

PENN TOWNSHIP BOARD OF SUPERVISORS
1301 Centerville Road
Newville, PA 17241
Tel: 717-486-3104 Fax: 717-486-3522
Regular Meeting
April 14, 2016

Prior to the start of the meeting Michael Baker, Inc. held an Open House to discuss the Route 233 Corridor Study at 6:30 PM. Brian Funkhouser and Steve Gault represented Michael Baker. Approximately 20 township residents were in attendance. Chairman Martin called the Open House to order and led everyone present in the Pledge of Allegiance. After the presentation the floor was opened to questions. There was a good discussion.

Those present: Chairman Gary Martin, Vice Chairman Ken Sheaffer, Supervisor Amos Seiders, Solicitor Marcus McKnight, Treasurer Martha Sheaffer and Secretary Vicki Knepp.

At the end of the Open House Chairman Martin invited the audience to remain for the Board of Supervisors Meeting. In addition, he made a presentation to two township residents, Pete Holmes and Jodi Wagner, who were instrumental in saving the life of another township resident.

PUBLIC COMMENT

NONE

APPROVAL OF MINUTES

Vice Chairman Sheaffer made a motion to approve the minutes from the March 10, 2016 Regular Meeting. Supervisor Seiders seconded the motion. Motion approved.

Supervisor Seiders made a motion to approve the March 31, 2016 Treasurer's Report. Vice Chairman Sheaffer seconded the motion. Motion approved.

APPROVAL OF SUBDIVISION PLANS

None

UNFINISHED BUSINESS

Trash – The Secretary reported that new trash bills went out the previous week. She asked for permission to send letters out to the delinquent accounts giving them until the beginning of the next month to pay the bill or their service will be stopped. Vice Chairman Sheaffer made a motion to authorize the Secretary to send the letters. Chairman Martin seconded the motion. Motion approved.

Septic – The Secretary reported that there are still 3 septic systems that were due to be pumped in 2015 that have not been done. The residents were given until April 15 to

pump their system. If they are not done she will be turning them over to the Solicitor. The pumping cards for 2016 were mailed. There are 369 systems to be pumped in 2016. Of those 369, 89 have been done already.

Tony Sennett – The Solicitor reported that he had the Agreement for the Supervisors to review. If it is OK he will send it to Mr. Sennett’s attorney. We are swapping 4 parcels along the edges of the end of Irish Gap Road and we are giving up a parcel that will become part of the Sennett right of way ending Irish Gap Road sooner. Vice Chairman Sheaffer made a motion to approve the Agreement. Supervisor Seiders seconded the motion. Motion approved.

Reinterment of Civil War Graves – Tim Knepp reported that he has made progress. He has contacted Allan Dugan of Dugan Funeral Homes, Mr. Dugan has agreed to handle the paper work and oversee the disinterment of the graves free gratis. Mr. Knepp stated he has also contacted local Mennonites who will possibly donate the boxes. Township personnel can handle the disinterment, if Mr. Dugan oversees it. If there are no relatives, the Solicitor needs to obtain legal permission to move the graves in absence of relatives. Vice Chairman Sheaffer stated that they have probed the graves and have a pretty good idea where the graves are located. Vice Chairman Sheaffer made a motion to authorize Mr. Knepp to be the Township representative going forward in this project. Chairman Martin seconded the motion. Chairman Martin stated that we also need to work with the property owner. Mr. Knepp suggested that we should have a small ceremony and Honor Guard when we disinter the graves and possibly the press.

John LeDane – Mr. LeDane’s property is getting bad again. The Solicitor suggested that a letter be sent giving Mr. LeDane 30 days to get the property cleaned up and telling him not to bring any more junk in. Vice Chairman Sheaffer made a motion to have the Secretary send a letter to Mr. LeDane requesting that he keep the property cleaned up. Supervisor Seiders seconded the motion. Motion approved.

Brooke Kiner – Chairman Martin explained to the residents in attendance that Ms. Kiner was being honored by the Girl Scouts for her Gold Award Project. She put together 100 backpacks with school supplies for 100 underprivileged students of Big Spring School District. Chairman Martin read the letter that will be presented to Ms. Kiner at her Gold Award Ceremony.

NEW BUSINESS

COG Road Materials Bid – The Secretary reported that the Roadmaster has highlighted his choices on the Road Material Bid Sheets. She stated there a few instances where the Roadmaster did not go with the lowest bid because it was more cost effective to purchase at the higher bidder when travel and wait times were factored into the bid price. Chairman Martin made a motion to accept the 2016 Road Material Bid from the Western Cumberland Council of Governments. Supervisor Seiders seconded the motion. Motion approved.

Resolution 2016-11 Emergency Operations Manual – EOC Robert Kough, Jr. reported that we have to recertify our EOM biannually or if we have a turnover of two Supervisors in order to qualify for disaster assistance. Vice Chairman Sheaffer made a

motion to adopt resolution 2016-11. Supervisor Seiders seconded the motion. Motion approved.

Resolution 2016-12 Designation of Agent - The Secretary stated that she will be attending a meeting on Monday regarding FEMA reimbursement for the snow storm expenses. This resolution authorizes her to act as the Township's agent to sign and submit the forms required by FEMA and PEMA. Chairman Martin made a motion to approve Resolution 2016-12. Vice Chairman Sheaffer seconded the motion. Motion approved.

