

Board of Supervisors Minutes  
November 11, 2013

Chairman Elston called to order the regularly scheduled meeting at 7:01 P.M. on Monday, November 11, 2013.

Roll call was taken and present were Gary C. Elston, David L. Mast and Nelson R. Beam. Other's in attendance were Frank Newhams, Zoning Officer and April Barkasi, Engineer.

**Public Hearing:** While waiting for our solicitor to arrive Chairman Elston continued with the regularly scheduled meeting.

**Minutes:** The Minutes from the October 14, 2013 meeting were approved on a **Motion** made by Mr. Beam, seconded by Mr. Mast. Motion carried.

**Treasurer's Report:** After reviewing the report it stands approved until further audit.

Balances:

General Fund - Money Market:	1,436,983.76
General Fund – Checking	3,285.66
General Fund – EMS	10,903.27
State Fund – Money Market:	170,611.67
State Fund – Checking:	4,270.82
PLGIT Regular:	536.64
PLGIT Recreation	284.96
Open Space	12,616.11
Act 209	1,892.33
CD'S	
Capital Fund	129,220.67
Capital Reserve Investment	128,163.55
New Truck	48,714.49
Elverson Ambulance	30,848.25
TVFD	30,848.25

Ms. Camp arrived at 7:05 P.M.

Chairman Elston opened the Public Hearing on Adopting the Subdivision and Land Development Ordinance (No. 116) and Act 167 (No. 117) at 7:06 P.M.

Ms. Camp reviewed the list of exhibits for the Subdivision and Land Development Ordinance. There was a typographical error in the index but Ms. Camp did not think that warranted an additional review. She also explained the procedural items that can be placed in an ad. This is not required by the MPC, it is something that can be done. It was

decided that there is no interest in doing this since it was not required. Chairman Elston called for any public comment, there was no comment.

**Motion:** Mr. Beam made the motion to adopt the Ordinance No. 116. Mr. Mast made the second and the motion carried unanimously by a vote of 3-0.

Act 167 is a mandatory revision to our existing Stormwater Ordinance. Ms. Camp reviewed the exhibits. Chairman Elston called for public comment. He felt it was another unfunded mandate issued by the state and is going to be a nightmare to enforce. He feels it is too stringent and hopes that there is a public outcry and it gets amended. But because it is mandated we don't have a choice but to adopt.

**Motion:** Mr. Mast made the motion to adopt Act 167 - Stormwater Management Ordinance - Ordinance No. 117, Mr. Beam made the second. Motion carried by unanimous vote of 3-0.

**Audience:** Michael Greene- Honey Brook Library gave a Power Point presentation on the library and the perils they are facing. Mr. Greene is our representative to the library. Present librarian is retiring at the end of the year and a replacement is being sought. After giving an in depth review on all that was happening at the library the board thanked Mr. Greene for representing us

Tom Marks and Craig Arbaugh: Were here this evening to see what the update is on the revision of the existing Noise Ordinance. Chairman Elston gave a summary of what had been done. Noise readings by two different weapons were done on October 1, 2013 and they plan to do additional readings in January of 2014.

Mr. Marks inquired if or when this ordinance would be revised if noise reading could be taken by individual homeowners. Ms. Camp said although they could be called as witnesses the Second Class Code mandates how it would have to be enforced. Proper credentials would be required which wouldn't include a private citizen.

Mr. Arbaugh inquired about the safety issue. The township does not regulate safety and that each shooter needs to be responsible but since we don't issue any permits we have to go by guidelines put out by the state or other organizations.

The township is still fact gathering. Mr. Marks inquired as how he can be kept apprised of what was happening Ms. Camp suggested that he keep in contact with Mr. Newhams.

**Reports:**

Mr. Newhams gave his Zoning Report which is on file at the township office.

- Mr. Ruager, Little Conestoga Rd is continuing to burn and bury debris that is brought in to his property. His neighbor had his property surveyed and found the debris that Mr. Ruager has been burying. Ms. Camp suggested that since he is using his property for an unlawful use a Cease and Desist letter should be sent immediately. Mr. Newhams will take care of this.
- The Wills property on Millard Rd is showing a house and a spring house on the property. The realtor wants to know if the second property can be rented. Mr. Newhams will make arrangements to visit the property.
- Sheriff Sale is scheduled for November 21, 2013 for the Dennis Alenovitz property on Pumpkin Hill Road. The board advised Mr. Newhams to hold off on doing anything more until we know the sale actually happens.
- Mr. Gillen, 26 New Road is working with CCCD and is in compliance.
- Mr. Todd Everets has collected a considerable amount of information on the property located at 2073 Little Conestoga Road that he is in the process of purchasing. This is information on the sewage for this property. Mr. Newhams advised him to get all the paperwork in sequential order and to come see him.

**Planning Commission:** Mr. Beam gave the Planning Commission Report.

**Roads:** Mr. Beam gave the Road Report. No date has been selected for Road Inspection.

**Recreations:** Ms Barkasi and Mr. Mast will set a time to chose the color selection for the equipment for the DCNR project for our park.

**Historical Commission:** Susan Ward gave the report. The October Fest was a success and there are plans for another one for 2014. The stonewall workshops are closed for this year. They were well received and plan to do additional ones in 2014. Plans for a joint celebration for East and West Nantmeal's 275 year celebration has been tabled.

**EMC Report:** Mr. Hargreaves is not here this evening and no report filed.

**New Business:**

**Stipulations for DigEntGrp, LLC Zoning Hearing** that were filed by Mr. Kerr's attorney. After discussing this issue it was decided:

- The Board agreed not to execute the stipulations presented by Mr. Kerr's attorney.
- Ms. Camp will not attend the December 5th hearing. The decision will be left up to the Zoning Hearing Board.

**SPCA Contract:** The 2014 contract was tabled.

**Resolution No. 184:** Mr. Fantanarosa, 126 Bollinger Rd, Elverson, PA, 41.9 acres is now included in the township's Act 43 after waiting the 180 days. This resolution No 184 was adopted on a **Motion** made by Mr. Elston, seconded by Mr. Mast. Vote 3-0.

**Budget for 2014:** The budget was reviewed. **Motion:** Mr. Beam made the motion to advertise the proposed 2014 Budget, Mr. Mast made the second. Motion carried unanimously.

Fines and correspondence was reviewed.

Mr. Mast made the **motion** to pay the bills as listed. This motion was seconded by Mr. Beam. Vote 3-0.

General Fund:	\$12,054.96
Payroll	\$ 4,535.18

With no further business to discuss, adjournment took place at 9:30 P.M. on a **motion** made by Mr. Mast, seconded by Mr. Beam. Vote 3-0.

Respectfully submitted,

Susan L. Ward, Secretary