

MINUTES OF THE MARTIC TOWNSHIP BOARD OF SUPERVISORS

DATE: September 3, 2019

PLACE: Township Building, 370 Steinman Farm Road, Pequea, Pa. 17565

ATTENDANCE: Beth Birchall, Duane Sellers, Carl Drexel, Don Snyder and John Ulaky were present

ORDER OF BUSINESS

CALL TO ORDER: Duane Sellers called the meeting to order at 7:00 PM and led with the Pledge to the Flag.

An Executive Session was held prior to the Supervisors meeting to discuss the Donald Hess, 1146 Marticville Road, litigation suits.

MINUTES & TREASURER'S REPORT

Beth Birchall made a motion and was seconded by Don Snyder, to approve the minutes of the August 5, 2019 Supervisors Meeting. The motion passed 5-0.

Beth Birchall presented the Treasurer's Report for the period ending August 1, 2019. The PLGIT accounts have been set up. She discussed the possibility of transferring money from BBT to the PLGIT accounts, as they have better interest rates. After discussion, Beth Birchall made a motion, which was seconded by Don Snyder to transfer \$1,000,000 from BBT to the PLGIT Savings account. The motion passed 5-0. Carl Drexel made a motion, which was seconded by Beth Birchall, to move \$39,629.66 from the Ginnie Mae Money Market Pass to PLGIT. The motion passed 5-0. A motion was made by Don Snyder and seconded by John Ulaky to approve the Treasurer's Report for August. The motion passed 5-0.

Don Snyder made a motion, which was seconded by John Ulaky, to approve the bills for payment totaling \$14,211.38. The motion passed 5-0.

A motion was made by Beth Birchall and seconded by Carl Drexel to recess the Supervisor's meeting. The motion passed 5-0.

A motion was made by Carl Drexel and seconded by Don Snyder to open the public hearing for 417 Frogtown Road, Bryan & Julene Harnish's Re-Zoning request to place their entire farm in the Agriculture District.

Karen Sellers read:

- A petition was received on June 27, 2019 to Re-zone a portion of 417 Frogtown Road, Pequea, PA from Residential Low Density to Agriculture.
- The property is owned by Bryan L. Harnish and Julene E. Harnish
- The acreage of the property is: 95.1 acres, with approximately 28 acres in the Agriculture district and approximately 68 acres in the Residential Low-Density district.
- The Board of Supervisors acknowledged receipt of the petition at their July 1, 2019 meeting.
- The Martic Township Planning Commission met on July 18, 2019 and made a motion that the proposed action was in accordance with the objectives of the formally adopted comprehensive plan and recommended to the Supervisors to accept the proposed rezoning request. Also, the Lanc Co Planning Commission met on August 26, 2019, and they too recommended approval of the proposed rezoning request.
- The proof of advertisement has been received from LNP.
- The property was conspicuously posted on August 19, 2019 by Dennis Shenk, Zoning Officer.
- The proposed ordinance has been recorded with the Lanc. Co Law Library, in accordance with Section 610 (a)(2) of the Municipal Planning Code.

- A letter was sent to the Harnish's regarding the public hearing and the proposed enactment of the ordinance which would amend the Zoning Map, as required by the Municipal Planning Code, Sec 609 (b)(2)(i).

Comment was heard from Doug Metzler 83 Douts Hill Road, regarding the process. Vic Ressler 817 Susquehannock Drive also offer comment in support.

With no other comments heard, a motion was made by Beth Birchall and seconded by Don Snyder to close the public hearing. The motion passed 5-0.

A motion was made by Beth Birchall and seconded by John Ulaky to reconvene the Supervisor's meeting. The motion passed 5-0.

Ordinance 09-03-19 – Re-Zone 417 Frogtown Road portion from Residential Low Density to Agriculture. The Ordinance passed by Roll Call vote 5-0.

