

**Chanceford Township, York County  
Board of Supervisors Regular Meeting  
April 23, 2007**

**MEETING DAY AND TIME:** April 23, 2007

David Gemmill opened the regular meeting of the Chanceford Township Board of Supervisors at 7:00 p.m. in the Community Bldg., 51 Muddy Creek Forks Rd., Brogue, PA. He led those in attendance in the pledge to the flag.

Members present: Chairman David Gemmill, Vice-chairman Eric Bacon, and Henry Tyson.

Others present: Engineer John Klinedinst, Solicitor Timothy Bupp, Roadmaster Brian Olewiler, Secretary-Treasurer Brenda Gohn, and Office Assistant Amie Kauffman.

David Gemmill announced that an executive session was held prior to the meeting to discuss personnel issues as well as a session with DEP and the Township Engineer to discuss Act 537 Planning options.

**APPROVAL OF MINUTES:**

Henry Tyson made the motion to approve the 4/9/07 minutes as written. Seconded by Eric Bacon, motion carried unanimously.

**HARDSHIP PERMIT:**

Joe and Mildred Kilgore, 2425 Delta Road, were present to discuss putting a park model mobile home (39' x 8'6" not including pullouts) on his property to be used for a hardship for a longtime friend, Gerald Elfner.

Attorney Bupp, on behalf of the Zoning Officer, went over concerns. Section 503 requires mobile homes to be occupied by the landowner or member of his family; that there be a genuine medical hardship; and have the minimum habitable floor area of 700 sq. ft.

Mr. Kilgore stated that it is a medical hardship and the septic and water would be tied into his systems.

Attorney Bupp stated that this is not normally the kind of residential dwelling unit the Township would want to encourage. However, it is the Board's decision. Also, Mr. Elfner is not related to Mr. Kilgore.

Henry Tyson feels that the regulation that specifies it must be a relative needs to be changed as well as the required size of 700 sq. ft. David Gemmill agreed with Mr. Tyson concerning the regulation that specifies it must be a relative.

Mr. Kilgore made it clear that this situation is strictly temporary.

David Gemmill made the motion to approve the hardship based on waiving the family member requirement and also based on the fact that Mr. Kilgore is the power of attorney. Seconded by Henry Tyson, motion carried unanimously. Mr. Kilgore was made aware he will need to follow the code and submit the required medical paperwork.

**RECREATION BOARD:**

Keith Barshinger, scheduling coordinator for the Chanceford Township Recreation Board, approached the Board regarding recreation field use issues. Mr.

Barshinger is very concerned about recent alleged decisions that have been made and the effect they will have on the community.

Due to recent developments, Keith and the other members of the Recreation Board were under the impression that Mike Zelger, Director of Red Lion Recreation, was given the authority to do the scheduling for the Brogue and Chanceford Crossings recreation fields by the Board of Supervisors. Mr. Barshinger was informed that Mr. Zelger was not told he was in charge of scheduling.

Mr. Barshinger stated that there are approximately 130 kids between Conrads and Brogue in the Township programs.

Eric Bacon stated that he did some checking also and that there are 126 residents benefiting from the reduced rate from Red Lion Recreation. Mr. Bacon emphasized that because Red Lion Recreation pays for the mowing and portable toilets on the Chanceford Crossings field, there is a surplus in the Chanceford Township Recreation Board budget.

This means additional funding for reinvestment into the community as well as an opportunity for intermunicipal grants being available by working together.

Linda Stern stated that if the Chanceford Township Recreation Board has any power and has been recognized by the Board of Supervisors, then the Recreation Board has the authority to appoint coordinators and should not be questioned every time they make a decision.

David Gemmill stated that the Board is willing to give Chanceford Township Recreation Board control but a compromise must be worked out. Mr. Gemmill further stated that this matter should never have come before the Board of Supervisors. It should have been worked out by the Chanceford Township Recreation Board. The Recreation Board stated it had been worked out but the Board of Supervisors stepped in.

David Gemmill asked that a representative from the Recreation Board attend the Board of Supervisors meetings and give a report in order to prevent this situation from happening again.

Reverend Testerman commented that this situation should have been resolved by the Recreation Board and their decision honored. Reverend Testerman asked the question as to whether Red Lion Recreation would be willing to share its fields?

Troy Warner asked the rhetorical question, why are residents going to Red Lion instead of supporting our township.

Dale Keesey, custodian at Clearview, stated that Red Lion Recreation submits applications to the School Board for all baseball fields throughout the school district and that last year only one of the fields at Clearview was utilized. Mr. Keesey feels that the Red Lion Recreation should be using the school fields that are setting idle.

It was decided to discuss this matter further on Thursday, April 26, 2007. Mr. Barshinger was asked to contact the office with a suitable time. He was also asked to get together a list of facts to discuss at that time.

