

**The Board's Minutes of the East Donegal Township Supervisors
Held on June 3, 2010**

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, June 3, 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 Allen D. Esbenshade; Chairman of the Board.

Mr. Murphy led with a Prayer and Pledge to the Flag.

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

Public attendance is attached.

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

None was heard.

A motion was made by Dennis J. Drager and seconded by John E. Murphy to approve the Minutes for May 6, 2010. Discussion: None. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, and Mr. Drager; yes. Motion carried.

A motion was made by John E. Murphy and seconded by Dennis J. Drager to approve the Treasurer's Reports as presented for the Municipality and the Fire Department. Discussion: None. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes abstaining from check #44763, and Mr. Drager; yes. Motion carried.

A motion was made by Dennis J. Drager and seconded by John E. Murphy acknowledging receipt of Balance Sheets and Accounting Sheets (Budget Reports) for all Township Funds for April 2010 and May 2010. Discussion: None. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, and Mr. Drager; yes. Motion carried.

Consent Calendar:

c. Mr. Esbenshade introduced Dwight Wolgemuth of Florin Farms who would like to construct two small additions on the existing property. The building in the front is for part storage of the existing hatchery incubators and the building in the rear is a cold room for fresh eggs. The additions total approximately 4,000 sq. ft. They have an old chicken house and will be taking down a portion of that building so they do not exceed their lot coverage. They will use the existing well from the feed room. The property has two wells they are using. Mr. Butler stated they will have to address stormwater for the front addition that is not on an existing pervious area. Florin Farms will need to show by calculations whether they (through the reduction) meet the requirements or not. If they do not, they will need to provide some sort of

onsite detention. Mr. Butler stated they will need to go through the Zoning Permit process. He further stated if the request is approved this evening the waiver does not relieve Florin Farms, Inc., of their responsibility to comply with all applicable Township zoning, building and stormwater management regulations. The approval if granted relieves Florin Farms, Inc., from filing a land development plan with the East Donegal Township Planning Commission and the Lancaster County Planning Commission and having a recorded plan at the end of the day. A waiver of this plan was considered and approved by the East Donegal Township Planning Commission at their regular meeting on June 3, 2010 at 7:00 PM.

A motion was made by John Murphy and seconded by Dennis Drager to approve item c, (from the consent calendar) a request granting Florin Farm Hatchery, Inc., a Waiver of the land development plan processing procedure for the proposed building additions on their property located at 625 Kraybill Church Road. Discussion: None. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, and Mr. Drager; yes. Motion carried.

d. Mr. Esbenshade introduced David Porter of Retted Associates. He is representing Texas Eastern Transmission – Spectra Energy. Spectra Energy would like to erect a 1,400 square foot regulator building to encompass the mechanical equipment of their new proposed pipe line which will enter this site, at their Marietta Station. The property is zoned industrial. Mr. Porter stated that a waiver of a Land Development Plan is necessary because they will not have storm water management since they are sighting an impervious item on top of an existing impervious area. They will provide a site improvement and erosion sediment plan.

Mr. Butler asked Mr. Porter to show the proposed improvement on the aerial plan which he did. The property is bound on the north by Maytown Road and on the south by River Road.

There will be no office space and no bathroom facilities in the improvement, just a cover building.

A waiver of the Land Development Plan was considered and approved by the East Donegal Township Planning Commission at their regular meeting on June 3, 2010 at 7:00 PM. No other discussion was held.

A motion was made by John Murphy and seconded by Dennis Drager to grant the request of a Waiver of the Land Development Plan for Spectra Energy (Texas Eastern Transmission LP). They are planning modifications to their facilities in East Donegal Township as part of their TEMAX TIME III project. These modifications will include the replacement of one of their existing pipelines as well as additional pressure regulating equipment at the Marietta compressor station. These regulators will be sheltered by 24' by 57' building. Discussion: Mr. Butler added that the granting of this waiver request for the land development plan processing procedure for the proposed building on the Marietta compressor station property located at 1462 River Road does not relieve Texas Eastern – Spectra Energy from their responsibility to comply with all applicable Township zoning, building and stormwater management regulations. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, and Mr. Drager; yes. Motion carried.

