

Penn Township Work Session

Conditional Use Hearing

July 19, 2017

Chairman Moyer called the 7.19.2017 Supervisor Meeting to order at 6:00 pm, followed by the Pledge of Allegiance. The Supervisors worksession was immediately recessed at 6:00 for a public hearing on the Conditional Use application for Enos and Dena Yoder.

Conditional Use hearing was conducted by township Attorney James Bathgate.

Present for hearing included: Supervisors DeWire, Moyer, Solicitor Bathgate and stenographer Sally Thomas.

Excused: Supervisor Payne and Sec/Treas Jacqueline Anders

Others present included: Mark Freeze of Coukart and Assoc., Enos and Dena Yoder, Jan Ritter, Chris and Dan Kuruna and Brandon Bucher.

Testimony and comments were provided.

The Board of Supervisors called an Executive Session at 6:30 for review and discussion.

Hearing resumed at 6:39, after consideration of testimony and exhibits provided, on motion by Brenda Moyer, second by Pete DeWire, representing a quorum, the Board of Supervisors do approve the Conditional Use permit requested by Enos and Dena Yoder with each of the following conditions met:

1. Applicant shall comply with all federal, state and local rules and regulations
2. Subject to Final Subdivision Plan approval
3. The private ROW (right of way) shall be maintained in a traversable condition that shall include winter maintenance and maintenance of the drainage pipe within this ROW.
4. Notify and make aware to any subsequent purchaser; a small, informal shooting range, established in 1985, is located on the other side of a common fence row.

Attorney Bathgate will provide a written determination for signatures by the Board of Supervisors, commencing a 30-day Right to Appeal period. It shall be noted the Sewage Facilities Planning Module is forthcoming to the Township for review by Planning Commission, the zoning officer and the BOS.

The Final Subdivision Plan for Enos and Dena Yoder may come before the BOS on August 16, 2017.

The hearing concluded at 6:46 pm and a brief recess was called.

The Supervisor Work Session resumed at 6:50 pm.

Present included - Supervisors: Pete DeWire, Brenda Moyer and Solicitor James Bathgate.

Excused – Supervisor Payne and Sec/Treas Jacqueline Anders

On motion by DeWire, second Moyer, representing a quorum, the minutes of the July 12, 2017 regular meeting of the BOS were approved.

Public Present - none

Persons Present to be Heard – none

Reports -

- Isaac Ramer, Roadmaster – no report but a request to purchase Concentrated Tar and Asphalt remover. **On motion by DeWire, second Moyer; representing a quorum, Roadmaster shall purchase 6-gallons of remover at \$499.**
- Jacqueline Anders, Secretary – no report provided
- Ray Cerezo – no report provided
- Monty Anders, Park Maintenance – no report provided
- Fred Ulrich, EMC – no report provided
- James Bathgate, Solicitor
 1. Bathgate will follow up on 458 State School Road, review previous e-mails and consider a notice of violation of the Penn Township nuisance ordinance. This property owned by Federal National Mortgage, 14221 Dallas Pkwy, Suite 1000, Dallas, TX 75254 TAX MAP PN 13-03-039

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2. After discussion between solicitor and board, **On motion by Moyer, second DeWire; representing a quorum, the BOS shall remove Jonetta Ulmer from the Planning Commission board as she no longer lives in Penn Township.**

New Business –

1. **Zoning Permit Extension Request** – Mike Peleschak, Project Manager, on behalf of the DGS water facility project at the Selinsgrove Center provided a written request for an extension of time on zoning permit #ZP16032 set to expire on September, 7, 2017. **On motion by Moyer, second DeWire; representing a quorum, the Board does grant the extension of time for ZP16032 with no additional zoning permit fees.**
2. **CUMC – Phase II Completion Inspection Request** – CUMC provided in writing (7/17/2017) notice the Developer has completed all required site improvements as identified in a "Preliminary Cost Opinion" dated 11/17/2015 for Phase II of the CUMC Land Development Plan. The Board shall request Robert Bickhart to inspect the required improvements and request a written report within 30-days indentifying rejection or approval.
3. **GSVCC request to advertise** – The Chamber provided to Penn Township a request to advertise in the 2017-19 Resource Guide and Map at a cost of \$625. The Board is not interested at this time.

Old Business –

1. **Amusement Tax** – On motion by DeWire, second Moyer; representing a quorum, this Board does request Solicitor Bathgate rewrite the Amusement Tax ordinance, repealing Ordinance 91-1, later amended by Ordinance 92-2.
2. **Building Paint Bids** – Seven contractors looked at the project with five proposals returned. **On motion by DeWire, second Moyer; the bid will be awarded to Superior Painting and Contracting at \$2065 and will request the @3' top perimeter on the recycle center side also be painted at a cost not to exceed \$2625.**
3. **Door Replacement and Shelving** – Five contractors were contacted to bid this project with four proposals submitted. **On motion by DeWire, second Moyer; representing a quorum, the bid shall be awarded to Andy Bausch Construction at \$ 2725.**
4. **Pesticide / Herbicide Coverage Compliance** – a certificate of insurance will be provided to Dept of Agriculture indicating Penn Township's insurance coverage does provide for pesticide / herbicide application.

FYI -

The Board was provided documents of the following:

1. Draft Minutes 7.12.17 ESRR
2. PVA – provided a 6/22/17 meeting agenda, no minutes
3. Mifflinburg Bank Pledge Report

Public Comment – none

Accounts Payable –

On motion by DeWire, second Moyer; representing a quorum, the Board will pay the bills presented.

On motion by DeWire, second Moyer; representing a quorum, the July 19, 2017 Supervisors Work Session was adjourned at 7:33pm.

Respectfully Submitted,

Brenda Moyer
Assistant Township Secretary