

The Board's Minutes of the East Donegal Township Board of Supervisors
Held on May 4, 2017

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, May 4, 2017, 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.

Roll call of Supervisors: Present were Dennis J. Drager, Chairman; Allen D. Esbenshade, Vice Chairman; John E. Murphy, Jr., Supervisor and Jeffrey Butler, Township Manager.

Mr. Kevin Emenheiser, 3 Railroad Avenue, stated his concern regarding work being done on a neighboring property without a permit. He indicated that he called the office to report the issue but that nothing has been taking place. Mr. Craig Underwood, Township Zoning Officer/Building Code Official stated that he is aware of a number of issues within the Rowena area of the Township. As one issue is being addressed, that leads to the resident pointing out other potential issues with neighboring property. He stated that he continues to work with all the residents of area to gain compliance.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to recess the public meeting and convene a public hearing on the conditional use application of Robert E. and Corinne C. Kline. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

Matthew Creme, Township Solicitor, explained that the hearing was to consider the conditional use application filed by Robert E. and Corinne C. Kline to permit the expansion of an existing mobilehome park by the addition of an approximately 0.21 acre parcel of land to permit the proposed use of one additional mobilehome dwelling unit. He provided the Board and those in attendance with the general format for the public hearing on the application. He also indicated that a stenographic record of the hearing was being made.

In response to Mr. Creme's inquiry regarding those seeking party status to the hearing, no one in attendance indicated an interest. Mr. Creme indicated that the application to the Township was provided to the Township Planning Commission for review and that the hearing was advertised and property posted with a notice, in accordance with the requirements of the state statutes.

Ms. Stacey Betts, attorney representing the applicant, provided the Board of Supervisors with details regarding the request of the application. She stated that the Kline's purchased the 40-unit mobile home park in 1972. They then purchase an adjacent lot, with a dwelling unit

located on it, in 2014. They then removed the dwelling for the adjacent lot. It is on this lot that the applicant requests the approval to place a mobilehome and add the lot to the existing mobilehome park.

The property is located in the Planned Commercial Zoning District. The lot to be added to the mobilehome park is 0.21 acres in size.

Ms. Betts addressed the requirements of Section 928 of the Township Zoning Ordinance and indicated the application's compliance with the requirements.

The applicant, Mr. Robert Kline, indicated that the information provided by Ms. Betts accurately reflects the facts. He restated that the proposal is for the placement of one additional mobilehome only.

Mr. Creme asked the applicant if they would be willing to accept conditions placed on any approval of the Board of Supervisors that requires the lots to be joined in common, connection of the new mobilehome to the public sewer through the internal system of the mobilehome park and the public water system and processing the appropriate plans through the Township for approvals. Mr. Kline indicated they would accept conditions as presented.

Mr. Craig Underwood, Township Zoning Officer/Building Code Official stated that he has reviewed the application presented for approval. His review of the application has indicated that the plan presented with the application meets all aspects of the Township Zoning Ordinance and the Township Mobilehome Park Ordinance. Mr. Underwood also presented the recommendation of the Township Planning Commission. He stated that the Planning Commission recommended approval of the conditional use request.

Mr. Creme announced the opportunity for public comment on the application. There was none.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to close the public hearing on the conditional use application. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve Applicant's request for conditional use approval under Section 928 of the Township Zoning Ordinance for the expansion of an existing mobilehome park by the addition of an approximate 0.210 Acre parcel of land to permit the proposed use of one additional mobilehome dwelling unit, subject to the following conditions:

Applicants are bound by the testimony and evidence presented by the hearing.

Applicants shall obtain all necessary permits and approvals as required by applicable ordinances and regulations of the Township as well as Commonwealth and Federal agencies including but not limited to compliance with the building code.

Applicants shall process an add-on plan to join Lot #1 and Lot #2 as shown on Applicant's Exhibit #1 into a single lot of land.

Applicants shall connect the proposed additional mobilehome dwelling unit to public sewer as a part of the existing private mobile home park sewer collection system which is in turn connected to the East Donegal Sewer Authority public sewer system.

Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager, yes.

Mr. Scott Hain, P.E., David Miller/Associates, Inc. and Mr. Michael Lasala, LandStudies, Inc., were present to discuss the progress made in the preparation of the Township's Pollution Reduction Plan. The Plan is a requirement of the Township's application for renewal of a NPDES Permit. As an existing Permit holder, the 2018 Permit Application must be filed in September 2017.

The Plan calculates the existing sediment loading within the waterways of the Township. The Plan must identify how the Township will reduce the existing loading by 10% during the 5-year NPDES Permit period.

Mr. Hain and Mr. Lasala provided a brief explanation of the two methods accepted in the calculation of current loading and projected reductions. The method of calculation may have an impact of the effectiveness of projects proposed that result in loading reductions. Therefore, the work being done to prepare the Plan is using both methods in an effort to find the most cost-effective projects for inclusion in the Plan.

Mr. Lasala stated that floodplain restoration projects provide the greatest benefit in calculated loading reduction. Therefore, they have explored potential locations for floodplain restoration projects. One preliminarily identified is Evans Run in the area of Route 441. The project also provides an opportunity for moving together with Marietta Borough, therefore benefiting both municipalities.

Mr. Hain indicated that the Pollution Reduction Plan must go through a public review process prior to the submittal of the NPDES Permit in September 2017. Therefore, they expect to be back in June with more specifics on proposed projects, expected load reductions and estimated project costs.

