

PENN TOWNSHIP BOARD OF SUPERVISORS
1301 Centerville Road
Newville, PA 17241
Tel: 717-486-3104 Fax: 717-486-3522
Regular Meeting
August 11, 2016

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

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

PUBLIC COMMENT

NONE

APPROVAL OF MINUTES

Vice Chairman Sheaffer made a motion to approve the minutes from the July 14, 2016 Regular Meeting. Chairman Martin seconded the motion. Motion approved.

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

APPROVAL OF SUBDIVISION PLANS

None

UNFINISHED BUSINESS

Trash – The Secretary reported that she has a list of seven delinquent accounts she will be stopping on Monday.

Septic – The Secretary reported that 155 of the 369 systems due to be pumped in 2016 are done.

Hassinger Drive – No new developments

Reinterment of Civil War Graves – The Solicitor reported that we met with Chris from Hoffman-Roth at the grave site. The Solicitor spoke with him earlier today; he is excited about the project. He has been in touch with Indiantown Gap, they are doing search of the National Booking List of all Civil War veterans. If the three names are there Chris will contact us about having a ceremony for the disinterment. The Solicitor will try to contact the black veterans post in Carlisle and the fire company said they would help out. If Indiantown Gap embraces the project they will do a lot of the paperwork. We are waiting on word from the Gap.

New Equipment Building – Chairman Martin stated we had the bid opening at 3:45 today. The first bid opening was in June, we only received one bid for \$287,000.00 from Galbraith. We had three bids today; the low bid was from Agpoint Construction in Quarryville. Their bid was \$214,112.00. We also received a bid of \$228,000.00 from Dutchman Contracting and \$337,275.00 from Galbraith. Galbraith's bid went up \$50,000.00. The engineer said everything looked complete. The Solicitor will review the low bid. Chairman Martin made a motion to accept the low bid from Agpoint Construction of \$214,112.00 pending final approval by the Solicitor and Engineer. Vice Chairman Sheaffer seconded the motion. Motion approved.

Stambaugh – The Solicitor stated he has a Complaint ready for Mr. Stambaugh. Mr. Stambaugh has delayed on the last judgment and gotten the idea that he will get a better deal if he takes an appeal. The Complaint is for \$14,743.00 plus costs for the damages done to Smith Road. Vice Chairman Sheaffer made a motion to authorize the Solicitor to file the Complaint and the Chairman to sign the Complaint. Chairman Martin seconded the motion. Motion approved. Mr. Knepp stated that Mr. Stambaugh was sent a Notice of Violation for the property on Quarry Hill Road. The cleanup of the Quarry Hill property was not done. The Solicitor will file with the Magistrate he recommends we file for \$300.00 fine and \$250.00 legal fees. If Mr. Stambaugh takes an appeal the fines will go up. Vice Chairman Sheaffer made a motion to have the Solicitor file against Mr. Stambaugh with a \$300.00 fine and \$250.00 legal fees. Chairman Martin seconded the motion. Motion approved. Mr. Knepp said that they have supposedly pumped the main manure pit and are now backhoeing out the sludge. Chairman Martin reported the buildings are down, except for about 12 ft. of the milking parlor.

County Convention – The Secretary reported that at the last meeting she had gotten approval for up to 4 people to attend the County Convention. She forgot to include the Roadmaster, so she needs to get approval for him to attend. Vice Chairman Sheaffer said he believes he will be able to attend this year also. Chairman Martin made a motion to authorize the attendance of the Roadmaster and Vice Chairman Sheaffer at the Cumberland County Convention. Vice Chairman Sheaffer seconded the motion. Motion approved.

NEW BUSINESS

James Proctor Auditor Resignation – Chairman Martin reported we received a resignation from Mr. Proctor. He has relocated to Washington State. Chairman Martin stated we need to accept Mr. Proctor's resignation and appoint someone for next year, and then a new Auditor will be on the 2017 ballot to complete Mr. Proctor's term which expires in 2020. Chairman Martin made a motion to approve James Proctor's resignation as Auditor. Vice Chairman Sheaffer seconded the motion. Motion approved. Chairman Martin stated we have several months to think about who to appoint as Auditor.

Internet – Mr. Knepp said he would like to recommend that we switch Internet providers. The existing Kuhncom service is unreliable and slow at times. We are currently paying Centurylink \$73.65 a month for phone service. Their current promotion would allow us to add the Internet for \$79.99. The price would hold for two years then increase \$10.00. Chairman Martin made a motion to approve Centurylink as the Township new Internet provider. Vice Chairman Sheaffer seconded the motion. Motion approved.

CORRESPONDENCE

South Middleton Township – The Secretary stated we have received a request from South Middleton Township for authorization of the Penn Township Fire Police to assist at the annual Cumberland County Volunteer Firefighters Association Convention Parade on Saturday, September 10, 2016 from 1 – 4 PM. Chairman Martin made a motion to approve Special Fire Police from Penn Township assisting South Middleton Township September 10 from 1 – 4 PM. Vice Chairman Sheaffer seconded the motion. Motion approved.

PROJECT UPDATES

Beetem Hollow Road – The road crew reported that they have about another 4 – 5 days of work and the first of the County grant projects will be completed. We are waiting on the Roadmaster’s return. Mr. Knepp reported that the Fire Marshals met and are developing an incident action plan for the road closure that will occur next year. They are discussing using a temporary bridge. Chairman Martin reported that Lori Glace, the County Project Coordinator, is extremely pleased with progress and the quality of work being done by our road crew. She had the people from Penn State who oversee the grant out to the site and they were impressed by the quality of the work also.