Dale Keesey requested that if Mr. Zelger does not show up for the meeting that the Board make a motion that Chanceford Township takes full control of these two fields.

David Gemmill stated that if Mr. Zelger cannot make the meeting, he will give him the opportunity to send a representative and if he does not, the Board will deem what is necessary for the fields in Chanceford Township.

Linda Stern stated that the Chanceford Township Recreation Board is willing to work with Mr. Zelger to come to a solution that is workable.

### **FLOOR OPEN TO PUBLIC:**

John Hedrick was present to file a complaint regarding Brownton Road. Mr. Hedrick feels there should be a stop sign erected on Brownton Road at W. Snyder Corner Road. He was informed that the Township does not have the authority to put a stop sign on a state road.

### **GREEN BRANCH FLOOD REPAIRS:**

William Fasick Jr. was present to discuss the repair of the flood damage on his property.

The Township Solicitor talked with William Kcenich of DEP about this project. Mr. Kcenich stated the only responsibility the Township has as a sponsor is for maintenance and operation for a ten year period of whatever facilities are put into place. If Mr. Fasick is willing to sign an indemnity agreement, the Solicitor feels the Township should do it. David Gemmill made Mr. Fasick aware that this signed agreement would go with the property and whomever owns it. Mr. Fasick stated he was aware of this.

David Gemmill made the motion to enter into the indemnity agreement as a sponsor to try to repair the property based on the fact that Mr. Fasick will enter into an agreement to take care of all maintenance. Seconded by Henry Tyson, motion carried unanimously.

Floor closed.

### **SALEM CHURCH ROAD REPAIRS:**

Engineer John Klinedinst stated the cost to dismantle the barn and build block frost walls and concrete footers at the new location would be \$18,657.50 (price does not include excavation). Mr. Klinedinst stated he would like to see the township include the whole road and both buildings in order to straighten the whole section of the road.

Henry Tyson agrees with the Dickels to let the corn crib structure stand and go on the opposite side.

In order to find out what work is required, a survey at the cost of \$3,000 - \$4,000 will need to be done. David Gemmill made the motion to direct the Township Engineer to proceed with the survey. Seconded by Henry Tyson, motion carried unanimously.

The Township Engineer suggested that the Dickels obtain the cost for excavation.

The Board clarified that if the Township proceeds, there will be no additional costs to either party than what has been agreed upon. The Dickels agreed.

### **ACT 537 PLANNING:**

Engineer John Klinedinst feels that all DEP is looking for is a plan. Mr. Klinedinst explained how an Act 537 Plan is done.

The first step is the Task Activity Report (send a letter in their format). Secondly, a listing of all of the tasks looked for in a 537 Plan.

If DEP approves the plan as submitted and the plan is adopted, then the Township will be reimbursed 50% of the costs.

The Engineer stated that the Task Activity Report could be completed this year and the remainder in 2008 due to the constraints of this year's budget. John Klinedinst was directed to have, for the May meeting, the cost of the Task Activity Report as well as the information needed to get this process started.

Dr. Grissinger asked if there will be a sewage treatment plant to accept the sewage and are there enough people to pump the septic systems? John Klindedinst stated this will be part of the process.

**ROADMASTER'S REPORT:**

Brian Olewiler requested the Board to advertise for a part-time road laborer. Mr. Olewiler was directed to get together with the office personnel and Ronald Miller to determine criteria and hours.

Mr. Olewiler reported that the repairs on Trinity Road have been started.

The Roadmaster inquired about applying for Community Development Block Grant money for the Salem Church Road Project. The Secretary will obtain an application form.

**PLANNING MODULES:**

Steven N. and Jayme K. Smith Plan #070109 – Henry Tyson made the motion to send the planning modules into DEP for approval. Seconded by Eric Bacon, motion carried unanimously.

Wanda J. Morris Plan #L-5138 – Henry Tyson made the motion to send the planning modules into DEP for approval. Seconded by Eric Bacon, motion carried unanimously.

**COMMUNITY BUILDING RENOVATIONS:**

Attach addendum that Slonaker/McCall will reimburse the Township for the restocking fee of \$63.80 and this addendum will become part of the change order document. Remainder of invoice was approved for payment.

**STOP PAYMENT FEE:**

Susquehanna Senior Center lost the Township donation check and there is a \$30.00 stop payment charge. David Gemmill made the motion to waive this fee. Seconded by Eric Bacon, motion carried. Henry Tyson abstained.

**APPROVAL OF BILLS:**

David Gemmill made the motion to pay the bills in a manner approved by law. Seconded by Henry Tyson, motion carried unanimously.

**ADJOURNMENT:**

There being no further business, Henry Tyson made the motion to adjourn the meeting. Seconded by David Gemmill, the meeting was adjourned at 9:30 p.m.

Respectfully submitted,

Brenda C. Gohn  
Secretary