

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
AUGUST 3, 2009

The meeting of the Board of Supervisors was held at the Township Municipal Building. The meeting was called to order by the Chairperson, at 7:00 P. M. Those in attendance were Lois Leonard (Chairperson), Robert Hahn (Vice-Chairman), John Baranski (Solicitor), Jeff Shue (Engineer) and Lou Anne Bostic, (Secretary).

Pledge of Allegiance:

Approval of Agenda: Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the agenda as prepared. Mr. Hahn reminded the audience of the Decorum Policy that the township has adopted.

Minutes: Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the previous meeting minutes.

RECOGNITION OF PUBLIC REQUESTS:

-Charles Eckenrode, 154 Butter Road, informed the board that the zoning officer sent him a letter denying his request to allow anyone over the age of 21 to enter his under 21 establishment. Mr. Eckenrode explained that he spent a large amount of money on the matter and he would like an explanation. Mr. Eckenrode is trying to create a family type environment and he does not understand why the township is stopping him. Ms. Leonard said that she toured the facility and it is very nice. She does not have a problem with allowing parents to attend. The supervisors and Attorney Baranski explained that the interpretation of the zoning ordinance is the job of the zoning officer. This use was allowed by special exception by the Zoning Hearing Board and has a condition attached that no one over the age of 21 is allowed to attend. The zoning officer nor the supervisors can, by law, change the conditions of the special exception. Attorney Baranski will meet with the zoning officer to see if parents are allowed to attend or if Mr. Eckenrode must apply for a special exception and appear before the Zoning Hearing Board.

-Lorreta Wilhide, 120 Witmer Road, informed the board that she was contacted by a resident regarding the picnic tables located at the Zion View Park. The bolts are loose and the tables are unstable. Ms Wilhide also asked if the Zion View concrete job will be re-bid. The engineer is writing the specifications and the project will be bid again. Ms Wilhide also informed the board that she feels the lighting at the flag pole should be relocated to avoid glare on neighboring properties and the "memorial" plaque that is to be installed at the base of the flag pole should be constructed at a different location, due to a sewer pipe that is located close to the current location. She also feels that the township should purchase a marble base instead of installing the plaque in concrete.

-Kim Kelley, 300 Hykes Mill Road, supports Mr. Eckenrode's under 21 club operation. She stated that there are no problems at the location and she will allow her children to attend when they are older.

-Mike, 56 Butter Road, supports Mr. Eckenrode's under 21 club operation and is upset that the township seems to be "bucking" Mr. Eckenrode on everything.

-Margaret Burg, 850 Copenhaffer Road, is in favor of keeping the speed limit at 25 mph on the Copenhaffer Road, from Butter Road to the top of the hill.

-Sharon Beck, 1605 Copenhaffer Road, is in favor of raising the speed limit on Copenhaffer Road. Ms Beck feels that the current 25 mph is impossible to maintain without applying your brakes the whole way down the hill.

-Christopher Stanton, 40 Heather Way, supports Mr. Eckenrode's under 21 club operation, and feels that the township is trying to keep families apart by not allowing parents to attend.

-Joe Lewis, 290 Butter Road, supports Mr. Eckenrode's under 21 club operation, and feels that the youth need someplace to go. He has seen numerous children walking on Copenhaffer Road and is afraid that someone is going to get hurt.

-Cindy Bream, 4695 Lewisberry Road, supports Mr. Eckenrode's under 21 club operation and she would like to go to the club to see her son perform on stage.

-Ray Hoffmaster, 255 Rooster Lane, complained to the board about problems with drainage and pot holes on Rooster Lane.

Jane Deamer, Northeastern Social Center Representative, appeared to advise the public of the center's operations and request help to continue. Ms Deamer also thanked the township for their support of the center. The state is cutting back funding for senior operations, and they are looking for help from the community.

-The board received a written request from Brian Klinger, 2770 Millcreek Road, to remove the "No Truck" signs on Millcreek Road. The signs are a problem for his mulch business. The board would like Mr. Klinger to appear and present his case.

-The board received a request from Lyrae Thompson, to use the Zion View Building every Sunday to hold church services. The board is not in favor of granting the request because the building is rented on weekends for private functions.

PUBLIC HEARING- Ordinance #322, Conewago Township Zoning Ordinance.

-The hearing was opened for public comment:

- George Herman, 960 E. Butter Road presented the board with written comments. Mr. Herman's comments were based on the April 2009 draft copy. Corrections were made in the June 2009 draft copy. The table of contents in the June copy has a typo error in the Agriculture Zone. The manager will contact SSM to correct.

No other public comments were given.

No board comments.

Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to adopt Ordinance #322.

Public Hearing ended.

PLANNING & ZONING:

-ES3, Reverse Subdivision and Land Development Plan. Andy Miller from LSC explained the plan and the proposed signage to address the truck traffic stacking on the Susquehanna Trail. Erosion and Sedimentation control approval from York County Conservation District and bonding are outstanding. Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the Reverse Subdivision and Land Development Plan pending the E&S approval and bond posting.

