

## Conewago Township Board of Supervisors

February 5, 2019

### **-Call to Order & Pledge of Allegiance:**

The regular meeting of the Board of Supervisors was held at the Township Municipal Building. The meeting was called to order by the Chairperson, at 7:00pm. Those in attendance were, Lorreta Wilhide (Chairperson), Daryl Hull (Supervisor), Tim Bupp (Solicitor), Terry Myers (Engineer) and Lou Anne Bostic (Manager).

### **-Recognition of Public Requests:**

- Vickie Smith, 5245 Bull Road, informed the Board that they have been cited for a zoning violation regarding vehicles and the accumulation of other items on the property. She stated that all the vehicles are legal and they have cleaned up the property but due to personal catastrophes they have not completed the work. Ms Smith requested an extension on the date to comply. She also stated that the zoning officer is not clear on what needs to be cleaned up and is harassing them and that he is not allowed on their property. Ms Wilhide informed her that the Board will look into the matter and find out exactly what needs to be done and granted an extension until the next Supervisors meeting. Ms Smith asked that the zoning officer contact them next week to set up another appointment to inspect the property.

-Thomas Heiland, 100 Greenspring Road, was present representing Quickel's Church requesting to use the township parking lot on March 6<sup>th</sup>. to hold an "Ashes To Go" event from 6 to 8 am. The Board did not have a problem with the request and told Mr. Heiland that the Church can hold the event.

-Curtis Knaub, 1595 Jug Road, presented his concerns regarding the proposed Target Shooting Safety Limits Ordinance. Mr. Knaub feels that the Ordinance needs to define and describe the backstop construction requirements. Mr. Hull explained that the NRA has been contacted a number of times for guidance and has not responded and he is not in favor of providing specifications without their guidance. Mr. Knaub was asked to contact the NRA and have someone contact Mr. Hull. Mr. Knaub presented his concern regarding the 150' safety zone requirement and he feels that will stop many people from using their properties for target shooting. Mr. Knaub complained that his response from Ms Bostic, township manger, regarding his request to review the proposed ordinance was unacceptable as he was informed that the document was unavailable. Mr. Knaub complained about other matters that he feels were not handled properly in the past by the manger. Ms Wilhide thanked him for his comments and the Board will take them into consideration.

-Mr. Knaub complained about the new landscape business located off Stahle Lane and the accumulation of stockpile material that is located on the property. The Board will have the zoning officer inspect the property.

**-Approval of Agenda:** Motion by Mr. Hull, second by Ms Wilhide, unanimously carried to approve the agenda as prepared. Vote: 2-0

**-Approval of Previous Minutes:** Motion by Mr. Hull, second by Ms Wilhide, unanimously carried to approve the previous minutes of January 7, 2019. Vote: 2-0

### **-Planning & Zoning:**

-Sheetz – Waiver requests:

The Board of Supervisors tabled action on the following Waiver requests at the February meeting:

1. Cloverleaf Road (T-929) is classified as a Minor Street within the Conewago Township Comprehensive Plan with a minimum right-of-way width of 50' and a minimum cartway width of 32'. Adequate right-of-way has been shown; however, the existing cartway is only shown to be 21' wide (Section 505.a).

The Developer has agreed to pay the fee in lieu of widening. The Board requested that estimates be provided for the estimate for their review. The Developers Agreement will need to include this condition if approved by the Board.

2. Sidewalks are required to be installed onsite (Section 509). The applicant has requested a waiver of this requirement. The Developer has agreed to pay the fee in lieu of widening. The Board requested that estimates be provided for the estimate for their review. The Developers Agreement will need to include this condition if approved by the Board.

The Board took action on the following Waiver requests:

- The applicant has requested a waiver of stormwater volume control requirements, Stormwater Management Ordinance Section 304. The township engineer recommended approval. Motion by Mr. Hull, seconded by Ms Wilhide, unanimously carried, to approve the waiver request.

Vote: 2-0.

- Waiver of curb radii, SALDO Section 506.c. The township engineer recommended approval. Motion by Mr. Hull, second by Ms Wilhide, unanimously carried, to approve the waiver request to modify the requirement to deter and prohibit the use of the access by commercial vehicles and tractor trailers. Vote: 2-0.

-Waiver of Stormwater Management Ordinance Section 307.I and 308.J. The township engineer recommended approval as all storm sewers on site will be directed to the proposed stormwater basin prior to site discharge. Motion by Mr Hull, seconded by Ms Wilhide, unanimously carried, to approve the waiver request. Vote: 2-0.

-Waiver of Stormwater Management Ordinance Section 309.C.1.f. The township engineer recommended approval. The developer proposes to connect the basin outflow pipe to existing storm sewer facilities within the street right of way. Motion by Ms Wilhide, seconded by Mr. Hull, unanimously carried, to approve the waiver request. Vote: 2-0.

-Sheetz – Land Development Plan.

The Board tabled action on the Land Development Plan at the February meeting due to numerous outstanding traffic and site configuration questions and outstanding comments on a motion by Ms Wilhide and seconded by Mr Hull, motion unanimously carried. Vote: 2-0.

-The Developer will be required to provide a Developers Agreement to address the Boards concerns.

