

**The Board's Minutes of the East Donegal Township Board of Supervisors
Held on January 7, 2010**

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, January 7, 2010 at 8:00 PM in the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta, PA 17547.

The meeting was called to order by Dennis J. Drager; Vice Chairman of the Board.

Roll call of Supervisors: Present were Dennis J. Drager; Vice Chairman, and John E. Murphy Jr.; Member. Also present were Jeffrey Butler; Township Manager. Barbara Stoner; Assistant Manager, Secretary and Treasurer to the Board.

Public attendance is attached.

An opportunity for the public to make comments on items not on the agenda.
Discussion limited to three minutes.

Mr. Jack Young, President of the Maytown East Donegal Township Historical Society introduced Gordon R. Nell, Sr., also of the Society. Mr. Nell presented the Board of Supervisors with a framed picture painted by the school students of Maytown Elementary School. The photo is a limited edition (number 50 of 297). The original painting is a 4'X6' oil painting hangs in the Maytown Elementary School. The painting was done by the students of Maytown Elementary grades one thru five. Mr. Nell stated this is a token of appreciation for the Board helping the Society purchase the property at 4 West High Street in the Village of Maytown. Pascale Herzog of the Society was also present. Mr. Nell showed the Board photos of the before and after of their Museum located at 4 West High Street.

An opportunity for the public to make comments on specific items on the agenda.
Discussion limited to three minutes. None was heard.

A motion was made by John Murphy and seconded by Dennis Drager to approve the Minutes for January 4, 2010. Discussion: None. Vote: Mr. Murphy; yes and Mr. Drager; yes. Motion carried.

A motion was made by John Murphy and seconded by Dennis Drager to approve the Treasurer's Reports for the Municipality and the Fire Department. Discussion: None. Vote: Mr. Murphy; yes, Mr. Drager; yes. Motion carried.

A motion was made by John Murphy and seconded by Dennis Drager acknowledging receiving Balance Sheets and Accounting Sheets (Budget Reports) for all Township Funds which were mailed to each Board member. Discussion: None. Vote: Mr. Murphy; yes and Mr. Drager; yes. Motion carried.

At this time Mr. Drager opened the Conditional Use Hearing for the Friedenbergh Amish Parochial School.

Mr. Butler stated the Public Hearing was advertised in the Lancaster Newspapers on December 23rd and 30th of 2009. Proof of Publication is available for review.

Mr. Drager stated the Application of the Board of Friedenberg Amish Parochial School, 335 Eby Chiques Road, Mount Joy, PA 17552 holders of a land lease agreement on premises at 1310 Harrisburg Avenue, Mount Joy, PA 17552, to permit a private school in the agricultural district (A), Pursuant to Chapter 27, Part 5, Section 502.2B.(5) and Chapter 27, Part 9, Section 935, of the Code of Ordinances of the Township of East Donegal, October 14, 1993, as amended. The property is under the record ownership of John S. and Lizzie E. Beiler, 1310 Harrisburg Avenue, Mount Joy, PA 17552 and shown as Tax Parcel Account 150-5841800000.

The full text of this conditional use application was open for examination at the Municipal Building, 190 Rock Point Road, Marietta, PA 17547 Monday through Thursday between 8:00 AM and Noon.

Mr. David Stoltzfus explained the project as follows: As you access the farm lane of John S. and Lizzie E. Beiler off of Harrisburg Avenue a 30'by44' school house is proposed. It will currently hold 20 students with the capacity of 36 students. It encompasses two school districts, Elizabethtown and Donegal. The applicant currently holds a lease agreement for a portion of the property located at 1310 Harrisburg Avenue, Mount Joy, East Donegal Township. The property located at 1310 Harrisburg Avenue lies within the Agricultural zoning district. The Parochial School is provided for under Chapter 27, Part 5, Section 502.2.B.(5) of the Township Code of Ordinances. The specific regulations for the Private School use are contained in Chapter 27, Part 9, Section 935. This is not a land purchase but a lease agreement between the Amish Steering Committee and Mr. & Mrs. Beiler.

