

Board of Supervisors Minutes
July 8, 2013

Chairman Elston opened the regularly scheduled meeting at 7:00 P.M. on Monday, July 8, 2013.

Roll call was taken and all three supervisors, Gary C. Elston, David L. Mast and Nelson R. Beam, were present. Others in attendance were Frank Newhams, Zoning Officer, April M. Barkasi, Engineer, Kristin S. Camp, Solicitor and the road crew Robert J. Sautner and James K. Stoltzfus.

Chairman Elston called for any public comment on the agenda for this evening. Since there wasn't any comment he continued with the meeting.

Awarding of Bid for the Park Improvement Grant: Ms. Barkasi informed the board that there was only one bid received for the park improvements it was from Lechmanik, Inc. of West Chester. All the paper work was in order and the bid came in at \$71,539.17 where her estimate was \$66,000.00 so Lechmanik's costs are in line. References were sent with the bid and she didn't have time to check them but has worked with this company on other projects and was happy with their performance.

Motion: Mr. Beam made the motion to accept the bid as presented by Lechmanik, Inc. for \$71,539.17 based on positive references which Ms. Barkasi will check on. If there are bad references then the bid should come back to the board to reconsider. This was seconded by Mr. Mast. Vote 3-0.

Minutes: Mr. Mast made the motion to approve the June 10, 2013 Minutes as written, this was seconded by Mr. Beam. Vote 3-0.

Treasurer' Report: The Treasurer's Report was reviewed and approved until further audit. Balances were as follows:

General Fund - Money Market:	1,391,415.60
General Fund – Checking	3,284.04
General Fund – EMS	7,162.12
State Fund – Money Market:	170,468.01
State Fund – Checking:	4,270.01
PLGIT Regular:	536.60
PLGIT Recreation	284.95
Open Space	12,610.75
Act 209	1,891.93
CD'S	
Supervisors of West Nantmeal	128,163.55
Capital Reserve	128,576.32
New Truck	48,471.58

Elverson Ambulance	30,848.25
TVFD	30,848.25

Audience:

Many people were in the audience this evening regarding the Noise Ordinance. Chairman Elston informed the audience that earlier this evening, Mr. Fantanarosa and Mr. Marks met with Supervisor David Mast and have come to a gentleman's agreement to limit shooting to once a month for a duration of one hour. This agreement is between the 2 residents not the township. The Noise Ordinance No. 97 will remain as is although we will be adding hunting and the dispatching of vermin to the exceptions clause of this ordinance. In the future will be researching a buffer area among other things, we realizing that noise carries and all terrain are different. Chairman Elston felt we had made great progress with both parties coming together.

Many of the residents spoke and gave their opinions. Someone suggested a task force be established to research this further. Some of the items to be considered are impulsive noise, what a appropriate noise standard is and for what duration of time any suggestions or information should be forward to our Zoning Officer, Mr. Newhams and all suggestions would be appreciated.

Other issues discussed were a sign in the ROW on Bollinger Road. There is a signed sales agreement on the property and therefore the sign is allowable.

Our solicitor explained a statement that was in the paper regarding the Noise Ordinance being indefensible.

Other issues discussed, speed limits signs on Bollinger Road, we will look into this and another resident complained about run-off into their pond. The township doesn't have any regulation for this issue.

Mr. and Mrs. William Nyman, 210 Pumpkin Hill Rd, Glenmoore, PA: A few changes are being made to the Stormwater Best Management and Conveyances Operation and Maintenance Agreement. Our solicitor will make those changes.

Motion: Mr. Mast made the motion to sign the Operation and Maintenance Agreement for Mr. and Mrs. Nyman, seconded by Mr. Beam. Vote 3-0

Reports:

Zoning: Mr. Newhams gave the Zoning Report. His report is on file at the township.

- OK to release the Stormwater escrow for the Malone - Bensinger Subdivision.
- Rented garage on Creek Road will receive a violation notice

- Mr. Newhams will speak to the District Justice in extending the date of compliance to July 18, 2013 for Dennis Alenovitz.
- The Ruagar property on Little Conestoga Rd will receive a citation regarding the burning that is taking place on his property.
- Mr. Newhams is looking to see if a permit for the garage on Barneston Rd was issued.

Ms. Camp informed the board that an Application or Reargument has been submitted for DigEntGrp, LLP Appeal by his attorney. Ms. Camp is preparing a brief which is due on or before July 16, 2013.

Planning Commission Report: Nelson Beam gave the report. The Levan property was reviewed. The number of horse allowed on the property was discussed. There are 6 stormwater waivers needed from the township from requirements of the Chester County Conservation District. Our engineer and planning commission have no opposition to these waivers.

Motion: Mr. Mast made the motion to approve the 6 waivers requested for the Kim Levin -Pumpkin Rd Land Development Plan. This was seconded by Mr. Beam and motion carried unanimously.

Mr. Elston noted that his name was not listed as a guest at the June Planning Commission Meeting. He was there for the entire meeting. The secretary will notify the commission secretary to make that correction.

French Creek Village: NPDES has expired and they are filing for a new permit. No permits can be issued until the NPDES permit is in place. The only alternative would be for each property to do individual stormwater. There is a building permit pending but will not be released until NPDES or individual stormwater is completed.

Roads: Mr. Beam gave the Road Report. The road crew has flushed out some culverts. and Mr. Sautner will contact Leon King (Lee's Tree Service) regarding a chipper for tree limbs.

Recreation: Mr. Mast gave the Recreation Report. The big baseball field is to be graded.

Historical Commission: Susan Ward gave the Historical Commission Report. The Ad Hoc Committee on Fund Raising is looking into an October Fest for this fall. No date has been selected but they are meeting tomorrow evening. The banners for the stonewall seminars are in we are waiting for the website to be active before putting them up. There are two banners, one will be placed on the township property and the other on Creek Road.

EMS Report: Barclay Hargreaves gave the EMS Report. Report on file at the township building.

The secretary will be on vacation the last 2 weeks of August.

Correspondence, liens, transfer and fines were reviewed individually.

Bills were paid as listed on a Motion made by Mr. Mast, seconded by Mr. Beam. Motion carried unanimously.

General Fund	\$10,060.04
Payroll	\$ 7,670.45

With no further business to discuss, adjournment took place at 8:55 P.M. on a motion made by Mr. Mast, seconded by Mr. Beam. Vote 3-0

Respectfully submitted,

Susan L. Ward, Secretary.