spillway reconstruction will start. It will be a two year process.

Assistant Road Master – not present

Park and Recreation – the anniversary celebration brought in approximately \$8000 for the day. Park and Rec presented the fire company with one of the anniversary afghans. The fire company may try it on a yearly basis. At this time are looking at October 8, 2011.

Zoning Officer – driveway permits onto a township road. The driveway needs to be of impervious materials and only 10% of the lot size.

#### ADJOURNED FOR AN EXECUTIVE SESSION

Meeting was reconvened and Marcus reported there was discussion of a potential legal issue. No action was taken and will continue to monitor.

## APPROVAL OF BILLS LISTING

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

## SUPERVISORS COMMENT

The 150<sup>th</sup> anniversary had a lot of positive comment feedback. The chicken was good. It started out a slow morning, but had a decent afternoon crowd. It took a lot of work and people to make everything come together. Everyone was impressed with the history book. It was a very enjoyable, educational, and entertaining event.

The fire company was very cooperative and is willing to do it again next year.

Looking at the process for citizen of year award. The award process needs to include appointed persons and possibly more than one award to be given. (For example: David Smith and Dan Mell)

George Rohrs asked about the OPT tax imposed – is there a return and a plan for the money. Chairman Martin stated that it may eliminate the property tax.

## ADJOURNMENT

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

Respectfully submitted,

Tina McCommon  
Secretary