

Joel Buckley
Chairman
533-3858

Jay M. Brandt
Vice Chairman
Road Master
367-3667

John D. Rochat
Supervisor
533-3831

**CONEWAGO TOWNSHIP
BOARD OF SUPERVISORS**

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Shirley Meyers
Secretary/
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Dolores Kuntz
Treasurer/
Assistant Secretary

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS MINUTES

May 12, 2010

The Conewago Township Board of Supervisors held their regular meeting on Wednesday, May 12, 2010. Those present were:

John Rochat	Joel Buckley	Jay Brandt
Shirley Meyers	Dolores Kuntz	Jon Yost
Max Shradley	Rosalie Siefert	Peter Czuday
Barb Miller, Patriot-News	Steve Todd, The Sun	Ann Hitz
John Hitz	Travis Zeiset	Tracey Zeiset
Wilmer Martin	Toby Brzon	Ernie Miller
Shirley Weaver	Robert Walsh	Todd Kreiser
Kenton Kreider	Amanda Corrigan	Brian Corrigan
Dan Tredinnick	Sherry Weaver	Gary Painter
Sherry Smith	Steve Todd, The Sun	Jim Martin
Galen Hitz	Amy Atkins	Don Parmer
Sharon Dougherty	Rick Martz	Renee Paladino

The meeting was called to order by Chairman Buckley at 7:30 PM.

EXECUTIVE SESSION DISCLOSURE – Nothing to Report.

PUBLIC COMMENTS – Nothing to Report

MINUTES OF APRIL 14, 2010 – A motion by Rochat second by Brandt to approve the minutes of April 14, 2010, with correction on page 3, second paragraph, delete of \$400.00 and on page 12 under McGrath add **Buckley – No.** Motion carried.

TREASURER’S REPORT, APRIL 30, 2010 - A motion by Rochat second by Brandt to approve the Treasurer’s Report dated April 30, 2010 subject to audit. Motion carried.

EXPENDITURE REPORT, MAY 12, 2010 – A motion by Brandt second by Rochat to approve the Expenditure Report dated April 15, to May 12, 2010 in the amount of \$34,510.57. Motion carried.

PLANNING COMMISSION MINUTES, APRIL 26, 2010 –For Review Only

A motion by Brandt second by Rochat to reappoint Ken Grubb and Peter Czuday for another 4 year term which will expire April 30, 2014. Motion carried.

SECRETARY'S REPORT

Correspondence & Communications - Larry Baer, 3615 Colebrook Road, E-mail dated 4-28-10, he stated he would like the speed limit lowered or enforce the posted limit on Deodate Rd., (Rt. 341). The present speed limit of 35 mph is excessive considering the lack of an adequate berm and minimal visibility. He has lived in Deodate for 11 years, and has witnessed 5 minor accidents directly in front of his home, all of which were a result of excessive speed. He was told that this effort will be a waste of time, as local officials have no authority (State Roads) and the state officials have no interest. He disagrees, and would accept any guidance from the Township with this issue.

Scheduled Events - Just a reminder of township meetings; PEMA Snow Aid Meeting 5-13-10, Buckley; Election Day 5-18-10; Planning Commission Meeting 5-24-10; Park & Recreation Meeting 5-25-10; Conewago Municipal Authority 6-1-10; BOS Meeting 6-9-10.

REPORTS OF OFFICIAL AND COMMITTEES

SUBDIVISION/ENGINEERING FEE REPORTS - All Up-to-date. .

OLDS MANAGEMENT REPORT – The secretary stated pumping reports are regularly coming into the township.

MUNICIPAL AUTHORITY MEETING – MAY 4, 2010, Need Minutes

PARK & RECREATION MEETING – APRIL 30, 2010, (Camp Conewago Status)

ZONING HEARING BOARD, MAY 6, 2010

The Zoning Hearing Board approved the Variance Docket 2010-2 for LDSO for a fence in the front yard in excess of 3 Ft. in height for Conewago Elementary School.

