

East Donegal Township  
Board of Supervisors  
Meeting Minutes  
March 5, 2015

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, March 5, 2015 at 7:30 PM in the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta, PA 17547.

The meeting was called to order by Supervisor Dennis J. Drager.

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

Mr. Keith Vogt, Colebrook Road, inquired about the reappointment of Robert Smeal, as stated in the January 5, 2015 meeting minutes. The Board informed Mr. Vogt that the reappointment was to the Municipal Water Authority.

The Board approved the minutes for February 5, 2015, by a motion made by Mr. Esbenshade and seconded by Mr. Murphy. Discussion: None. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, Mr. Drager; yes. Motion carried. Mr. Drager announced that an executive session was held by the Board with the Township on Friday, February 13, 2015, for the purpose of reviewing a potential real estate transaction.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to approve the Treasurer's Reports for the Township and Maytown East Donegal Township Fire Department and approve the payment of all bills. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

Mr. Drager acknowledged the receipt of the Balance Sheets for all Township Funds which were mailed to each Supervisor dated February 17, 2015.

Old Business.

Nelson and Mary Ginder – Request for Change to Urban Growth Boundary – Pinkerton Road  
A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to schedule the required public hearing on this request to amend the Township Comprehensive Plan by the removal of the property at 508 Pinkerton Road for the regular meeting of the Board of Supervisors on Thursday, April 2, 2015. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

New Business.

Noah W. Kreider & Sons, LLP. Poultry Expansion Stormwater Management Plan – 1119 Colebrook Road – Prepared by TeamAg Inc.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to approve the Stormwater Management Plan for Noah W. Kreider and Sons, LLP Proposed Poultry Expansion, prepared by TeamAg, Inc., dated July 31, 2014, last revised January 8, 2015 and grant the following modifications to Township requirements:

Modification to Chapter 28, Part 3, Section 304.E. –To permit stormwater to be transferred from one sub-watershed to another that does not join together within the perimeter of the site.

The approval of the Stormwater Management Plan and the granting of ordinance modifications are subject to the following conditions:

Compliance with the review comments outline by David Miller/Associates, Inc. in a review letter dated February 16, 2015.

All plan certificates shall be completed and appropriate seals affixed prior to submission of plan for Township signature.

The Applicant's written acceptance of the conditions within thirty (30) days from receipt of written notice of plan approval by the Township Board of Supervisors, on a form provided by the Township.

If the conditions are not accepted, the approval by the Board of Supervisors will be revoked, and the application will be denied for the reasons listed as conditions of approval of the Plan and ordinance modifications.

Discussion: Cameron Renchan, Team Ag, Inc., was present to discuss the stormwater design to accommodate the planned poultry operation expansion. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Request for Reduction/Release of Financial Securities – Final Land Development Plan for New Donegal High School.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to approve the reduction in the Financial Securities posted for the Final Land Development Plan for the New Donegal High School by \$47,711.77, as recommended in the letter from David Miller/Associates, Inc., dated March 5, 2015. Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Michael Lewis Poultry Barn #3 Stormwater Management Plan – 1851 Landis Road – Prepared by TeamAg Inc.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to approve the Stormwater Management Plan for Michael Lewis Poultry Barn #3, prepared by TeamAg, Inc., dated September 30, 2014, last revised February 24, 2015 and grant the following modifications to Township requirements:

Modification to Chapter 28, Part 3, Section 304.E. –To permit stormwater to be transferred from one sub-watershed to another that does not join together within the perimeter of the site.

The approval of the Stormwater Management Plan and the granting of ordinance modifications are subject to the following conditions:

Compliance with the review comments outline by David Miller/Associates, Inc. in a review letter dated March 2, 2015.

All plan certificates shall be completed and appropriate seals affixed prior to submission of plan for Township signature.

The Applicant's written acceptance of the conditions within thirty (30) days from receipt of written notice of plan approval by the Township Board of Supervisors, on a form provided by the Township.

If the conditions are not accepted, the approval by the Board of Supervisors will be revoked, and the application will be denied for the reasons listed as conditions of approval of the Plan and ordinance modifications.

Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

Resolution No. 2015-3, A Resolution of the Board of Supervisors of the Township of East Donegal, Lancaster County, PA authorizing the execution of an Agreement with the PA Department of Transportation for the Northwest Lancaster County River Trail.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to approve the adoption of Resolution No. 2015-3 authorizing the execution of a Federal Aid Reimbursement Agreement with the Pennsylvania Department of Transportation for the Northwest Lancaster County River Trail.