PUBLIC COMMENT:

Victor Ressler, RVFC President commented on the tanker project. The truck will be back home later in the week, with just a few final touches before it is put back into service. He also wanted the Supervisors to know that their fund drive is off by \$15,000. The thought is that is might be due to the municipal tax that was put into place in 2019 and the rumors going around that the tax would be going to the fire company. Also, the auxiliary is now a part of the fire company. Carl Drexel asked if there has been any follow-up to the dry hydrant at the end of Wendy Drive, on Bill Clayton's property. He was not aware of it but would follow up.

PLANNING COMMISSION:

The Planning Commission met on August 15 to review the Henry S and Eva Mae Kauffman, 177/197 Pencroft Drive N properties Lot Line Change plan.

SUPERVISORS PLAN REVIEWS:

Henry S and Eva Mae Kauffman, 177/197 Pencroft Drive N properties Lot Line Change plan. Strausser Engineering/Craig Williams presented the plan to the Supervisors. There was discussion on the amount of impervious surface, which has been added to 177 Pencroft Drive North, without a storm water plan in place. After discussion, a motion was made by Beth Birchall and seconded by Carl Drexel to grant the waiver requests for Henry S. and Eva Mae Kauffman for their Lot Add-On plan, between 177 and 197 Pencroft Drive N properties with those waivers being for: Section 401.C.1 and 401.C.3 for Existing Features and Section 402.A for Wetland Studies. The motion passed 5-0. Then a motion was made by Beth Birchall and seconded by Carl Drexel to approve the Lot Add-On Plan for Henry S Kauffman and Eva Mae Kauffman, owners of both 177 and 197 Pencroft Drive North, Holtwood, PA, prepared by Strausser Surveying and Engineering, Inc. subject to the following conditions:

- The applicants complete a Storm Water Management plan for 177 Pencroft Drive N, Holtwood, PA to address all the impervious surface that has been added to the property
- Applicants address the comments and recommendations of the Lancaster County Planning Commission.
- Applicants record a deed with a perimeter legal description for Lot 1 as enlarged by Parcel A.
- Applicants shall provide proof to the Township that the new deeds for the resultant Lots 1 & 2 have been recorded within 30 days after the release of the Plan for recording.
- All required certifications shall be appropriately signed and sealed when the Plan is submitted for signature to the Township.

The motion passed 5-0.

76 Tucquan Glen Road – John and Anne Parson’s Stormwater Management plan – Notice has been received from Wilson Consulting Group, PC that a final Stormwater inspection has been successfully completed. Beth Birchall and Dennis Shenk both commented on the second entrance/driveway, off Martic Heights Drive, that it is being mowed. A motion was made by Carl Drexel and seconded by Don Snyder to release the remaining financial security for the Storm Water Management plan being held for John and Anne Parson’s, owners of 76 Tucquan Glen Road conditioned on:

- The Township receives a written request from the Parson’s requesting the release.
- As-built plans being completed and provided to both the Township’s engineer and the Township.
- The As-build plans are recorded at the Lancaster County Recorder of Deeds office and proof of the recording, being provided to the Township.
- And that all outstanding invoices are reimbursed to the Township.
- That the Parson’s provide to the Township a letter stating that the second entrance off of Martic Heights Drive, will not be used.

The motion passed 5-0.

83 Douts Hill Road – Doug and Jonelle Metzler’s, Poultry Operations Stormwater Management Financial Security. Notice was received from Wilson Consulting Group, PC that a final Stormwater inspection has been successfully completed. A written request for release has been received from Doug Metzler. A motion was made by Beth Birchall and seconded by Carl Drexel to conditionally approve the full release of the Letter of Credit, being held for the Metzler Chicken House Stormwater Management plan at 83 Douts Hill Road, per the recommendation letter received by Wilson Consulting Group and after the required As-Built are submitted and recorded. The motion passed 5-0.