-Brian Axe, Reverse Subdivision Plan. Ryan Axe presented the plan, No new building lots are being created. Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the Reverse Subdivision Plan pending DEP module approval.

-Christopher Lau, waiver request. Blaine Markel, Holley & Associates presented the request of Section 406.a.18 of the SALDO, existing contours for entire tract. Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to approve the waiver request.

-Christopher Lau, Final Subdivision Plan. Blaine Markel, Holley & Associates presented the two lot plan. All comments have been addressed. Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to approve the Final Subdivision Plan.

REPORTS:

The following reports were distributed to the Supervisors:

Treasurer's Report, Fuel Usage Report, Road Report, Sewer Report, and the Building Permit Report.

Ms Leonard had questions on the Treasurer's Report and the manager explained:

- Cash reimbursement – was to reimburse the petty cash fund.
- Strinestown Community Fire Company quarter payment should have referenced 3rd. not 2nd. Quarter distribution for 2009. The 2nd. Quarter check was lost in the mail and another check was issued to replace. A correct disbursement report will be given to the board.
- Recreation rental fees, some are \$50.00 and some are \$150.00. The lower payments are a partial fee paid to reserve the facility until final payment is due.

Mr. Hahn had questions on the Road Report. He wants to get a daily record from the Roadmaster. Mr. Hahn will speak with Gary about this.

Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the reports.

ACCOUNTS PAYABLE REPORT:

Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the accounts payable report.

SOLICITOR'S REPORT:

- Attorney Baranski presented a draft exclusive municipal collection and disposal of municipal waste and recycling program proposal for the board to review.
- The solicitor informed the board that the Lazy B Airport, located on Bull Road, has been granted an Airport License by the Bureau of Aviation that requires each municipality affected by an airport hazard area to enact an airport hazard zoning ordinance. Attorney Baranski has been given the authority to draft the ordinance.
- The solicitor has mailed a letter to the current owner of the "Brothers Trucking" property regarding the use of the property for motorsport activities. (Reference July 2009 minutes)
- The solicitor reported that he will be contacting Mr. Kemper's attorney regarding the existing zoning violation on the property located at 1185 Copenhaffer Road.

ENGINEER'S REPORT: Copy attached.

- Cross Farm Lane truck traffic problem on Greenspring Road is pending. Mr. Shue reports that the developer has received a legal agreement from our solicitor and we are waiting for him to return a signed copy to the township.

UNFINISHED BUSINESS:

- The Copenhaffer Road traffic study results have been received from York County Planning Commission and recommend a 30 mph speed limit on the entire length of Copenhaffer Road along with the installation of chevron signs at the Big Creek Road and Hake Road intersections. Mr. Hahn asked the engineer about the proposed cul-de-sac installation on Copenhaffer Road from the Trail to Canal Road. Mr. Shue will look into the matter. Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to change the speed limit on Copenhaffer Road and install the chevron signs.

-Public Address System. Information and quotes were provided to the board for review. Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to purchase the system from Crown Magnetics at a cost of \$300.00. Microphones will be purchased separately.

-Authorization to create specifications for rubbish and recycling services. See solicitor's report.

-SF&Company, CPA correspondence states that receipts are necessary for all purchases. (copy attached) Ms Leonard stated that it means receipts should be received for everything. Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to follow the accountant's recommendations. Pat McCoy, 4490 Susquehanna Trail, requested to address the board. Ms Leonard would like to give a copy of the letter to Ms McCoy. Mr. Hahn stated that public comments are over according to the Decorum Rules and agrees that a copy of the letter should be provided to Ms McCoy. Ms Leonard informed her that she will make sure she gets a copy of the letter.

NEW BUSINESS:

-Appointment of an interim supervisor. Attorney Baranski explained the process of choosing a supervisor to fill a vacancy created by the resignation of Mark Jordan, effective June 30, 2009. The process is mandated by the Second Class Township Code. The board had thirty days to fill the vacancy and upon their failure to make the appointment within that time frame, the vacancy shall be filled within fifteen additional days by the vacancy board. The vacancy board shall consist of the board of supervisors and one elector of the township, who was appointed by the board at their first meeting of the calendar year. Lynn Kann was appointed as the township's vacancy board member. Mr. Kann requested a meeting of the vacancy board to be scheduled for Thursday, August 6, 2009 at 7:00 p.m., at the township building. The manager will advertise the special meeting within the 24 hour notice requirement. The solicitor will attend the meeting.

-Kinsley Construction has requested to close the bridge on Sheepbridge Road from August to September, and then again from March 2010 for another four months. This project involves the replacement of the PennDOT bridge. Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to authorize the closing.

OTHER BUSINESS:

- Mr. Hahn questioned the reduction in the office staff's lunch period from 1 hour to ½ hour. He does not remember this decision being made at a public meeting. The decision could have been made during an executive "personnel" session. Mr. Hahn feels that the any "policy" change should be made at a public meeting. Attorney Baranski will look into this.

ADJOURNMENT: Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to adjourn the meeting at 8:38 p.m.

Respectfully submitted,

Lou Anne Bostic