The Zoning Hearing Board rejected the Variance, Docket 2010-1 for John & Deana Holloway, because the request doesn't meet the township existing side yard line setback.

ROAD MASTER'S REPORT

Authorize P/T Employees –Provide a list of Road Crew – A motion by Brandt second by Rochat to authorize the use of the current Part-Time Employees List. Motion Carried.

Road Master Brandt reported the road crew is working on trimming brush, cleaning storm drains and grates. The Road Crew attended 2 days at PSAT's Convention and attended the Road Maintenance Workshop. Brandt will attend a meeting on 5-18-10 with Mt. Joy Township pertaining to Koser Bridge, Aberdeen Mills Bridge, and Prospect Road Bridge.

ROAD MASTER'S REPORT. Continued

Accident Charges – Buckley stated there was an accident on the corner of Roundtop Road and Dogwood Drive, 911 called for the township to provide our road crew to help remove a tree that was knocked down. They took out a utility pole and signs were knocked down. The State Police, Troop H was asked to send a report as soon as it was approved, but we never received it. E-Mail, John Rochat and he will check on the accident report.

SUPERVISORS' REPORTS/COMMENTS

EIT Shortfall – Nothing To Report

Cable Wireless Router, Digital Camera – Buckley purchased each item

Warburton Sign – Impairment of Driver Visibility – Rochat stated it looks liked they lowered the brightness and toned it down. Zoning Officer Parmer stated they have been working with adjusting the brightness on the lights for safety at that crossroad.

Insurance Quotes – Buckley stated he received a second quote form Lee Freeman Insurance Agency, but his quote was more than the current insurance with Allen Chubb Insurance Agency. Brandt would like to look over the policy because some of the inventory is over or under insured.

QuickBooks Update – Buckley purchased QuickBooks Pro for 2010. QuickBooks Pro 2010 is new and must be updated by 5-31-10, to be able to continue to use QuickBooks Payroll. Buckley will install 2010 QuickBooks Pro enhanced for payroll purposes.

PEMA Snow Aid – Buckley will meet with PEMA 5-15-10, with the information needed to get reimbursed for the snowstorm on 2-11-10.

SPECIAL BUSINESS

CONDITIONAL USE APPLICATION PUBLIC HEARING – AMANDA CORRIGAN, Zoned Ag, 4633 Colebrook Road, Hershey, Parcel 22-011-002 – She is requesting to install a Beauty Salon in her home. No additional buildings, she will be using part of her existing home, and will be the only employee. The Planning Commission recommended to grant the Conditional Use Application. The footage is confirmed and it is less than 25% (2,650) there is adequate parking of 6 spaces and a turnaround. Solicitor Yost asked if there are any comments, and if not the public hearing was closed at 8:10 PM.

A motion by Brandt second by Rochat to approve Corrigan Conditional Use with the condition it is subject to standard conditions in the Ag. Zone. Motion carried

SPECIAL BUSINESS, Continued

Ordinance Adoption – Property Maintenance Ordinance – BOS tabled 4-14-10, PC recommended rejection 4-26-10 –The Planning Commission discussed this ordinance at their 4-26-10 meeting. They felt it is NOT for Conewago Township, items discussed were weeds, definitions not consistent, wood piles and old buildings on farm properties or other properties. After discussing this issue they recommended that this Ordinance is highly unacceptable as written, however, it might be worthwhile pursuing an inhabitable dwelling ordinance only for health and safety issues.

Buckley stated that Ordinance was advertised two months ago, and this Board has 60 days to decide if action will be taken. The floor was opened 8:15 PM to the public for other comments not made at the April meeting. **Don Parmer, Zoning Officer** stated for the records he does not want anything to do with this Ordinance, and feels the township can discuss issues with the resident as needed. **Wilmer Martin** stated last month's meeting Buckley said the BOS has the authority to pass this Ordinance, which indicates you don't care what the residents say. Mr. Martin said you're only on that side of the table because the residents on this side put you there. Buckley apologized and said he was sorry if that was implied, and said all the Supervisors take seriously the input we received from residents the at meeting, emails, letters, or faxes.