A motion was made by John Murphy and seconded by Dennis Drager to approve items a, b, e, f, g, h, and i on the consent calendar. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, and Mr. Drager; yes. Motion carried.

- a. Consider the increase in hourly rate of pay for Jacob Bair to \$14.00 effective May 3, 2010.
- b. Consider authorizing Mount Joy Borough Authority to draw down from the allotment of East Donegal Township 12 EDU's of water and 8 EDU's of sewer.

Based on the 2001 study the existing high school was allocated 25 EDU's of water capacity and 19 EDU's of sewer capacity. Using the supplied values of 1,200 students and 6252 GPD consumption the Authority has determined an additional 12 EDU's of water and 8 EDU's of sewer are needed to obtain the projected needs. After reviewing the calculations for the new school previously submitted by K&W Engineers the Mount Joy Borough Authority (MJBA) has determined there is sufficient capacity within the system to provide the requested services. The proposed new school is located in East Donegal Township; therefore authorization must be approved from the Township to release the additional EDU's from their allocation. The MJBA will request a letter from the Township authorizing to draw down from their allotment.

- e. Approved the release of the Letter of Credit for Ralph Weinhold of 535 Farmview Lane, Mount Joy, PA. The amount currently being held by Blue Ball Bank is \$91,333.00.
- f. Approved exercising the one year extension on the current trash and recycling contract with York Waste. Current contract is \$108.01 per unit. The new calculated unit fee for October 1, 2010 to October 1, 2011 will be \$113.52.
- g. Approved revising Resolution 2010-7 by adding a paragraph to have the Board of Supervisors designate who may sign the cost agreement for Penn DOT in the Chairman's absence. This revision will take place in Resolution 2010-7A. This Resolution pertains to the improvements at Route 441 (River Road) and Ore Mine Road intersection.
- h. Approved recognizing the Craig Heisey Memorial 5K race that will be organized by Jessica McDonald. Also, the run, walk or jog event to benefit Rainbow's End Youth Center and a Donegal High School future scholarship beginning in 2011. The date is Saturday June 26th, 2010 (rain or shine). The location will be Donegal High School. The course will be an out-and-back course, using Koser Road and Pinkerton Road only. The race time will be 8:30 AM and the kids' race will begin at approximately 9:45 AM. Jessica has supplied the Township with a Certificate of Insurance.
- i. Approved the box changes as proposed by the Maytown – East Donegal Township Fire Department. Re: Auto Alarms, Boater in Distress, and switch 7-1 and 7-10 Tankers from 3rd to 2nd and 2nd becomes 3rd.

Police Report: For the month of April 2010. The Susquehanna Regional Police Department responded to 298 incidents for the month of April, 54 in Conoy Township, 178 in East Donegal Township, 66 in Marietta Borough.

Zoning Officers Report: For the month of May 2010, Permit# Z 010057 thru Permit 010077 were issued. The amount submitted by Nancy Lenge, Zoning Officer was \$5,598.00.

Maytown/East Donegal Township Fire Department: For the month of May 2010 no report was received.

Northwest Emergency Medical Services, Inc.: The ambulance and MICU activity for May 2010 was 41 calls. Their coverage of our area has been 197 calls to date.

Fire Department Mount Joy: For the month of May the Department responded to three first due calls and 5 mutual aid calls in East Donegal Township.

Rheems Fire Department: No report given at this time.

Mr. Esbenshade asked if there was any other business to be brought before the Board.
None was heard

Adjournment:

There being no further business to come before the Board a motion was made by Dennis Drager and seconded by John Murphy to adjourn at 9:02PM.

Respectfully Submitted

Barbara A. Stoner
Secretary

Announcement:

The next regular meeting of the Board of Supervisors will be held on Thursday, July 1, 2010 at 8:00 PM