

**Chanceford Township, York County  
Board of Supervisors Regular Meeting  
December 14, 2009**

**MEETING DAY AND TIME:** December 14, 2009

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 Member Bradley Smith.

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

David Gemmill announced that an executive session was held on 11/16/09.

**APPROVAL OF MINUTES:**

Bradley Smith made the motion to approve the minutes of 11/9/09, 11/16/09 and 11/18/09 as written. Seconded by Eric Bacon, motion carried.

**FIRE CHIEF'S REPORT:**

David Gemmill, on behalf of Ronald Witmer, reported that there were 14 calls for November and 2 fire company members completed their medical classes.

**ZONING OFFICER'S REPORT:**

11 Briarwood Ct. – Jeffrey Koons reported that there are two vehicles parked perpendicular on the cul-de-sac rather than parallel which is causing safety issues. Mr. Koons was directed to send a letter to the owners making them aware of these safety issues.

Harris-Shaw ZH – Jeffrey Koons requested that the township solicitor attend this zoning hearing. The Board gave permission.

Jacobs Road Property – the tenant has cleaned up but not completely. Eric Bacon suggested that Jeff talk with the landowner and work with the tenant another month. Bradley Smith will also talk with the tenant regarding him making more progress in the next month.

Kerry Posey Property – Mr. Posey notified Bradley Smith that he is aware that he needs to clean up his property. He intends to remove four vehicles. There are others that cannot be removed at this time. If these four are not removed, the township solicitor will be notified to move forward with filing the necessary paperwork at the district magistrate's office.

**PUBLIC COMMENT:**

David Bair was present to file a complaint about a perc and probe that were conducted on his property at 1430 New Bridgeville Road which were conducted too close

to the neighbor's well. Mr. Bair would like to be reimbursed for this work. Bradley Smith will talk with Mr. Whitmore regarding this issue and report back to Mr. Bair.

Pickel Road – Sheila Bupp was present to submit a petition opposing the closing of a portion of Pickel Road. David Gemmill stated that this issue is being kept open for public comment for a few months while a decision is being made.

Kent Heffner made the Board aware that someone in Chanceford Crossings has created a private driveway off the recreation field. Jeffrey Koons will investigate and talk with the owners. David Gemmill directed Jeff to make the owners aware that if they do not stop, a gate will be installed and they will pay to repair the field.

Mark Wagner commented that he did not intend the local neighborhood any harm in asking for the closing of a portion of Pickel Road. He feels it would be a benefit to the township in doing so. His intention is to leave a walking trail open for the fishermen. Mrs. Bupp feels there are several areas where the handicapped go to fish and does not feel there are that many areas along Otter Creek for them to do that. She also feels closing a portion of the road is not going to stop littering.

Dan Pickel commented that maybe there is a way to put in a foot bridge. Casey Deller feels this could be done but would require DEP approval. Casey will check into grants for this purpose.

There being no further public comments, the floor was closed.

#### **SUBDIVISION PLAN:**

Philip P. Kauffman Final Plan #L-5036 – David Gemmill made the motion to table the plan due to lack of representation and revised plan. Seconded by Eric Bacon, motion carried.

Planning Module – Bradley Smith made the motion to adopt Resolution #2009-08 adopting and submitting to the Department of Environmental Protection for its approval as a revision to the “Official Sewage Facilities Plan” the sewage facilities planning module for the Philip P. Kauffman subdivision plan. Seconded by Eric Bacon, motion carried.

#### **ROADMASTER'S REPORT:**

Ronald Miller reported that salt spreaders have been made ready. He stated that he did not order salt as yet but availability is good.

Mower – Lancaster Ford notified the township that they have a used mower. The secretary was directed to notify other municipalities, through PSATS, that the township is looking for a boom mower.

David Gemmill made the Roadmaster aware that Larry Hershberger notified the township asking them not to mow the evergreen trees lining the exterior of his property. He is planning to relocate them when and if NRCS gives him permission to do so.

The Roadmaster made the Board aware that there are trees located at the Chapel Church parking lot that need trimmed. He was advised to talk with the owner to discuss trimming these trees.

