

The Board's Minutes of the East Donegal Township Board of Supervisors
Held on February 2, 2023

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, February 2, 2023, at 7:00 PM in the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta, PA 17547.

The meeting was called to order by Chairman Kingsboro.

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

Roll call of Supervisors: Present were Chairman Scott A. Kingsboro, Vice-Chairman Allen D. Esbshade and Supervisor Michael L. Brubaker. Also present were Township Manager Jeffrey Butler and Bernadette Hohenadel, representing the Township Solicitor.

Court of Common Pleas of Lancaster County Judge Jeffrey J. Reich administered the Oath of Office to Supervisor Brubaker.

Ms. Hohenadel explained that the Board would be conducting a hearing to consider the conditional use application filed by Brubaker Farms LLC for approval to permit Rental Storage to be located on a 83-acre farm property located at 743 Anderson Ferry Road, Mount Joy, Pennsylvania 17552 and identified as Parcel ID# 150-55557-0-0000. She provided the Board and those in attendance with the general format for the public hearing on the application. She also indicated that the hearing was being stenographically recorded. Copies of the stenographic record may be purchased from Brenda Pardun, Court Reporter.

Supervisor Brubaker recused himself from discussion on the application due to his interest in Brubaker Farms LLC and took a seat in the audience.

In response to Ms. Hohenadel's inquiry regarding those seeking party status to the hearing, no one indicated an interest.

Mr. Butler stated that the application was considered by the Township's Planning Commission which recommended approval. In addition, he stated that the property was properly posted for public notice and the required legal notice was placed in the Lancaster Newspaper.

Mr. Josh Brubaker, applicant, presented information on the subject property and the barn proposed for use as rental storage. The 83 acre farm is subject to an agricultural preservation easement and currently zoned Agricultural. The barn to be converted to rental storage is forty-four (44') feet by sixty (60') feet in size. The intention is to provide space for seven (7) tenants.

Mr. Brubaker indicated that no additional lot coverage would be required and no additional driveways added for access.

Use of the rental storage units would be limited to passive dead storage. No business would be conducted from the storage units and no workshops permitted. There would be restrictions on the types of material permitted to be stored in the units.

Electricity would be provided to the units for lighting. Exterior lighting would be limited to that needed for security. Appearance from Anderson Ferry Road is to remain the same. Siding on the barn made be replaced.

Units would be accessible to tenants only during normal business hours. No late-night access would be permitted.

No one appeared in opposition to the application.

A motion was made by Mr. Esbenshade, and seconded by Mr. Kingsboro, to close the public hearing on the conditional use application. Discussion: None. Vote: Mr. Esbenshade, yes; Mr. Kingsboro, yes; and Mr. Brubaker, abstained. The decision by the Board is to be made at a subsequent meeting.

Ms. Bridey Hannold, 9 North River Street, stated that additional street signs, indicating Center Square and North and South River Streets should be added to the Maytown Square.

The Board approved the minutes for the January 3, 2023 organization/regular meeting of the Board of Supervisors and the January 17, 2023 work session, by a motion made by Mr. Esbenshade and seconded by Mr. Kingsboro. Discussion: None. Vote: Mr. Brubaker abstained from voting, Mr. Esbenshade; yes, and Mr. Kingsboro; yes. Motion passed.

A motion was made by Mr. Esbenshade and seconded by Mr. Brubaker to approve the Treasurer's Reports for the Township and approve the payment of Township bills. Discussion: none. Vote: Mr. Brubaker: yes, Mr. Esbenshade; yes, and Mr. Kingsboro; yes. Motion carried.

FUND	AMOUNT	CHECK #'s
General Fund	\$251,047.03	52625-52651
Trash and Recycling Fund	\$ 57,602.57	2089-2095
Subdivision Escrow Fund	\$ 6,409.13	604-605
TOTAL	\$315,058.73	

Mr. Kingsboro acknowledged the Board's receipt of the Balance Sheets for the period ending December 31, 2022, for all Township Funds.

Old Business.

Release of Financial Security –Castleton, Open Space Improvements

A motion was made by Mr. Esbenshade, and seconded by Mr. Brubaker, to approve the reduction of financial securities posted for the Open Space Amenity Package of the Castleton development in the amount of \$58,673.00, as recommended in the letter from David Miller/Associates, Inc., dated January 13, 2023.

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

New Business.

Stormwater Management Site Plan for 1195 Trout Run Road

A motion was made by Mr. Esbenshade, and seconded by Mr. Brubaker, to approve the Stormwater Management Site Plan for 1195 Trout Run Road, prepared by eNvalue Engineering LLC, dated October 17, 2022, last revised January 25, 2023, and grant the following modification to Township ordinance requirements:

Modification of Chapter 39, Article IV, Section 39-81.(q) and Section 39-89.(b) to permit access easement over entire property in lieu of 30-foot wide and 20-foot wide access and stormwater easements.

Modification of Chapter 39, Article IV, Section 39-87.(c)(1)(a)[4] to permit conveyance pipe of 12" diameter pipe in lieu of the minimum diameter of 15".

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 January 25, 2023.

The Applicant's written acceptance of any 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.

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Resolution 2023-3, Traffic Signal Maintenance Agreement Authorization

A motion was made by Mr. Brubaker, and seconded by Mr. Esbenshade, to adopt Resolution 2023-3 authorizing the Township Manager to execute, and submit, a Traffic Signal Maintenance Agreement with the Pennsylvania Department of Transportation.

Mr. Kingsboro explained that a Traffic Signal Maintenance Agreement must be in place for the Township to be eligible to apply for a PennDOT grant for improvements to the intersection at Route 441 and Route 743. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Amendment to Township Fireworks Regulations

A motion was made by Mr. Esbenshade, and seconded by Mr. Brubaker, to authorize the Township Manager to have the appropriate ordinance prepared and advertised to amend Township fireworks regulations to reflect changes made by PA Act 74 of 2022.