CORRESPONDENCE

Borough of the Newville – Fred Potzer sent us copies of the letters he sent to Senator Eichelberger and Representative Bloom urging the Legislature to look at the electronics recycling problems created by the legislation passed in 2010.

PROJECT UPDATES

Tri-County Grant – We just had an Open House.

ZONING CODES ENFORCEMENT

Tim Knepp reported that he had received a letter from Tammy Chestnut, a resident, regarding several complaints about various properties around the Township. Mr. Knepp wrote her a letter addressing each of her complaints. Chairman Martin met with the Chestnuts to deliver Mr. Knepp's letter. He indicated that the Chestnuts appeared to be satisfied.

68 Lebo Road – Mr. Knepp asked the Solicitor what recourse we have if the resident does not comply with his verbal agreement to bring the pool into compliance before he opens it for the year. The Solicitor stated he will research Nicholas's Law to see what our next steps will be.

Semi Trailers used for storage – Several of Ms. Chestnut's complaints were regarding other residents using trailers for storage. Mr. Knepp said our Ordinance was very vague. The Solicitor said that his interpretation is: only able to be used for agricultural uses with a conditional use hearing but agreed that the verbiage is ambiguous. We need to take a look at making this clearer.

Weaver Martin – Mr. Knepp said that we had agreed to allow Mr. Martin to put a tack repair shop in his unused garage. He now has a sign out, but did not apply for a sign permit. Chairman Martin stated that he needs to apply for a sign permit.

124 Beetem Hollow Road – Mr. Knepp stated he was checking on another property and he saw that a mobile home was being demolished. He checked with Paul Rampulla to see if a demo permit was issued. Two days later he saw a large column of smoke coming from the lot. The person doing the demolition was burning shingles, fiberglass and other prohibited materials. Mr. Knepp spoke with the property owner and found out that he did not get a demolition permit. Since the demolition permits are issued by the Tax Collector

and MDIA, we have no way of knowing if a permit was obtained. We need to develop some type of procedure where we are included in the process.

Mr. Knepp reported that he issued 6 permits and had 9 complaints for the month.

SOLICITOR REPORT

FPE – The Solicitor stated they are moving ahead. Mr. Shambaugh's attorneys need to get out to the site to look at it before we start. Chairman Martin said we will be ready to start work as soon as possible so they should get there sooner rather than later.

Hodecker – The Solicitor reported that they argued before a two judge panel a week prior. The judges are considering combining both into one case. We should receive the decision soon.

Stambaugh – The Solicitor reported that we had a hearing on the case on Tuesday. The Stambaugh's have hired their 4th attorney, Hubert Gilroy. Mr. Gilroy admitted that the Stambaugh's owed for the damage was done and repaired, but argued that we should not be reimbursed for something that was not done yet. He will recommend to his clients that they stop using the driveways onto Smith Road. If Mr. Stambaugh does not pay, or appeals the judgment we were awarded for the damage and repairs done in 2014 and 2015 the Solicitor will refile for the case that was dismissed without prejudice. Chairman Martin stated that we can't do the repairs until we know that Mr. Stambaugh is not going to use the driveways. He asked if we could put up some kind of barrier or fence in the Township right of way along the Stambaugh side of Smith Road. The Solicitor said that we could. If Mr. Stambaugh would damage the barrier in any way it will be a criminal offence. Mr. Knepp reported that Mr. Stambaugh is accumulating massive amounts of junk on the Quarry Hill Road property; he is bringing it from the other sites. Chairman Martin directed the Secretary to send a letter to Mr. Stambaugh telling him to clean up the junk and send it by Constable since Mr. Stambaugh will not accept mail from us.

43 Irish Gap Road – The Solicitor stated that letters were sent. We need to check the property to see if anyone is still living there.

Township Fire Inspector – The Solicitor distributed copies of two ordinances he received from MDIA for the Supervisors to review. He asked for their input before he drafts an ordinance for the Township.

Bowermaster – The follow up hearing on the Bowermaster property is April 26, the Solicitor said he would like updated photos for the hearing. Mr. Knepp said he was out to the Bowermasters earlier in the week. They are making progress on the fence; however with the fence gone you can now see all the trash and debris on the property. According to him the barn/shed is worse than it had been.

Darius Property at 1012 Centerville Road – The Solicitor stated that the Secretary and Zoning Officer sent him a list of violations for the Darius property: a delinquent trash bill; no trash service; debris and trash strewn about the property, including 2 sofas; and failure to register tenants. The Solicitor will send the letter out.

OTHER REPORTS

COG – Chairman Martin reported that nothing happened.

Agricultural Land Preservation – The County has \$2.77 million for 5 farms in 2016. Penn Township has the highest percentage of preserved farmland in the county.

APPROVAL OF BILLS LISTING

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

SUPERVISORS' COMMENTS

NONE

ADJOURNMENT

Supervisor Seiders made a motion to adjourn. Chairman Martin seconded the motion. Motion approved.

NEXT MEETING May 12, 2016

Respectfully submitted,

Vicki Knepp
Secretary