

**PENN TOWNSHIP BOARD OF SUPERVISORS
1301 Centerville Road
Newville, PA 17241
Tel: 717-486-3104 Fax: 717-486-3522
Regular Meeting
September 10, 2015**

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

Those present: Chairman Gary Martin, Vice Chairman Ken Sheaffer, Solicitor Marcus McKnight, Treasurer Martha Sheaffer and Secretary Vicki Knepp. Supervisor Seiders was absent due to work.

PUBLIC COMMENT

None

APPROVAL OF MINUTES

Vice Chairman Sheaffer made a motion to approve the minutes from the August 13, 2015 Regular Meeting as corrected. Chairman Martin seconded the motion. Motion approved.

Vice Chairman Sheaffer made a motion to approve the August 31, 2015 Treasurer's Report. Chairman Martin seconded the motion. Motion approved.

APPROVAL OF SUBDIVISION PLANS

None

UNFINISHED BUSINESS

Trash – The Secretary reported that she has turned two stopped accounts to the Solicitor. She has sent a letter to both Mr. Lynch and his landlord and neither have paid. She asked permission to have the Solicitor send a letter to Mr. Lynch and to have the Solicitor proceed with legal actions with the other two accounts if they do not pay by the date in the letter. Vice Chairman Sheaffer made a motion to have the Secretary proceed with the Solicitor. Chairman Martin seconded the motion. Motion approved. She stated that there is one additional stopped account; the individual had a check paying their delinquent account returned to Southampton for NSF.

Septic – The Secretary reported that 63 of the systems due to be pumped in 2015 have been completed, 53%. Hearings have been set for September 28 for the 2 systems that were not pumped in 2014.

Tony Sennett – The Solicitor reported that he just received a letter from Mr. Sennett's attorney stating they are ready to talk. The Solicitor would like to have the discussion in his

office. The Solicitor will have his staff schedule an appointment for a late afternoon or Friday morning preferable.

Babes in the Woods Sign – The Historical Society has recommended that the sign be kept as it currently is and as it has been historically installed. Chairman Martin made a motion to install the sign in cooperation with the Historical Society in the current location. Vice Chairman Sheaffer seconded the motion. Motion approved.

South Side Culvert – Chairman Martin reported that we are still waiting to hear from DEP. The Solicitor reported that he has received a letter from the attorneys representing Mr. Shambaugh. They are open to mediation. They want an itemization. He needs permission to get an estimate from the Township Engineer on what it is going to cost to wrap up what they are doing to get a project ready. Chairman Martin made a motion to allow the Solicitor acquire the necessary financial information. Vice Chairman Sheaffer seconded the motion. Motion approved.

Farm Road Speed Limit Sign – Chairman Martin stated that we had a request from a resident to put speed limit signs on Farm Road because of the Mennonite School. LTAP came out and went out with the road crew and did a road survey. They have recommended a speed limit of 25 MPH. While they were here they trained our employees on how to do the studies so we can do the rest of the roads that need done. The Solicitor recommended that we do one Ordinance to do all the roads on one Ordinance to save money. Chairman Martin stated that we will do the other roads for the next meeting and have a draft Ordinance prepared for then.

New Pickup – The 2015 the Chevrolet Colorado was available under COSTARS. In 2016 Chevrolet will not be participating in COSTARS so we would have to go through the bid process. Chairman Martin stated Sutliff has one on the sales floor that might qualify. He is waiting to hear back. The one at Sutliff would cost a little more than \$30,000.00. Chairman Martin asked if he can purchase the one at Sutliff if it is what we want. Vice Chairman Sheaffer made a motion to allow Chairman Martin to put a down payment on the truck at Sutliff if it is what we are looking for. Chairman Martin seconded the motion. Motion approved.

85 Kutz Road – Chairman Martin stated that Bill Green went over and looked at the stormwater issues. Chairman Martin stated that Mr. Green's report said that the first thing that needs to be done is making the detention basin deeper. It was to be 5' deep but it is only 1.5'. That is the responsibility of the property owner. A letter will be sent to him asking him to make the basin deeper. The Roadmaster needs to look at the north side of the road to see if a swale is needed.

Hassingier Drive – Vice Chairman Sheaffer stated he has called the paver. He is waiting on a call back. Mr. Knepp stated that he suggested to Vice Chairman Sheaffer contact the National Cemetery Association and see if we can have those veterans disinterred and reinterred in a national cemetery more befitting their stature. We would then have no reason to have access back there. Chairman Martin asked if we are going to do the concrete and if so will we need an HOP. We need to contact the State about it.

