

**Chanceford Township, York County
Board of Supervisors Regular Meeting
May 10, 2010**

MEETING DAY AND TIME: May 10, 2010

Eric Bacon 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 Eric Bacon, Vice-chairman Bradley Smith and Member Kent Heffner.

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

APPROVAL OF MINUTES:

Bradley Smith made the motion to approve the minutes of 4/26/10 as written. Seconded by Kent Heffner, motion carried.

FIRE CHIEF'S REPORT:

Chief Witmer report that there were 19 calls in April.

Mr. Witmer asked the Board if they had any comments regarding the Emergency Vehicle Response Guidelines that were distributed to them last month. The Board had no comments.

Chief Witmer asked the Board to talk with PennDOT regarding the poor visibility when pulling out onto Delta Road off of Canning House Road. Kent Heffner will contact Steve Grasetti at PennDOT to discuss a possible solution.

BROGUE AMBULANCE REPORT:

No one present.

HELEN BURKE PROPERTY:

George Eveler, III was present along with Patsy and Tony Burke to request that the township provide a waiver from the requirement of a subdivision plan for the Burke estate property. They are asking for this waiver so that the house and curtilage can be separated from the rest of the farm. There are two deeds one of which is dated January 11, 1974 and one of which is dated June 21, 1974. The transfers and recording of these parcels occurred prior to the adoption of the Subdivision Ordinance executed on April 23, 1977.

Bradley Smith made the motion to grant the waiver from the requirement of a subdivision plan for this property due to an attorney or recording error back in 1974. Seconded by Eric Bacon, motion carried unanimously.

AMISH SCHOOL:

Steven Fisher approached the Board regarding building a school on the Aquilla Stoltzfus property located at 10939 Smith Hollow Road. A written 99 year lease agreement has been obtained. They were made aware that all applicable regulations will need to be met including utilizing a dwelling right for this school. Average enrollment will be 25 students.

Both the township solicitor and engineer feel there needs to be a scaled drawing for the benefit of the township and DEP setbacks as well as any exemption that may apply with regards to the UCC. Also, the zoning officer will need to do a site visit to inspect the location (staked out) of the school concerning setbacks. The sewage enforcement officer will need to be contacted early into the process.

SHAFFER FAMILY LIMITED PARTNERSHIP:

Bradley Smith made the motion to approve and sign the settlement agreement in which the Shaffers agreed to pay the township the amount of \$22,500.00 related to Chanceford's legal fees and court costs incurred in the litigation concerning their property. Seconded by Eric Bacon, motion carried unanimously.

BROOK RUN FARMS:

Eric Bacon made the motion to approve Keith Hoover's stormwater management plan subject to having it approved and recorded by the township solicitor. Seconded by Bradley Smith, motion carried unanimously.

PUBLIC COMMENT:

Harold Seifert was present to file a complaint regarding Commonwealth Code Inspection Service's less than thorough inspection of his solar system. The secretary will speak with the inspector.

Robert Miller of Stamper Road made the comment that he does not like the proposed Act 537 Plan and would rather not have it adopted.

It is also noted that the Board received two letters, Jerone and Rebecca Hively and Jay and Sharon Wolfe respectively, opposing the adoption of the Act 537 Plan.

Eric Bacon explained that this plan is our only option to having further planning modules approved by DEP in this township. It is the barest minimum most hands off plan that the township could put together and still have a plan that DEP would approve. Pumping of systems will be every five years rather than every three years as with most municipalities. John Klinedinst commented that the township did a good job and actually received concessions from DEP that most municipalities have not gotten.

David Warner was present to ask the question that if the sewage is generated on the homeowner's property and they have enough acreage, can it be spread on their property? John Klinedinst will find out the answer.

Also, Mr. Warner inquired if there is anything on record to protect the ground water on his property from the salt coming from the PennDOT building across the road onto his property. John Klinedinst will look at the plan submitted by PennDOT.

Mr. Warner also felt that the pipe on Bacon Road should have been set deeper because of water coming down stream that backs up and silts out. Kent Heffner will do a site inspection.

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

ZONING OFFICER’S REPORT:

2705 Delta Road – Jeff Koons met with the owner, John Bell, the tenant and nearby neighbor, David Curran, to discuss the location of chickens on this property. The tenant was asked to move the chickens to another location on the property. On revisiting the property, Jeff found that the chickens were moved and the tenant is attempting to clean up the property.

Stormwater Management Ordinance – Jeff commented that he feels the square footage of roof space allowed before a seepage pit is required should be greater than 400 square feet. The Board will take it under consideration.

Kerry Posey property – the Court is going to issue a judgment on the property. Attorney Bupp will go back to the Board when the judgment is issued as to how it should be handled.

There being no further business from the zoning officer, Jeff left the meeting.

ROADMASTER’S REPORT:

Kent Heffner reported there are two more weeks left of grading dirt roads.

The hydraulic pump went out on the small dump truck and had to be replaced.

The inlet work at Chanceford Crossings will begin in two weeks. The necessary safety cones will be purchased for this project.

BID AWARDS:

After being duly advertised and properly received in the manner and time described in the bid advertisement, the following bids were received.

Stone Bids:

The bids were read as follows:

	<u>County Line</u>	<u>York Building</u>	<u>Kinsley Materials</u>
#57	10.60	10.80	11.65
#2A	9.35	8.50	9.45
#8 Washed	11.50	12.50	11.90
#3	10.60	10.80	11.65
#4	10.60	10.80	11.65
R5 Rip Rap	17.90	16.20	16.35
R6 Rip Rap	18.50	18.20	16.35
Anti Skid	11.70	12.50	13.45

Kent Heffner made the motion to award County Line Quarry, Inc. the bid for the #57 and Anti Skid only and the remainder of the stone bid to York Building Products. Seconded by Eric Bacon, motion carried unanimously. The bid was awarded in thin manner because the York Building Products stone is more round and harder.

Oil Bids:

The bids were read as follows:

	<u>Hammaker East Ltd.</u>	<u>Martin Paving Inc.</u>
RS-2PM and/or CRS-2PM	2.23	2.34
RS-2 and/or CRS-2	2.01	2.07

Kent Heffner made the motion to award the bid to Hammaker East Ltd., low bidder. Seconded by Eric Bacon, motion carried unanimously.

Blacktop:

The bids were read as follows:

	<u>Highway Materials</u>	<u>Kinsley Materials</u>
25mm	43.50	46.60
9.5mm	53.00	55.50

Kent Heffner made the motion to award the bid to Highway Materials, low bidder. Seconded by Eric Bacon, motion carried unanimously.

ENGINEER’S REPORT:

Manor Furnace Road box culvert – C. S. Davidson will provide the bid specs for box culvert, guide rail and crane service and the township will advertise. Materials and construction will be paid out of the General Fund.

SWM Ordinance – the Board would like minimum changes to this ordinance that would deal with instances when there is large amounts of rainfall in a short period of time.

SOLICITOR’S REPORT:

Act 537 Plan Resolution – Bradley Smith made the motion to adopt Resolution 2010-04 implementing the Act 537 Plan. Seconded by Eric Bacon, motion carried. Kent Heffner voted no to this plan.

PAY RATE:

Kent Heffner made the motion to give an hourly rate increase of 35 cents to EMT, Michael Simpson. Seconded by Bradley Smith, motion carried.

APPROVAL OF BILLS:

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

ADJOURNMENT:

Eric Bacon made the motion to adjourn the meeting. Seconded by Bradley Smith, the meeting was adjourned at approximately 10.15 p.m.

Respectfully submitted,

Brenda C. Gohn

Secretary-Treasurer