-A time extension request was presented and accepted by the Board. The extension expires March 5, 2019.

-The following public comments were heard:

-Bernice Smith, 420 E. Butter Road, commented on traffic concerns and the need for a new traffic signal at the Cloverleaf and Trail intersection.

-Steve Devlin representing Henkels and McCoy, commented on traffic concerns with the traffic and site distance when exiting their property.

-Mr. Shultz, Butter Road, commented on traffic concerns.

-Supervisor Hull stated that the Developers Agreement will be created by the Developers Solicitor along with the Township Solicitor. Mr. Hull stated that a “good agreement” must be provided before he will vote for approval.

-The Developer is requesting Board approval tonight for the Township to provide an acknowledgement of development letter to PennDOT in order to allow Sheetz to submit the Highway Occupancy Permit plans.

Mr. Hull stated that the letter include information that the Township and independent traffic consult obtained by the township will be involved thru the process and the Township Solicitor and Township Engineer must review the letter before it is signed by the Township. Motion by Mr. Hull, seconded by Ms Wilhide, unanimously carried, to approve the letter with the above conditions. Vote: 2-0.

**-Reports:**

- Police Report, Sewer 2019 Budget Report, Building Permit Report and Ambulance Report- Motion by Mr. Hull, second by Ms Wilhide, unanimously carried, to approve the reports. Vote: 2-0

**-Treasurers Report:**

-Motion by Mr. Hull, second by Ms Wilhide, unanimously carried, to approve the January 2019 Financial Report. Vote: 2-0

**-Road Report:**

-Todd Smith, Public Works Director reported on the following:

- Copenhagen Road guide rail quote to furnish and install 50 lineal feet of guide rail at the intersection of Copenhagen and Hake Road to address an ongoing problem of traffic leaving the roadway. Motion by Ms Wilhide, seconded by Mr. Hull, unanimously carried, to approve the quote from L.S. Lee, Inc. in the amount of \$3,175.00. Vote: 2-0.

- Millcreek Park – quote from Kohler and Kohler, in the amount of \$12, 650.00, to install the second 24x40x10 pavilion at the park. Motion by Mr. Hull, second by Ms Wilhide, unanimously carried, to approve the quote. Vote: 2-0.

- Millcreek Park-quote from M.J. Delp Construction, in the amount of \$6,850.00, to install the concrete sidewalk from the walking path to the new pavilion and the pad for the pavilion. Motion by Ms Wilhide, seconded by Mr. Hull, unanimously carried, to approve the not to exceed \$6,850.00 quote. Vote: 2-0.

- Zion View Community Building improvements – quote from Kohr and Sons LLC, for new flooring, doors and various other improvements at the community building. Ms Wilhide informed the Board that 2 quotes were obtained. Motion by Mr. Hull, seconded by Ms Wilhide, unanimously carried, to approve the not to exceed \$30,000.00 quote. The current quote will be revised to remove the work that has already been completed by the township. Vote: 2-0.

-Memorial Plaques for purchase for the benches and trees. Research is pending.

**-Solicitors Report:** Attorney Bupp reported on the current Smith zoning violation status and informed the Board that Attorney Fields informed him that harassment is not an issue with this matter.

-Attorney Bupp presented the draft revised ordinance to require a safety zone for target shooting for the Board to review for approval to advertise at the next meeting. Mr. Hull asked that “All substances” be added to the ordinance and to remove the “first warning” option from the ordinance. Attorney Bupp informed the Board that violations are addressed in Section 5 of the draft ordinance presented this evening. Motion by Mr. Hull, seconded by Ms Wilhide, unanimously carried, to table any action until the March meeting. Vote: 2-0.

**-Engineers Report:** Terry Myers reported on the following:

-PennDOT response regarding the possible turn back of the Susquehanna Trail. Mr. Myers reports that no further response has been received from PennDOT.

-Request from E&J Holdings/Monarch was received requesting public improvements security release in the amount of \$16, 202.70. The Engineer stated that all work has been completed and the as built drawings are being provided to the township at this time. The Engineer recommends approval of the request. Motion by Ms Wilhide, seconded by Mr. Hull, unanimously carried, to approve the release. Vote: 2-0.

-Mr. Myers reported that the TRG Traffic study for the Canal Road and Susquehanna Trail was completed in 2014 and he believes PennDOT will require another study to address any improvements to the intersection and signal operation. Terry will confirm with PennDOT.

Mr. Hull suggested that we obtain financial help from all the new and proposed businesses that impact the intersection.

**-Unfinished Business:** None.

**-New Business:**

-Township Treasurer's Bond amount correction. The Liquid Fuel Auditors require the amount to be increased from \$250,000.00 to \$400,000.00 to cover the entire amount of the available liquid fuels disbursement. Motion by Ms Wilhide, seconded by Mr. Hull, unanimously carried, to increase the bond amount. Vote: 2-0.

**-Other Business:**

-Mr. Hull requested Attorney Bupp to look into the small wireless facilities bill and contact Attorney Cohen to obtain a "free" copy of a sample ordinance.

**-Adjournment:** Meeting adjourned at 8:50 pm

Respectfully submitted,

Lou Anne Bostic  
Manager