NEW BUSINESS

Budget Workshop – A budget workshop is set for Tuesday, October 6, 2015 at 8:00 for the workshop. The Secretary will advertise the meeting.

BREAK FOR LLOYD CONDITIONAL USE HEARING

CORRESPONDENCE

E Recycling - The Secretary reported that she received an email from Jodi Shepherd at Cumberland County. Justin Miller has submitted an agreement to try to schedule up to three drop off recycling events over a one year period. County will keep us up to date. Jodi sent a link to an article that she thought the Supervisors would find interesting. It is an analysis of what the legislation has done to electronics recycling. It has had the opposite effect of what was attended.

Big Spring Community Chest – We received a letter from Big Spring Community Chest requesting donations. Chairman Martin stated we are dealing with other people's money and he is not in favor of donating the taxpayers' money. Vice Chairman Sheaffer made a motion that we don't donate at this time. Chairman Martin seconded the motion. Motion approved.

PROJECT UPDATES

TRCP Grant – Chairman Martin reported that he has been working with Brian Funkhouser of Michael Baker. They are close to finalizing a draft Community Assessment Report. This will provide the necessary background for the rest of the study. We should have this next week. That will trigger the first public hearing. Chairman Martin felt we could have it at the Township Building before our October meeting. Vice Chairman Sheaffer made a motion that we have a 6:30 Open House prior to the October 8 meeting. Chairman Martin seconded the motion. Motion approved. The Secretary will need to advertise the meeting twice in the Valley Times Star. The Planning Commission will be the Steering Committee. The Secretary will send letters to the residents along the corridor 2 weeks before the meeting, Route 11 to Walnut Bottom Road. The Secretary will also put it on the website and facebook page.

ZONING/CODES ENFORCEMENT

Bowermaster – Mr. Knepp reported that the Bowermasters have pumped their privy. We also sent them a letter with the Dilapidated Building Ordinance asking them to repair the fence and the building falling down. The Secretary sent the letter both regular and certified mail. Bowermasters refused to sign for it so he hand delivered it.

1755 Pine Road – Resident applied to build a garage on a foundation that was put in when the house was built. The foundation is 3' into the setback, but it was put in before zoning so Mr. Knepp approved the application. At the time of the application the resident was asked if he was going to put electric in the garage, he stated he had no plans to do so. The Secretary gave him an application for an electrical inspection anyway. Mr. Knepp stated he has since received a call from the contractor asking if they could put an overhang further into the setback to park an RV under it. When Mr. Knepp was speaking with the contractor he asked about the electric, the contractor stated he would be doing it. We do not believe that an electrical inspection permit was applied for so we have turned it over to Paul Rampulla.

Stambaugh – Chairman Martin reviewed the minutes for the deadlines, last month Mr. Stambaugh said he would fix the missing support post on the balcony at the 6 Quarry Hill Road property immediately. It is still not done and he has until September 27 to do the electric. It still has not been started. His original deadline was July 15 and we granted him an extension. Mr. Knepp asked if he could begin the process of filing under the Dilapidated Building Ordinance

including the other structure on the property that is falling down since Mr. Stambaugh did not make the repairs required. The Solicitor stated we should probably do the Dilapidated Structure. The Solicitor stated that in Adams County and other places the Feds come in and inspect housing for workers. He suggested that since these are housing for workers that we contact the appropriate Federal authorities to have them do that. Vice Chairman Sheaffer made a motion to have the Solicitor do so. Chairman Martin seconded the motion. Motion approved. The Solicitor stated he will send the Stambaughs a letter first stating that they are very dangerous conditions that they have their workers living in and if they do not meet the deadlines they promised to meet that we will contact the Federal authorities. The Chairman asked the Treasurer to check if the Stambaughs are paying the Local Services Tax. Codes Enforcement Office Knepp is also to continue with the Dilapidated Building and Chairman Martin stated we also need to notify them the weeds need to be mowed down.

Stambaugh Smith Road – Chairman Martin stated Mr. Stambaugh has three driveways that access his property from Smith Road. Mr. Stambaugh has been repeatedly asked to use internal access roads on his property and will not do so. Mr. Stambaugh then complains that the silt clogs the drains along Smith Road and the road floods. We fixed it a month ago and he has messed it up again. He used it twice while the Chairman and Mr. Knepp were there that day. Those three driveways are in the Agreement Mr. Stambaugh signed to be abandoned. The Secretary asked the Solicitor if we can bill Mr. Stambaugh for the repair that we made and he has since ruined. Mr. Knepp also had photos of the equipment and the metal frame from the trailer he used to live in that he drug over from West Pennsboro. The vehicles that were there a month ago are still sitting in the same spot. The complaint covers the junk out front, the trailers he was supposed to move and the Solicitor is going to bring up the agreement too since some of those deadlines are past.

