

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS  
JUNE 2, 2008

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

Pledge of Allegiance:

Approval of Agenda: Motion by Mr. Hahn, second by Mr. Jordan, unanimously carried, to approve the agenda as prepared.

Approval of Minutes: Motion by Mr. Jordan, second by Mr. Hahn, unanimously carried, to approve the previous meeting minutes.

**-RECOGNITION OF PUBLIC REQUESTS:**

-Curtis L. Knaub II, 1595 Jug Road, requested to be placed on the agenda. Mr. Knaub had various questions for the board.

-Request to have speed limit lowered to 25mph on Jug Road in the vicinity of his property.

-Request to have township clean up costs. The manager explained that they will be provided when available.

-Complaint about non-enforcement by Northern Regional Police of the township's Jake Brake Ordinance.

-Complaint about bill he received regarding charges for an unfounded septic complaint filed against another property owner. The solicitor will advise.

-Stated that the copy of Ordinance #117 that he received only has one signature. The solicitor informed him that the ordinance has two signatures. Maybe the copy he received was incorrect.

-Stated that everyone in the township cannot compost or have rocks or fire wood stored on their property according to Ordinance #117. The solicitor advised that this is not the case.

-Complaint about the zoning ordinance prohibiting the use of truck bodies for storage units.

-Asked why his property is thoroughly inspected and other properties are only inspected "at the front door".

-Complaint about township definitions.

-Carl Fidler, 150 E. Butter Road, stated that he is charged by the SEO for additional inspections for septic installations.

-Lorreta Wilhide, 120 Witmer Road, stated that she thinks the installation of meeting room cameras is a great idea. She stated that it will protect the resident's from verbal abuse.

**PUBLIC HEARING:**

Ordinance # 313, an ordinance prohibiting loitering. Attorney Baranski opened the public hearing and explained the intent of the ordinance.

-Public comment:

Tim Rojahn, 130 Fisher Drive asked if the ordinance addresses age or time of day. Attorney Baranski stated that the ordinance does not address age or time of day. The township has a curfew ordinance that would address his concerns.

Curt Knaub, 1595 Jug Road asked who enforces the ordinance. Attorney Baranski informed him that Northern Regional Police will enforce. Mr. Knaub made a negative comment about the department's enforcement of the township's jake brake ordinance. Mr. Knaub also has concerns with fishing and hunting. Mr. Hahn explained that the ordinance addresses his concerns.

-Board comment: Mr. Jordan stated that everything is covered in the ordinance.

No further comments were heard. Motion by Mr. Jordan, second by Mr. Hahn, motion carried, to adopt Ordinance #313. The manager will provide a copy of the ordinance to Northern Regional Police.

**PLANNING & ZONING:**

-Curtis Knaub, 1595 Jug Road requested an extension for his property compliance. Mr. Hahn asked Mr. Knaub what he would need to do to bring his property into compliance. Mr. Knaub said he is trying to haul the stuff away that the township defines as waste. Mr. Knaub stated that his property has been used for a skid and pallet recycling operation since approximately 1948. The manager informed the board that Mr. Knaub has been advised to register the pre-existing, non-conformity with the township. She had personally told Mr. Knaub numerous times of this option. Ms Leonard stated that Mr. Knaub has had several extensions granted to date and that he has had ample time to correct the violation and she does not feel another extension is warranted. Mr. Knaub told the township not to enter his property and "mess with his personal property". Mr. Hahn would agree to an extension until the end of 2008 with the following condition: Mr. Knaub must show that he is making progress on cleaning up his property, or the township would enter the property and clean it up for him. The township would bill Mr. Knaub and he would be liable for all costs associated with the clean up. This would not include the pallets associated with his recycling business. Motion by Mr. Hahn to grant a 6 month extension thru the end of 2008 to have the property brought into compliance, with Mr. Neufeld reviewing the property file and include anything not related to the pallet business. Second by Mr. Jordan. Motion carried. Ms Leonard voted in opposition.

-Mr. Hahn asked why one violation on tonight's agenda provides a person's name and the other references the property address only. He asks that we be consistent and not signal a person out by using a name. Lou Anne Bostic explained that a person's name is not listed on the agenda, however, Mr. Knaub's request was in writing and that's why it was listed on this agenda.

