

**Chanceford Township, York County  
Board of Supervisors Regular Meeting  
December 8, 2008**

**MEETING DAY AND TIME:** December 8, 2008

David Gemmill opened the regular meeting of the Chanceford Township Board of Supervisors at 7:03 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 Member Bradley Smith.

Others present: Township Engineer Casey Deller, Solicitor Timothy Bupp, Zoning Officer Jeffrey Koons, Assistant Zoning Officer Clifton Baldwin, Secretary-Treasurer Brenda Gohn.

**APPROVAL OF MINUTES:**

Bradley Smith made the motion to approve the minutes of November 10, 2008 as written. Seconded by Eric Bacon, motion carried.

**FIRE CHIEF'S REPORT:**

Ronald Witmer reported there were 12 calls in November with no fire loss. Also, he reported that the new county radio system will probably not go on line before the end of January.

**PUBLIC COMMENT:**

There being no comments, the floor was closed .

**ROADMASTER'S REPORT:**

Ronald Miller submitted photos of a truck that is for sale at North Lebanon Township for the Board's review. Mr. Miller also discussed the problem of cars parking in the street at Chanceford Crossings. The solicitor stated that signs, "No Parking This Side" need to be erected before the township starts towing cars.

**ZONING OFFICER'S REPORT:**

Jeffrey Heindel – the zoning officer will draft a letter regarding the lighting issue and send it to the solicitor for review before it is sent to Mr. Heindel.

**ENGINEER'S REPORT:**

Douglas Road Culvert – Chris Small and Rick Bogart of James Holley's office were present to discuss the severely deteriorated and undersized pipe in this culvert. If the township supplies the pipe, Stone Fence Acres is willing to install it. Mr. Bogart explained that they would like to connect another pipe to this pipe in order to reroute stormwater from an eroded area.

Eric Bacon voiced his concern with the potential of a creating a water problem for the downstream neighbor by rerouting and discharging water only 20 feet from the

property line. The Board would like it stated in writing from the neighbor, Richard Fears, that he does not have an issue with doing this. Ronald Miller will meet with Mr. Fears to discuss this matter.

The solicitor stated there are three issues that need to be addressed: A stormwater plan needs to be submitted to Casey Deller, an agreement needs to be signed by the landowner and a cooperative agreement with indemnity needs to be signed for the project. Atty. Bupp will draw up the necessary agreements.

Act 537 Plan – York County Planning Commission is not willing to approve this plan prior to the approval of the Regional Comprehensive Plan. Casey will apply to DEP for an extension of the 537 Plan time framing to coincide with the approval of the Regional Comprehensive Plan. Bradley Smith made the motion to allow Casey to apply to DEP for the extension of time. Seconded by Eric Bacon, motion carried.

Susan Drive – Casey received an update from David Marshall and his engineer. Casey stated that Mr. Marshall commented and detailed everything that the township asked him to address. The road width was discussed. The Board reiterated that Susan Drive needs to have 24 feet of travelable surface—two vehicles need to be able to pass one another as well as adequate access for emergency vehicles.

Brown Cow Pkg. Facility – Jeffrey Heindel stated that he was advised that he needed to take the stone out of the pit to do a percolation test in the hole. He also stated that he was advised to run a pipe over to the pond which would require a pump. Casey Deller stated that the ordinance requires that a percolation be done in order to make sure water will be absorbed in the pit. The pipe was suggested as an alternative. The Board informed Mr. Heindel that he does not need to take out the stone but simply dig a hole behind the pit to do the percolation test and that he only needs stormwater management for the newly increased impervious area.

Joint Comprehensive Plan – the draft is completed and will be distributed by next week for review and comment in January.

Fake Road Dirt & Gravel Project – a warranty inspection was completed and showed no deficiencies.

#### **AMBULANCE CAPTAIN'S REPORT:**

Scott Kauffman reported there were 500 calls for the year and 46 for the month of November. He also reported that the new ambulance is in service.

#### **SOLICITOR'S REPORT:**

Brown Cow Pkg. Facility – with regards to the lighting issue, Jeffrey Heindel commented that the ordinance states that there cannot be objectionable glare upon adjoining properties, With that being said, Mr. Heindel claims that lights from the Rutter's store casts light into his house; therefore, they are in violation as well. However, if a letter is sent, he will have it reviewed by his attorney. Atty. Bupp reminded Mr. Heindel that a special exception was granted for his use which states lighting will be addressed. Mr. Heindel stated that this use no longer applies as it is now mainly used for storage.

Calabrese, et al Property – until the township is provided a satisfactory signed stipulation to stay litigation of their appeal, Atty. Bupp recommended to the Board that

they sign the stipulation through January 31, 2009 and continue the agreement as they see fit from month to month.

Frank Shaffer – Atty. Bupp make the Board aware of the deficiencies on a subdivision plan that was presented to the Planning Commission last month. He also made them aware that Mr. Shaffer’s attorney filed a brief requesting that the Supreme Court take his appeal. Atty. Craley filed a brief in response. The Supreme Court will now have to decide whether it wants to hear the case.

**WAIVER:**

David Gemmill made the motion to grant a waiver from Section 72.33(a) of the PA Environmental Code to allow Thomas Gizzi Sr. a well isolation distance of 48 feet from his drain field. Seconded by Eric Bacon, motion carried unanimously.

**APPROVAL OF BILLS:**

Bradley Smith made the motion to approve the payment of all bills in a manner approved by law. Seconded by Eric Bacon, motion carried.

**PUBLIC COMMENT:**

There being no comment, the floor was closed.

**ADJOURNMENT:**

There being no further business, Eric Bacon made the motion to adjourn the meeting. Seconded by Bradley Smith, the meeting was adjourned at 9:21 p.m.

Respectfully submitted,

Brenda C. Gohn  
Secretary/Treasurer