The Solicitor stated he has the Mowery Conditional Use ready for signatures. It was approved July 14, 2016. Vice Chairman Sheaffer stated his name is incorrect on the decision. The Solicitor will have it corrected then he and Supervisor Seiders need to sign it so the Secretary may distribute it.

Chairman Martin stated the Route 233 Corridor Study is complete. We have received the reports and they are available for viewing by the public. He and Brian Funkhouser will be going to the Tri-County Planning HATS meeting on September 9. The Supervisors said the Mr. Funkhouser did a very good job on the project.

ZONING CODES ENFORCEMENT

Tim Knepp reported that he had 5 permit applications for the month.

The new owner of the property at 2254 Pine Road has submitted an application to build a house. His initial application had the house in the setback area. This is a non-conforming lot, we were able to adjust the setback slightly and he revised his permit application to relocate the house so that it meets the setback requirements.

17 Hosfeld Road – the new owner brought in a prefab shed prior to getting a permit. We received a complaint about the shed. The property owner purchased it at a sale and had to take it before he could get the permit. He got his permit for the shed and a carport. We have received a complaint from a neighbor about cars weeds and tires. Mr. Knepp said he went over for a site visit. He did not see any violation on the cars, could not find the tires. The neighbor had called again today and complained about the tires again. He will make contact with her to see where they are.

Little Property on Kutz Road – The property is overgrown with weeds. He has been sent a notice of violation to correct it.

Jim McManus - We have sent a notice of violation to him regarding the car parts weeds and junk on his property. Mr. Knepp had warned him about the weeds a week and a half ago. Mr. McManus said he would take care of it, but he didn't.

There was an issue on Quarry Hill regarding weeds on the property at 269 Quarry Hill Road; the property has been cleared up.

Mr. Knepp asked the Solicitor what happens if he sends a notice of violation for a dilapidated building to a property owner who then sells the property before the violation is corrected. Who gets cited? The Solicitor stated he should cite both parties. The property at 126 South Side Drive has a barn leaning toward the road. We have sent the owner a notice of violation; however, the property is for sale and there is a party interested in it. The Secretary is to notify the prospective buyer that there is a violation with the current owner.

Chairman Martin said that the Bowermaster property is up for tax sale. We have not moved on repairing the roof pending the outcome of the sale. The Solicitor stated that tax sales rarely occur and we should move ahead.

34 South Side has sold. The new owners are making repairs and intend on using it as a rental property.

Mr. Knepp said we had a discussion at a previous meeting about people using semi trailers for storage. We had been unable to find where that was prohibited. The Secretary found in the SALDO where it is referenced. Do we need to incorporate this in the Nuisance Ordinance? Chairman Martin said he does not think we really need to ban them so much as restrict where they go. We need to insure that they do not have a negative impact on the neighbors. Chairman Martin says when we include it in an ordinance we should allow them to be in the Township, but they should meet the same requirements as an accessory building.

201 Leeds Road – Mr. Knepp said that the first thing he noticed on the property was a new accessory building on the property, but we did not have a permit application for it. It was a chicken house. He spoke with Mr. Snyder, the new owner of the property, and explained that he needed to obtain a permit. He obtained the permit and the chickens are in a wire enclosure and are fine. Three times in the past week, we had two complaints and once he saw it himself, there were ducks on Point Road from the property. We sent a notice of violation letter that the ducks must be penned and cannot be allowed to wander off the property. The last two days he has seen them in the enclosure with the chickens. The animals exceed the number of domestic livestock allowed by our Zoning Ordinance. In addition, Mr. Snyder's property is in the Conservation Zone and they are only allowed by conditional use. An associate of Mr. Snyder questioned why they can only have 8 animals. They say they are pets. The Solicitor stated that you can have 8 pets, but not more than 8. More than 8 pets mean that it is more commercial in nature. The Solicitor asked how many "pets" they want to have. They said 50. The Board attempted to explain the requirements for Manure Management Plans to Mr. Snyder and his associates. It was explained that we tried to give them a break with the chickens. We are willing to work with them, but they need to cooperate and work with us as well.

SOLICITOR REPORT

FPE – The Solicitor explained that he has obtained the engineering fees but he does not have the exact figure of fees yet. Once he obtains that he will contact Mr. Shambaugh's insurance company and request the amount of the bid for repair that Mr. Shambaugh approved plus our engineering fees and his fees.

Hodecker – The Solicitor provided the Supervisors with a copy of a letter sent to Hodecker's attorney offering the conditions of a settlement. If they are not willing to settle a trial will be necessary

44 Hair Road – The Solicitor asked the Supervisors what they want to set for fines for the violation of the Landlord Ordinance. It was suggested \$400.00. The Solicitor will send him notice of the complaint and give him 10 days to reply.

Citation & Alarm Ordinances – This has not been advertised yet. He will have it done for next month.

Fetrow Judicial Sale – The Secretary reported that she had received a notice that the judicial sale on the Fetrow property is scheduled for September 22, 2016 at 10:00AM. Mr. Knepp said we will need to mow the property at least once more before then. Chairman Martin suggested we do it when we mow the right of ways at the end of the month.

OTHER REPORTS

WCCOG – the Solicitor reported that nothing extraordinary happened. Chairman Martin said there will be no meeting in August.

APPROVAL OF BILLS LISTING

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

SUPERVISORS' COMMENTS

None

ADJOURNMENT

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

NEXT MEETING September 8, 2016

Respectfully submitted,

Vicki Knepp
Secretary