Mr. Knepp stated he had four permit applications for the month. All of them were approved. He had three complaints, one was unfounded, one we will discuss.

1605 Pine Road – Supervisor Seiders filed a complaint about this property. They have not signed up for trash service or an exemption. Supervisors Seiders complained that she stored trash in her garage and it smells. The property owner told Mr. Knepp that she takes her trash to her place of work several days a week. She still must request an exemption. The trailer full of trash was from when they cleaned out old toys and clothing from her children's rooms. The next item on the complaint was the swimming pool is green. The pump has not been run and mosquitoes are breeding and it smells. The owner claims the pump is broken and she can't afford to fix it now. She will cover the pool until she can fix the pump. The third complaint was that she lets her dog out without a leash. She says she has a fenced backyard specifically for the dog and that it got out when her ex let the dog out while she was in the hospital.

68 Lebo Road – Mr. Knepp has received another complaint about the unfenced pool. The Solicitor has sent the property owner a letter about it. The property owner has contacted Mr. Knepp. He stated the pool was put in before the Township required fencing around pools. Mr. Knepp explained that it is a State requirement. The property owner stated he could not afford to put a fence around the pool now, he will be closing the pool using a cover that can be walked on and it will have a fence around it before he reopens it next year. The Solicitor stated we should send the homeowner a letter confirming this and that if the pool is opened without a fence it will be turned over for legal action.

South Fairview Church of God – Mr. Knepp stated that he just received a complaint that day from the neighbor on the north side of the Church. The Church is putting in posts with chain on the property line. The neighbor believes it will be an eyesore. He also stated that in the past

that people doing work for the Church have ripped out railroad ties and two trees on his property. Chairman Marin stated that it looks like they are putting the posts right on the property line. Mr. Knepp and Chairman Martin believe it will be to the neighbor's advantage. It will keep cars and people off his property.

Mr. Knepp reported he meet with the road crew and gave them their first aid kits for the vehicles and the wall mounted unit for the shop. He also gave them instruction on how to use some of the specialized equipment in the kits.

SOLICITOR REPORT

DJ Office Maintenance Agreement – The Solicitor will get with John Lopp and see if the signed Agreement is ready.

Landlord Ordinance – The Solicitor asked if the Supervisors have reviewed the consolidated Ordinance. The Secretary stated she had a couple of changes to be made to the draft. The changes she suggested were discussed and it was agreed that they should be made. She will send the information to the Solicitor's office to have the document changed. Chairman Martin made a motion to advertise the Tenant Landlord Reporting Ordinance for the next meeting. Vice Chairman Sheaffer seconded the motion. Motion approved.

Hodecker – The Magistrate found for the Hodeckers at their last hearing. The Solicitor stated he did not believe that the Magistrate understood that it has gone from a little business into a commercial business. Chairman Martin stated that they are not starting as early in the morning. Vice Chairman Sheaffer stated that Mr. Hodecker himself said that they are hauling in 60 to 70 truckloads of lumber a week to saw. It is not being harvested off of their property. We are not trying to put him out of business, we are asking him to be considerate of his neighbors. It is right up tight against a residential area. The Secretary received a Complaint from the Hodeckers' attorney that day. It has been filed in Court. The Solicitor will file Preliminary Objections and he will file a Complaint in Common Pleas Court about the sawmill operation and to the extent to which they are operating before 7:30 in the morning is a public nuisance. He will need signatures.

49 Station Road – The Solicitor sent the letter and bill out on August 28. He asked if the Secretary had received payment yet. She stated they have not. It is Fanny Mae so she is not sure if we will get paid. Mr. Knepp stated that a company has mowed the property at 34 South Side since the Township did it, however, they did not do the section behind the neighbors on the "L" shaped lot.

OTHER REPORTS

None

APPROVAL OF BILLS LISTING

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

SUPERVISORS' COMMENTS

Chairman Martin stated he has done some quick calculations and he thinks we are up \$300,000 for the year in assets. He thinks it is about time to look into replacing the old salt shed building.

ADJOURNMENT

Vice Chairman Sheaffer made a motion to adjourn. Chairman Martin seconded the motion. Motion approved.

NEXT MEETING October 8, 2015

Respectfully submitted,

Vicki Knepp
Secretary