-Zoning violation on property located at 305 Bremer. Mr. Neufeld, zoning officer, has requested authorization to proceed with legal action to bring the property into compliance. The violation of Ordinance 120 exists on the property. Mr. Hahn questioned the difference between Ordinance 117 and Ordinance 120 as the property pictures look identical to Mr. Knaub's. Ordinance 120 regulates automobile junk. Motion by Mr. Hahn, second by Mr. Jordan, motion carried, to proceed to enforce the violation with the magistrate.

The following reports were distributed to the Supervisors:

Treasurer's Report, Road Report, Sewer Report, Police Report, York Adams Tax Bureau Report and the Building Permit Report. Mr. Jordan reported that the concrete work at the ZV pavilion will be started next week. He also reports that the Tiger, Kubota and grader are currently down and being repaired with the exception of the Tiger.

**SOLICITOR'S REPORT:** Attorney Baranski requested an executive session immediately following the meeting to discuss a pending litigation matter.

**-ENGINEER'S REPORT:** Copy attached.

- Formal action to pass the CDBG onto York County Planning Commission for the 3 year program.

1) Big Conewago Avenue, widen to 24' and pave.

2) Hykes Mill Park, planning project to improve the park.

3) Graffius Road, install curbs and sidewalks connecting the trailer park to the community park that is being installed in the Greenbriar Estates Development.

Mr. Jordan would like to include Rooster Lane. Mr. Shue informed him that this would have to be included in the next application rounds, as the deadline for this submission is due.

Motion by Mr. Jordan, second by Mr. Hahn, motion carried, to adopt Resolution 2008-13, authorizing the CDBG application submittal.

**-UNFINISHED BUSINESS:**

-Veteran's memorial. Motion by Mr. Hahn, second by Mr. Jordan, motion carried, to authorize the purchase of a 12X24" bronze plaque from Grimm's Trophy.

-Meeting room camera system. Mr. Hahn requested that this matter be researched and addressed during the preparation of the 2009 budget.

NEW BUSINESS:

-Motion by Mr. Jordan, second by Mr. Hahn, motion carried, to adopt Resolution 2008-11, establishing a third-party billing policy for the township.

-Motion by Mr. Hahn, second by Mr. Jordan, motion carried, to adopt Resolution 2008-12, renewing the Memorandum of Understanding with the Watershed Alliance of York, Inc.

-The board was presented with a copy of the York County Curfew Ordinance for review.

-Pre-wetting system. The township has ordered a new truck with a pre-wetting system installed. The purchase of a brine making system is necessary. Motion by Mr. Jordan, second by Mr. Hahn, motion carried, to purchase the 800 gallon system under the state contract from Lancaster Truck Bodies, Inc. at the quoted price of \$8,800.00.

- OTHER BUSINESS:

-Mr. Hahn thanked the supervisors and the township staff for their consideration and concern for the death of his wife.

-Mr. Hahn had questions regarding the planning commission minutes. He is concerned with the preliminary plan waiver. Mr. Shue explained that the submission of a preliminary plan in this particular case is unwarranted due to the fact that no public improvements are proposed. Mr. Hahn said that the subdivision ordinance states that plans involving 4 or more lots shall submit a preliminary plan. Mr. Hahn does not think ordinance requirements should continue to be waived. Mr. Shue informed him that the board has the authority to waive any ordinance requirement when a unique situation is associated with an individual plan. Mr. Hahn wants to know why the township was not provided with a copy of the sketch plan that was addressed at the same planning meeting. Lou Anne explained that a sketch is a "concept" and administratively we have not required prior submission of sketch plans. The applicant explains to the individual board what they would like to do and asks for guidance from the boards. Mr. Hahn again states that the subdivision ordinance requires submission and outlines what is to be included in the submission. Lou Anne said that the office has never required the submission. Mr. Shue explained that the level of detail involved in a development would require or not require the submission of a formal sketch plan. This practice is county-wide, even state-wide and is not unique to this township. The review of a sketch plan is not a formal action by any board and allows discussion between the township and the developer. The ordinance recommends what a sketch should include, and to literally enforce the ordinance would discourage the open lines of communication. Mr. Hahn does not feel that the wording should be included in the ordinance if we are not going to enforce. Mr. Hahn will address his concerns during the township's update of the subdivision ordinance

-Mr. Hahn would like to schedule a recreation meeting to discuss the funds in the recreation account.

A meeting will be scheduled before the end of the year.

- ADJOURNMENT: Motion by Mr. Jordan, second by Mr. Hahn, motion carried, to adjourn the meeting at 8:00 p.m.

Respectfully submitted,

Lou Anne Bostic