The applicant stated that they can meet the requirements of the conditional use as follows:

The area leased to the applicant for the proposed Private School is less than one (1) acre in size.

The property is located within the Agricultural District.

The proposed Private School will be located off the public roadway and adjacent to a private lane that accesses the Beiler farm. The students will ride a bus which will use the lane access to drop off students. No students will be crossing a lane of traffic. The leased area will be surrounded by a fence which will have a gate for persons to enter. This will eliminate vehicles having direct access to the building.

The Friedenberg Board is hoping to have the school opened for class in 2010.

A letter of review has been submitted by DC Gohn dated January 6, 2010 concerning a "No Harm" impact for the site. Also, DEP approved of the holding tank.

The Original Application by the School will be marked "Applicant's Exhibit A".
The letter of DC Gohn dated January 6, 2010 will be marked "Applicant's Exhibit B".

The Lancaster Newspaper Proof of Publication will be marked "Board's Exhibit A".
The Review letter of Jeffrey L. Butler; Township Manager, dated January 6, 2010 will be marked "Board's Exhibit B".

This application was voted upon favorably by the East Donegal Township Planning Commission

and moved onto the Board of Supervisors for action at their regular meeting held Thursday, January 7, 2010 at 7:00 PM.

No further testimony was heard the hearing was closed by a motion made by John Murphy and seconded by Dennis Drager. Discussion: None. Vote: Mr. Murphy; yes, and Mr. Drager; yes. Motion carried.

A motion was made by John Murphy and seconded by Dennis Drager to approve the Conditional Use as submitted by the board of the Friedenbergs Amish Parochial School subject to the DC Gohn letter dated January 6, 2010 and the review letter of Jeffrey L. Butler dated January 6, 2010.

Consent Calendar:

A motion was made by John Murphy and seconded by Dennis Drager to approve items a,b,c,and d on the consent calendar as listed below. Discussion: None. Vote: Mr. Murphy; yes, and Mr. Drager; yes. Motion carried.

- a. Approved receipt of the proposed zoning text amendment from the Donegal School District. The hearing will be advertised for February 4, 2010. The East Donegal Township Planning Commission took favorable action on this matter at their regular meeting held on January 7, 2010 and forwarded the request to the Board of Supervisors for further review.
- b. Approved the Waiver of the Land Development Plan – 1310 Harrisburg Avenue, Mount Joy, East Donegal Township for the Friedenbergs Amish Parochial School, David Stoltzfus.
- c. Approved Castleton Open Space Reduction #2. There is currently \$198,527.70 being held in escrow. Per inspection by Jeffrey L. Butler; Manager \$82,845.00 has been approved for release. This leaves a remaining balance of \$115,682.70.
- d. Approved James Embly to the East Donegal Township Park Commission term to expire 12/2013

For the month of December 2009. The Susquehanna Regional Police Department responded to 248 incidents. 47 in Conoy Township, 140 in East Donegal Township, 61 in Marietta Borough.

Zoning Officers Report: For the month of December 2009 Permit 009150 thru Permit 009155 were issued. The amount submitted by Nancy Lenge, Zoning Officer was \$3,358.00.

Maytown/East Donegal Township Fire Department: No report received at this time.

Northwest Emergency Medical Services, Inc.: The ambulance and MICU activity for December has been 38 calls. Their coverage of our area has been 437 calls in the year 2009.

Fire Department Mount Joy: For the month of December the Department responded to zero first due calls and 1 mutual aid in East Donegal Township.

Rheems Fire Department: No report received at this time.

There being no further business brought before the Board the meeting was adjourned at 8:20 PM by a motion made by John Murphy and seconded by Dennis Drager.

Respectfully Submitted

Barbara A. Stoner
Secretary

Announcement:

The next regular meeting of the Board of Supervisors will be held on Thursday, February 4, 2010 at 8:00 PM