The Board approved the minutes for April 6, 2017, 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.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to approve the Treasurer's Reports for the Township and approve the payment of Township bills. Discussion none. Vote: Mr. Murphy, yes, abstaining from the vote on check #49822 payable to Union Community Bank; 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 and dated April 27, 2016.

Old Business.

Request for Release of Financial Securities – Stormwater Management Plan for the Donegal Varsity Softball Field.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the reduction of the Financial Securities posted for the Stormwater Management Plan for the Donegal Varsity Softball Field in the amount of \$91,808.50.00, as recommended in the letter from David Miller/Associates, Inc., dated April 27, 2017.

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

Request for Release of Financial Securities – Jay Kauffman Final Subdivision Plan.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve the release of the Financial Securities posted for the Jay Kauffman Final Subdivision Plan in the amount of \$47,913.80, as recommended in the letter from David Miller/Associates, Inc., dated May 2, 2017.

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

Award Contract for Park Walking Trail Paving Projects.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to award the contract for the paving of walking trails within Fuhrman Park and Longwood Square Park to Rholan Paving, LLC, based on bids received and opened on Tuesday, May 2, 2017 and listed below:

COMPANY	BID SUBMITTED
Rholan Paving, LLC	\$37,618.00
Farhat Excavating, LLC	\$45,570.00

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

Award Contract for Roadway Paving of Waterford Avenue and Chestnut Street.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to award the contract for the paving of Waterford Avenue and Chestnut Street to Pennsy Supply, Inc., based on bids received and opened on Tuesday, May 2, 2017 and listed below:

COMPANY	BID SUBMITTED
Pennsy Supply, Inc.	\$44,253.46

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

Award Contract for Traffic Signal Improvements at PA Route 441/PA Route 23.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to award the contract for traffic signal improvements at PA Route 441 and PA Route 23, to Herr Signal & Lighting Co., Inc., based on bids received and opened on Thursday, April 13, 2017 and listed below:

COMPANY	BID SUBMITTED
Herr Signal & Lighting Co., Inc.	\$161,420.90
Telco, Inc.	\$169,017.35
C.M. High, Inc.	\$178,800.00
Wyoming Electric & Signal, Inc.	\$188,514.90

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

New Business.

Township 2017 Scholarship Program.

Supervisor Drager announced James A. Landis as the 2017 Scholarship winner. James was not present.

Authorization to Hire Part-Time Seasonal Parks/Public Works Help

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the hiring of Micheal Helton for seasonal part-time parks and public works position at an hourly rate of \$13.00 an hour.

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

Concessionaire Agreement

A motion was made by Mr. Murphy, and seconded by Mr. Murphy, to approve entering into a Concessionaire Agreement with Chiques Rock Outfitters for use of small concrete block building within Riverfront Park for rental of canoes/kayaks and bicycles for the remainder of this year.

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

Uniform Construction Code Inter-Municipal Agreement

Mr. Butler updated the Board regarding the status of the proposed changes to the inter-municipal uniform construction code cooperation agreement with Conoy Township,

Elizabethtown Borough, Marietta Borough, Mount Joy Township and West Donegal Township. A revised agreement has been provided to participating municipalities for review and comment. Following the recent of the comments, and revision if needed, the amended agreement will be presented for approval by the Board. The amendment agreement will be authorized by ordinance.

Zoning Ordinance Update

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to authorize the Township Zoning Officer to direct the Township Solicitor to prepare the appropriate ordinance for consideration of the proposed update to the Township Zoning Ordinance.

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

April 2017 Zoning/Building Report

Copies of the April 2017 report were provided to the Board. For the month, 17 Zoning Permits and 3 UCC Permits were issued. The total value of construction authorized equaled \$567,819.00. Permit fees collected totaled \$5,464.00.

April 2017 Roadmaster Report

The Board received copies of the April 2017 Roadmaster Report prepared by Jake Bair, Public Works Director.

Municipality Report - Milanof-Schock Library

The Board received copies of the March 2017 Library Report compiled by Barbara Basile, Executive Director.

Northwest Emergency Medical Services Report

For April 2017, Northwest EMS responded to 42 calls in East Donegal Township. Year-to-date they have responded to 176 calls in East Donegal Township.

Fire Department Mount Joy - Incident Summary Report

For March 2017, Fire Department Mount Joy responded to 2 first due calls in East Donegal Township and 1 mutual aid call.

Maytown East Donegal Township Fire Department Report

No report provided.

East Donegal Township Sewer Authority Meeting Minutes

The Board received copies of the minutes of the April 18, 2017 meeting of the East Donegal Township Sewer Authority.

East Donegal Township Municipal Water Authority Meeting Minutes

The Board received copies of the minutes of the April 18, 2017 meeting of the East

Donegal Township Municipal Water Authority.

East Donegal Township Park Commission Meeting

The Board received copies of the minutes of the April 27, 2017 meeting of the Township Park Commission.

Susquehanna Regional Police Commission Meeting Minutes

The Board received copies of the minutes of the April 4, 2017 meeting of the Susquehanna Regional Police Commission.

Liaison Assignment Reports –

Administration/Personnel - Supervisor Esbenshade – None.

Finance - Supervisor Murphy – None.

Parks and Recreation - None.

Planning and Development - Supervisor Drager – None.

Public Safety - None.

Public Works - Supervisor Murphy indicated that 18 members of the DEEP program from Donegal High School participated in a clean-up of the Township parks.

Adjournment

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade 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, June 1, 2017 at 7:30 PM at the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta PA 17547.