Buckley asked the Supervisors if they have any comments. **Brandt** stated we looked at this Ordinance before and at that time he was opposed as well as residents were opposed and said we don't need it. He said he is still opposed and residents are still opposed to this Ordinance and he doesn't feel we should be adopting it. The few incidents we have he would be willing to work with them to resolve the problem. At the PSAT's Convention they had a workshop on whether your township should or should not adopt a Property Maint. Ord. He said he didn't learn anything at the workshop that would change his mind to adopt it. Buckley stated the workshop was geared toward using International Property Maintenance Ordinances. At this point we heard, people don't like it at all, and other people suggested it be restricted to Planning Commission recommendation. The Solicitor said their look at residential structures for health and safety issues. The options are to pass the Ordinance, to revise it, reject it or do nothing and it would have to be advertised again. The 60 days will lapse before the next meeting, does anybody care to make a motion if there is no further discussion.

A motion by Brandt second by Rochat to move to reject the Property Maintenance Ordinance and not adopt it. Motion carried.

Rochat stated we received letters from different sector of the community. He has issues with just doing the Residential area and not Ag. You can't discriminate one section of the community against the other. If we were ever to do a maintenance ordinance it would need to be township wide. Whether we have an Ordinance or not there a lots of things he disagrees with, that is the reason he voted it down.

OLD BUSINESS

Park Land Acquisition – Purchase Agreement \$50,000. Payment, Another Appraisal

– Solicitor Yost reported updated appraisals have been requested, and hopefully he will have them back by mid May.

Flood Plan Map/Ordinance Update – Engineer Shradley stated he hasn't completed the update yet.

Report on SALDO provision on Emergency or Boulevard Entrance – Engineer Shradley – The Planning Commission recommended not allowing the boulevards concept as an alternative to a second access to a property and the secondary access would be the same.

A motion by Rochat second by Brandt to authorize the change of the SALDO Ordinance to exclude the boulevard entrance as an option for a second entrance. Motion carried.

Bridge Reports – Koser Bridge, Prospect Road Bridge , Aberdeen Mill Road Bridge – Mt. Joy Request for Meeting, 5-18-10

NEW BUSINESS

Camp Conewago – The Parks & Recreation Board is please to submit for your approval the names of two individuals to serve as co-administrators for Camp Conewago 2010. Rochat stated one the individuals is on the Park & Recreation Board he publicly wants to ask the Solicitor if this a conflict of interest. Solicitor Yost said it is not a conflict of interest because she is not voting on the position and it may be a benefit to have someone from the Park & Recreation Board.

Sherry Weaver is a Conewago Township resident who has taught first grade in the Palmyra Area School District for 14 years. She holds a Master's Degree in Teaching and Curriculum/Early Childhood and will complete English as a Second Language certification in July. She has previous summer camp work experience, including programs with the SACC (School Age Child Care) Program run by the Lebanon YMCA.

Lisa Germany-Irving is a fourth grade teacher at Pine Street Elementary School in the Palmyra Area School District. She also teaches at Harrisburg Area Community College. She has 13 years experience as an educator and has previously run several summer camping programs in East Stroudsburg.

A motion by Rochat second by Brandt to appoint Sherry Weaver as the 2010 Camp Conewago Director, and Lisa Germany-Irving as the 2010 Camp Conewago, Co-Director. Motion carried.

Buckley stated Tredinnick requested there is currently \$2,500. earmarked with the current township budget. When Camp Conewago was an independent camp that added to registration fees to operate the camp. However, now the Conewago Township is running the Camp even though the township receives the registration fees we have to appropriate their

NEW BUSINESS, Continued

Camp Conewago, Continued – expenditures as well. Dan Tredinnick, Chairman said they are projecting they will need \$3,200. to help operate the camp. They estimate 80 campers, each paying a \$40. Registration Fee to operate the camp cost.