Discussion: Mr. Butler explained that the agreement allows for the reimbursement of expenses associated with the purchase and installation of wayfinding signs for the Northwest Lancaster County River Trail. Funding for the signage was awarded through a 2012 Smart Transportation Grant. The five municipalities through which the trail passes worked together for a common sign design along the trail corridor.  
Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

Ordinance No. 2015-4, Prohibiting Parking along east side of northbound PA Route 441.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to approve the adoption of Ordinance 2015-4 amending the Township Code of Ordinances to prohibit parking along the east side of the northbound lane of Pennsylvania SR0441 from the Township boundary with West Hempfield Township to Mount Pleasant Road.

Discussion: Mr. Butler explained that prohibiting parking along Route 441 was one of the recommendations made to address potential parking issues associated with the growing popularity of the Northwest Lancaster County River Trail and an attempt to guide people to the parking lot on Furnace Road instead of parking along Route 441. West Hempfield Township is also taking action to limit parking along Route 441 in this area. It's unknown whether Marietta Borough is considering a parking restriction. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### 2015 Contribution to Lancaster County Drug Enforcement Task Force.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to approve a contribution of \$7,755.00 to the Lancaster County Drug Enforcement Task Force for the year 2015.

Discussion: Mr. Butler explained that the amount is \$1.00 per resident, based on the 2010 census information. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Northwest Lancaster County River Trail Signage Agreement.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to execute the Federal Aid Reimbursement Agreement with the Pennsylvania Department of Transportation for the Northwest Lancaster County River Trail.

Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Cub Pack 150 Soap box Derby.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to approve the closure of Eleanor Drive and Vista Drive to permit the Cub Scout Pack 150 soap box derby to be held on Saturday, May 16, 2015, subject to submittal of the appropriate Certificate of Insurance citing East Donegal Township as an additional insured party

Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Pennsylvania Tourist Oriented Directional Signs Program Agreement.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to execute the Pennsylvania Tourist Oriented Directional Signs Program Agreement with the Pennsylvania Tourism Signing Trust for Tourist Oriented Directional Signs associated with the Northwest Lancaster County River Trail.

Discussion: Mr. Butler explained that the 2012 Smart Transportation Grant awarded to cover the cost of wayfinding signs associated with the Northwest Lancaster County River Trail included Tourist Oriented Directional Signs. These are the oversized, typically blue in color, signs providing direction, and in some instances distance, to attractions. The signs for this project are green in color. The design, fabrication and placement of these signs are governed by PennDOT's Pennsylvania

Tourism Signing Trust. The agreement outlines the Township's responsibility for maintenance and replacement of these signs. It was indicated that the signs cost \$800.00 per sign. Vote: Mr. Murphy, no; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Temporary Location of Township Meetings.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to approve holding the May 7, 2015, June 4, 2015, July 2, 2015, August 6, 2015, September 3, 2015, October 1, 2015 and November 5, 2015 meetings of the Board of Supervisors and Township Planning Commission at the Milanof-Schock Library, 1184 Anderson Ferry Road, Mount Joy.

Discussion: The Board indicated that the move was needed as the municipal building renovation moves to Phase 2. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Advertise for the Receipt of Bids for Roadway Materials (Asphalt and Aggregate) for 2015.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to authorize the Township Roadmaster to advertise for the receipt of bids for the roadway materials as required for the completion of projects undertaken by Township Public Works.

Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Advertise for the Receipt of Bids for Roadway Improvements to Ore Mine Road.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to authorize the Township Roadmaster to advertise for the receipt of bids for the completion of roadway improvements, to include widening, curbing, sidewalk and grading, to Ore Mine Road in the area of the access drives to Sheetz and Community Bible Church.

Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Donegal High School Boys Soccer Booster Club 5k and 10k run at Riverfront Park.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to approve the request from the Donegal High School Boys Soccer Booster Club for use of Riverfront Park to host a 5k and 10k run to be held on Saturday, July 18, 2015, subject to submittal of the appropriate Certificate of Insurance citing East Donegal Township as an additional insured party.

Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Conditional Use Application – Legion Building

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to forward the Conditional Use Application for a Residential Conversion use within the Urban Extension Residential District (R-3) to the Township Planning Commission for review and recommendation and schedule the required Public Hearing on the Application for the May 7, 2015 meeting of the Board of Supervisors.

Discussion: Mr. Butler explained that the applicant has purchase the former American Legion Building and is intending to reuse the building as two residential units. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Nelson and Mary Ginder – Petition for Addition to Agricultural Security Area – Pinkerton Road

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to acknowledge receipt of the petition of Nelson K. and Mary L. Ginder for the addition of 46.33 acres located at 508 Pinkerton Road to the Agricultural Security Area of East Donegal Township and authorize the forwarding of the petition to the Township Planning Commission and Township Agricultural Security Area Advisory Committee for review and recommendation schedule the required public hearing on this petition for the regular meeting of the Board of Supervisors on Thursday, May 7, 2015.

Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### DCNR Grant Application – April 16, 2015 Deadline - Riverfront Park Wetland Trail

Mr. Butler explained that the Township Park Commission discussed various projects that could be submitted as an application for funding through a PA Department of Conservation and Natural Resources grant. The Board agreed that the project involving a trail and boardwalk within the restored wetland area of Riverfront Park would be a suitable application.

#### Review of Township Zoning Ordinance

Mr. Butler explained that the Township adopted the current comprehensive plan in 2011. The review and update of the Township zoning ordinance should be done. Craig Underwood, Township Zoning Officer and Building Code Official, has prepared an approach and schedule for that update. Mr. Underwood will be presenting additional information at the next Township Planning Commission meeting.

Mr. Keith Vogt, Colebrook Road, indicated he was part of the group that worked on the current zoning ordinance and would be willing to assist in the effort.

#### Memorial Day Antique, Art Craft and Collectible Show 2015 – Request for Road Closures (North River Street, South River Street, East High Street and West High Street)

Mr. Butler explained the request. He indicated that a PennDOT Special Event Permit would be needed to close River Street, Route 743, and that previously the Board has

started to look at alternative to closing the main street through Maytown for all day events due to the issues associated with detouring truck traffic. There was discussion regarding past events and whether River Street was closed for those events.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to follow the past practice for closure of River Street, and if closed previously, permit the closure for the May 25, 2015 event. Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Establishment of East Donegal Township Board of Supervisors Scholarship Program

Mr. Butler presented the revised program information and application. He indicated that a draft of the information was provided to the Donegal School District, but that no comments have been received.

Mr. Keith Vogt, Colebrook Road, asked who will sit on the selection committee and if the committee will be reading the 500 word essay required with the application. The Board indicated they were the selection committee and could take the time to read and review the submissions.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to forward the final information and application to the Donegal School District to establish the \$1,000.00 scholarship for a graduating East Donegal Township resident. Discussion: None. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

#### Mount Joy Chamber of Commerce Annual Benefit Banquet and Auction – Friday, April 17, 2015

#### Lancaster County Association of Township Supervisors' Spring Meeting – Tuesday, March 31, 2015.

All three supervisors indicated a desire to attend this meeting.

#### Lancaster County Association of Township Supervisors – Survey of Ideas

Mr. Butler indicated that the Association is looking for suggestions for further meetings topics and educational opportunities. Board members stated that additional information regarding stormwater MS4 requirements would be helpful. Mr. Butler stated he will forward that suggestion to the Association.

#### Lancaster County Preservation Trust 2015 Government Support Request

#### February Roadmaster Report

Copies of the report were provided to the Board.

#### February Zoning/Building Report

Copies of the report were provided to the Board. For the month of February 2015, Permit #Z-015004 through Permit #Z-015004 was issued for a total value of \$116,350.00. Total Zoning Fees collected equaled \$4,177.00.

#### Memorial Day Parade Committee

Mr. Esbenshade indicated that a meeting of residents interested in trying to keep the Memorial Day parade going was held. There is enough interest that a second meeting is scheduled for March 18, 2015. All those interested in assisting with the parade planning efforts are encouraged to attend.

Northwest Emergency Medical Services Report: For February 2015 Northwest EMS responded to 50 calls in East Donegal Township. The total calls within East Donegal Township for the year is 101.

Fire Department Mount Joy Report: For the month of February 2015, the Fire Department Mount Joy responded to 1 first due in East Donegal Township.

Maytown East Donegal Township Fire Department: No report was given at this time.

Rheems Fire Department: No report was given at this time.

#### Liaison Assignment Reports

Administration/Personnel - Supervisor Esbenshade – None.

Finance - Supervisor Murphy – None.

Parks and Recreation - Supervisor Esbenshade – None.

Planning and Development - Supervisor Drager – None.

Public Safety - Supervisor Murphy announced that the Maytown East Donegal Township Fire Department is undertaking a fundraising mailing for the proposed building project. They will be developing a budget based on the return from the mailing.

Public Works - Supervisor Drager indicated that the winter weather has kept the public works crew busy.

Mr. Esbenshade indicated that someone approached him regarding the veteran's monument currently on the former American Legion property. No one knows the status on the monument and whether the new owner has plans to move or remove the monument. The Board members expressed a willingness to allow the monument to be placed on Township property, however, the cost of moving and placing the monument should not be at the Township's expense.



### Adjournment

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to adjourn at 8:50 PM.

Respectfully Submitted,  
Jeffrey L. Butler, Township Secretary

The next meeting of the Board of Supervisors will be held on **Thursday, April 2, 2015 at 7:30 PM**