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Lancaster County Board of Elections Polling Place Letter of Agreement.

A motion was made by Mr. Brubaker, and seconded by Mr. Esbenshade, to approve entering into an agreement with the Lancaster County Board of Elections for the use of the Township Municipal Building as Polling Place for the Primary to be held on Tuesday, May 16, 2023 and the Election to be held on Tuesday, November 7, 2023.

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Request For Road Closure –Memorial Day Antique, Art Craft and Collectible Show, Sponsored by the American Legion Auxiliary Unit #809

A motion was made by Mr. Esbenshade, and seconded by Mr. Brubaker, to approve the request of the American Legion Auxiliary Unit #809 for closure of Township streets East High Street from Queen Street to the square, West High Street from King Street to the square and acknowledge their application to PennDOT for the closure of South River Street from Elizabeth Street to the square, and North River Street from Jacob Street to the square on Monday, May 29, 2023, from 6:00 AM to 5:00 PM.

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Appointment to East Donegal Township Park Commission

A motion was made by Mr. Brubaker, and seconded by Mr. Esbenshade, to appoint John Scarpato to the East Donegal Township Park Commission for a term ending December 31, 2026.

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Advertise for the Receipt of Bids for Oil & Chip Roadway Projects.

A motion was made by Mr. Esbenshade, and seconded by Mr. Brubaker, to authorize

the Township Manager to advertise for the receipt of bids for oil and chip roadway treatment to Tanger Street, Sload Circle, Price Place and Colebrook Road.

Mr. Kingsboro explained that streets within the Village Square residential development will be treated with a fog seal. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Award Contract for Evans Run Streambank and Buffer Restoration Project

A motion was made by Mr. Brubaker, and seconded by Mr. Esbenshade, to award the contract for the completion of the Evans Run Streambank and Buffer Restoration Project to Green Team Industries, LLC, based on bids received and opened on Tuesday, January 24, 2023, and listed below:

COMPANY	BID SUBMITTED
Green Team Industries, LLC	\$243,893.00
Spectraserv Inc.	\$248,000.00
Kinsley Construction Sitework	\$288,600.00
Site Preparations, LLC	\$294,619.00
Dustin Nagy Excavating	\$305,590.00
Flyway Excavating, Inc.	\$318,500.00
BR Kreider & Son, Inc.	\$362,251.00
BrightFields, Inc.	\$369,632.00
Stormwater Maintenance, LLC	\$392,000.00
Barrasso Excavating, Inc.	\$516,350.00

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Request For Road Closure – Mayfest Event Sponsored By Maytown Historical Society

A motion was made by Mr. Esbenshade, and seconded by Mr. Brubaker, to approve the request of the Maytown Historical Society for closure of West High Street from King Street to Route 743 on Saturday, May 6, 2023, from 7:00 AM to 5:00 PM. with a rain date of Sunday, May 7, 2023 with the same hours.

Discussion: None. Vote: Mr. Brubaker; yes, Mr. Esbenshade, yes; and Mr. Kingsboro, yes. Motion passed.

Copies of the January 2023 Zoning/Building Report were provided to the Board. For the month, a total of 14 permits were issued (8 Zoning Permits, 2 UCC Permits and 4 combination Zoning/UCC Permits). The total value of construction authorized equaled \$3,000,958.00. Permit fees collected totaled \$11,314.00. There were 15 zoning inspections and 27 UCC inspections conducted in the month.

The Board received copies of the January 2023 Township Roadmaster report.

The Board received copies of the January 2023 report from the Milanof-Schock Library

For December 2023, Fire Department Mount Joy responded to 2 first due calls in East Donegal Township. The Department's Annual Incident Report for 2022 indicated that of the Department's 349 first due calls, 33 were in East Donegal Township.

For December 2022, the Maytown East Donegal Township Fire Department responded to 73 total incidents (29 QRS and 44 Fire). For the entire year, the Department responded to a total of 712 incidents (309 QRS and 403 Fire).

The Board received copies of the East Donegal Sewer Authority December 20, 2022 meeting minutes.

The Board received copies of the Township Board of Auditors meeting minutes from January 4, 2023.

The Board received copies of the Marietta Donegal Joint Authority meeting minutes from December 27, 2022.

The Board received copies of the Susquehanna Regional Police Commission December 6, 2022 meeting minutes.

Liaison Assignment Reports

Administration/Personnel – None.

Finance – None.

Parks and Recreation – Supervisor Kingsboro announced that the slate of bands for the summer Music In The Park program has been completed. In addition, a number of Sundays will feature a food truck at the event.

Planning and Development –None.

Public Safety – Supervisor Kingsboro stated that the Susquehanna Regional Police Commission has finalized contracts with the Department's Chief and Lieutenant. In response to Supervisor Kingsboro question, Maytown East Donegal Township Fire Department Deputy Chief announced that the Department received a \$15,000 grant for additional rescue tools to outfit the rescue currently on order. He stated that it's anticipated that additional grant funding will be received to install a diesel exhaust capture system for the fire station.

Public Works – Supervisor Esbenshade indicated that the Public Works crew has been performing overdue tree trimming along Township roadways.

Supervisor Brubaker stated he felt that it's an honor to serve the community as a Township Supervisor and he's open to hear resident comments.

Adjournment

A motion was made by Mr. Esbenshade and seconded by Mr. Brubaker to adjourn at 7:45 PM. Motion passed.

Respectfully Submitted,

Jeffrey L. Butler, Township Secretary