### **ENGINEER'S REPORT:**

Act 537 Plan – revisions are complete. The inspection card is being completed to the township specifications. Casey Deller went over the zoning ordinance updates required because of the proposed 537 plan.

Manor Furnace Road Culvert Replacement – Casey explained some of the issues with the stream and how they propose to rectify them. Bradley Smith made the motion to sign the permit and send it into DEP. Seconded by Eric Bacon, motion carried unanimously.

Lockport/Boyd Roads – DEP has indicated that the project can be handled as a GP-11 permit to remove the failing system and convert to an open channel flow. Ronald Miller will discuss this with the owner.

At 8:27 p.m., David Gemmill recused himself from the meeting.

Land Development Plan (David Gemmill) – minor changes were made to the stormwater management plan and did not require a revised plan for these changes. Eric Bacon made the motion to grant conditional approval of the diminimus changes to the David Gemmill land development plan subject to the Board's physical review of the plan. Seconded by Bradley Smith, motion carried.

David Gemmill rejoined the meeting at 8:32 p.m.

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

Airport Meeting – a meeting was held by PennDOT to let municipalities know that they are making money available to them to help with the adoption of hazard zoning for airports.

Frank Shaffer Litigation – oral argument was conducted on 12/2/09 at the Supreme Court level by Attorney Michael Craley. Attorney Craley felt it went well. Attorney Bupp will contact the Shaffer family after the holidays regarding a meeting to try and resolve this issue without court action.

Brogue Ambulance Inc. – Attorney Bupp was directed to talk with the Federation to find out who determines the area in which the Brogue Ambulance will provide services. Mr. Bupp found out that the Brogue Ambulance Inc. is there to facilitate and assist in efficient and safe provisions of EMT services. Therefore, it is the opinion of the township solicitor that since the township provides paid employees, the township has the right to determine the coverage area.

David Gemmill made it clear that the township is not restricting response into additional area by the Brogue Ambulance but is restricting the response of the Chanceford Township paid employees into an additional area. David Gemmill feels that Lower Chanceford Township should be given an alternative and that is to help pay for the ambulance service or Chanceford Township will stop running in Lower Chanceford Township during the daytime hours when the Chanceford Township paid employees are on duty. The Board feels that an agreement is needed that is fair to both parties. It was decided that a committee will meet with Brogue Ambulance Inc. to let them know of the township's decision and the fact that the Board needs to lower Chanceford Township's costs. The secretary and solicitor will compose a letter to Lower Chanceford Township explaining to them that the township is sending notice that negotiations need to be

entered into to compile an agreement for financial obligation from Lower Chanceford Township to help support the ambulance. If this is not accomplished by January 15, Chanceford Township paid EMTs will not be allowed to provide services to the Lower Chanceford Township area.

**AUCTION FEES :**

Rental fees for auctions have increased as follows: Each moving in day will be \$500.00 per day and day of auction will be \$1,000.00.

**HEALTH INSURANCE:**

David Gemmill made the motion to approve the Highmark PPO Value Plan at a \$1,000.00 deductible. Seconded by Eric Bacon, motion carried unanimously.

**EMERGENCY & FIRE SERVICE AGREEMENT:**

The Board did not approve signing a five year financial support agreement between New Bridgeville Memorial Fire Company and Chanceford Township. Financial support will be given as designated and approved in the 2010 budget.

**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 unanimously.

**PUBLIC COMMENT:**

The floor was opened. There being no further comments, the floor was closed.

**ADJOURNMENT:**

There being no further business, Eric Bacon made the motion to adjourn the meeting. Seconded by Bradley Smith, motion carried. The meeting was adjourned at 10:23 p.m.

**BUDGET HEARING:**

The budget hearing opened at 10:25 p.m. There being no comments, Eric Bacon made the motion to adopt the 2010 budget as duly advertised. Seconded by Bradley Smith, motion carried unanimously.

**ADJOURNMENT:**

Eric Bacon made the motion to adjourn the hearing. Seconded by Bradley Smith, the hearing adjourned at 10:30 p.m.

Respectfully submitted,

Brenda C. Gohn  
Secretary-Treasurer

