

Board of Supervisors Minutes
December 12, 2011

The regularly scheduled meeting was opened by Chairman Elston at 7:00 P.M. on Monday, December 12, 2011.

Roll Call was taken and present were Gary C. Elston, David L. Mast and Nelson R. Beam. Others present were Frank Newhams, Zoning Officer, April Barkasi, Engineer and Kristin S. Camp, Solicitor.

Chairman Elston called for public comment on tonight's agenda. There was no comment from the audience so he continued with the meeting.

Minutes: the Minutes from the November 14, 2011 meeting were approved as written on a motion made by Mr. Mast, seconded by Mr. Beam. Motion carried by a vote of 3-0.

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

General Fund - Money Market:	1,090,499.18
General Fund - Checking:	2,837.37
General Fund - EMS	5,840.53
State Fund - Money Market:	158,130.10
State Fund - Checking:	4,248.98
PLGIT Regular	536.20
PLGIT Recreation	284.86
Certificate of Deposit:	
National Penn	126,376.04
Capital Reserve	127,742.71
New Truck	48,157.32
Elverson Ambulance	30,648.25
TVFD	30,648.25

Audience:

James Malone was here regarding the 3 lot Malone- Bensinger Subdivision: The first item of business was that the ninety (90) day review expires today and Mr. Malone request additional time to review the plan. **Motion** Mr. Beam made the motion to grant the ninety (90) day extension for the Malone -Bensinger Subdivision, the second was made by Mr. Mast. Motion carried by a vote of 3-0.

Mr. Malone wanted to know what he could do regarding the NPDES Permit that was required for the plan. He would like to have this waived. Ms. Camp explained that the Board did not have the right to waive this particular requirement and that the Board could only act on the disturbance that is shown on the plan that is presently reviewed. As

explained last month the only option available to avoid the requirement for a NPDES Permit would be to submit a new plan showing disturbance to Mr. Malone's lot only and when his brother in law, Mr. Bensinger would build he would have to address the storm water prior to obtaining a building permit. the following items are needed to have this plan approved.

1. Submit a new plan showing earth disturbance for just lot 1
2. Have engineer submit the 4 items that needed to be addressed from the DEP letter dated November 8, 2011
3. The Storm water and E&S Plan will require a Financial Security and Developer's Agreement. Mr. Malone's engineer should submit costs to the township engineer for approval.

Reports:

Zoning Report: Frank Newhams gave the Zoning Report.

- There was a theft at the house being built at 225 Ironstone Lane (Lot 73). All the leads that were to go to the electrically circuit board were stolen.
- Several properties are being monitored for violations
- A resident at 127 Barneston Road wants to put a pool in his front yard and another resident at 1735 Little Conestoga Rd wants to build an additional pole barn but exceeds the total footage ratio to habitable space. Both will require variances in order to go forward.

Planning Commission: April Barkasi gave the Planning Commission Report.

- The Agenda Request Form was reviewed. Items discussed were time for submissions, number of copies of plans and revisions and that all items come through the township.
- Comments on the Malone-Bensinger Plan

Recreation Report: David Mast gave the report.

- Pavilion roof is completed
- Mr. Mast and Ms Barkasi will look at the soccer field to see what, if anything, can be done to accommodate the Twin Valley Soccer Club

Historical Commission: Susan Ward gave the Historic Commission Report.

- West Nantmeal Township Calendar's for 2012 sales are going well

- Work on assessing the dry walls in our township have begun. We hope to have our part done by March so the Dry Wall Conservancy can come and review what we have surveyed. Once this is completed we can start applying for grants.

New Business:

Application for a Conditional Use Hearing and Reimbursement Agreement as prepared by our solicitor was adopted on a Motion made by Mr. Beam, seconded by Mr. Mast. Motion carried by a vote of 3-0.

Twin Valley Fire Department Contract for 2012 was approved and signed on a Motion made by Mr. Mast, seconded by Mr. Beam. Motion carried unanimously by a vote of 3-0.

DigEntGrp, LLC variance was denied by the Zoning Hearing Board on October 20, 2011. they have appealed the decision with Chester County Court of Appeals.

Motion: Mr. Beam made the motion to authorize our solicitor, Kristin S. Camp, to intervene in the defense of this appeal. This motion was seconded by Mr. Mast. Motion carried by a vote of 3-0.

Discussion ensued regarding purchasing the property from DigEntGrp, LLC (Michael Kerr). **Motion:** Mr. Beam made the motion to authorize Ms. Camp to make an offer of \$4,500.00 for the two lots that are presently owned by DigEntGrp, LLC - Michael Kerr. This was seconded by Mr. Mast. Motion carried by a vote of 3-0.

It was decided that we will begin our SALDO Ordinance Update before the Planning Commission meeting which is the fourth Monday of each month at 6:00 P.M. starting in February of 2012. We will notify our Planning Commission and the county to see if this date is amenable with all that will serve on the task force.

2012 Budget: Mr. Mast made the motion to adopt the Budget for 2012 as advertised. Mr. Beam made the second and the motion passed by a vote of 3-0.

Bills were paid as listed on a motion made by Mr. Beam, seconded by Mr. Mast. Motion carried by a vote of 3-0.

General Fund	\$20,577.29
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With no further business to discuss, adjournment took place at 9:35 P.M. on a motion made by Mr. Mast, seconded by Mr. Beam. Motion carried by a vote of 3-0,

Respectfully submitted,

Susan L. Ward