DEPARTMENT REPORTS

Road Department: Todd Simone gave the report for August 2019:

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| 8/1 | Paving cross trenches on Loop RD, Clearview RD, and misc black top repairs. ROW mowing |
| 8/5-8/8 | Boom MOW and ROW mowing, Scrap to Full Circle, Spray ROW and guide rails, 1 man to Providence TWP. 3 hrs. Saw cut Magnolia DR. boom mowing. And addressed water issue fix on Nissley Lane. Repair T84 |
| 8/12-8/15 | 3 pipes replaced on Magnolia DR. and all incidental work. Guide rail repair. ROW mowing. |
| 8/19-8/22 | Blacktop cross trenches on Magnolia Dr. repaired swales and road edges. Scrap to Full Circle. Wash out repair on Tucquan Glen Rd. Crack Seal with Providence TWP rubber machine: Bradys Hill RD, Magnolia DR, West View RD, House Rock RD, and Loop RD. |
| 8/26-8/29 | Crack Seal: Deer Lane. Clean and return machine. Mark roads for line paint. Boom mowing. Rail Trail mowing. Shop yard clean up. ROW mowing |

They will be also be installing a picnic table at rail trail parking area.

Todd Simone commented on the possible placement of a School Ahead sign along Marticville Road, near the post office. This does require PennDOT to do a road study to authorize the sign placement.

John Ulaky commented he saw no reason to not ask them to do the study.

Duane Sellers commented that he has received a complaint from a Lakewood resident, that someone, within Lakewood is doing construction work and has already messed up the newly paved roadway.

Todd Simone will check into it.

Zoning Officer Report shows: 4 building and 2 zoning permits were issued; along with 5 Use and Occupancy permits and 3 Certificate of Use were issued.

The SEO Report shows: 1 septic inspection was done, and 1 septic permit was issued.

OLD BUSINESS

Donald Hess, 1146 Marticville Road litigation. The Board is awaiting clarification from the Township's attorney.

NEW BUSINESS

Well/Septic Isolation Agreements:

735 Martic Heights Drive – Robert Veit. A motion was made by Beth Birchall and seconded by Carl Drexel to approve the Well/Septic Agreement for Robert Veit, owner of 735 Martic Heights Drive and to condition the approval on the fully executed agreement being filed with the Lancaster County Recorder of Deeds office and provide a copy of the proof of filing with the Township, prior to a Septic permit being issued. The motion passed 5-0.

26 Martic Forge Loop – Brian and Cheryl Quayle. A motion was made by Beth Birchall and seconded by Don Snyder to approve the Well/Septic Agreement for Brian R and Cheryl B. Quayle, owner of 26 Martic Forge Loop Road and to condition the approval on the fully executed agreement being filed with the Lancaster County Recorder of Deeds office and provide a copy of the proof of filing with the Township, prior to a Septic permit being issued. The motion passed 5-0.

693 Martic Heights Dr. – Homes for Life, LLC as this agreement has not been returned to the Township, this item will be tabled until the October meeting.

2020 Pension Minimal Municipal Obligation: A motion was made by Beth Birchall and seconded by Carl Drexel to approve for the employees, the Martic 2020 MMO of \$ 12,590. The motion passed 5-0.

Dennis Shenk, Zoning Officer, request to attend the 2019 PAAZO Fall Seminar on 9/18/19 in Montgomery County for continuing education credits. The fee is \$99. A motion was made by John Ulaky and seconded by Beth Birchall to send the ZO to this class. The motion passed 5-0.

The next meeting of the Martic Township Board of Supervisors is scheduled for Monday, October 7, 2019 at 7:00 p.m. at the Municipal Building.

The Board will also meet on Tuesday, September 17, 2019 at 6:30 p.m. for a Budget Workshop.

There being no further business, the meeting was adjourned at 7:45 pm with a motion by Beth Birchall and seconded by Don Snyder.

Respectfully submitted,

Karen D. Sellers
Martic Township Manager