A motion by Rochat second by Brandt to authorize expenditures up to \$3,500. for cost of Operating Camp Conewago. Motion Caried

Chairman Tredinnick thanked the Supervisors and appreciatex the townships continued support. Sherry Weaver said the dates for Camp Conewago are the week of 7-12 to 7-15, 2010, she's not sure of the week of 7-19- to 7-22-2010. It is from 9:00 AM to 12:00 Noon, Monday through Thursday. Buckley stated Camp Conewago is open to all children in the township, including those who do not attend Conewago Elementary School.

EPA Citation – MS4, Engineer Shradley – Engineer Shradley stated he attended two seminars at the PSAT's Convention on how this should be addressed. We received the violation notice on April 7, 2010, and have 120 Days to respond. The Township has a MS4 Permit.waiver in the files, dated October, 2006. They never issued a permit to the township, so we are not in violation. Engineer Shradley e-mailed a copy of the waiver from DEP to EPA requesting we would like them to proceed and to setup a time with the enforcement officer, Mr. Sheaffer.

PLANNNG/ZONING REVIEW;

CONEWAGO ELEMENTARY SCHOOL EXPANSION – LAND DEVELOPMENT PLAN, 22-009-003-22,009-023 – Request Waiver/Conditional Approval of Traffic Study (Yost) – PC Recommended Waivers Approval 4-26-10, Variance Granted for Front Yard Fence, LD Submitted 1-25-10, 90-Day to 4-24-10, Ext. Until 7-24-10- The Planning Commission recommended approval of waivers for Preliminary Plan, Sidewalks, Curbs, and Storm Sewer Pipe Size, but Widening of Existing Roads will be review separately with the Traffic Study comments. The School has not addressed the township comments, and has not submitted them to Engineer Shradley for comments, because Dauphin County is currently reviewing it. Rochat questioned the width of Schoolhouse Road, and that section of road should go up to front of school property. Rochat doesn't want to delay the school in this project, so we should exclude intersection and traffic study as a separate issue. Solicitor Yost suggested since the School doesn't know what will be required from PENNDOT for widening of Schoolhouse Rd., Rt. 743, the plan can be approved contingent to PENNDOT's requirements.

Buckley stated he briefly wanted to discuss the Park & Recreation recommendation of the layout of the ball fields and if the designated athletic fields layout is subject to change. Sherri Smith stated they came to a Park & Recreation Meeting in February which was to eliminate any late changes, and she was disheartened with the letter. They will look at consideration of those things, but they are ready to do bids next month, and hopes that the ball fields would not delay the project. Buckley said plan approval does not have to freeze the

PLANNING/ZONING REVIEW, Continued;

CONEWAGO ELEMENTARY SCHOOL EXPANSION – LAND DEVELOPMENT PLAN, 22-009-003-22-009-023 – Request Waiver/Conditional Approval of Traffic Study (Yost) – PC Recommended Waivers Approval 4-26-10, Variance Granted for Front Yard Fence, LD Submitted 1-25-10, 90-Day to 4-24-10, Ext. Until 7-24-10, Continued, configuration of the baseball fields if you want to change, but the BOS is not asking you to do that.

Rochat stated that through the process the school has been a good neighbor, in working with the Supervisors as well as the Park & Recreation Board. Mr. Martz met with the Baseball Association and told them next summer they will be short two fields in the lower fields during construction.

A motion by Rochat second Brandt to approve the following waivers for Conewago Elementary School Preliminary/Final Subdivision Land Development Plan:

- WAIVERS:** Section 404 – Preliminary Plan
Section 607 – Sidewalks
Section 606 – Curbs
Section 605.A.6 – Storm Sewer Pike Size

Motion Carried.

A motion by Rochat second by Brandt to grant the waiver of Section 613 – Widening Existing Roads, of the requirement to widen Schoolhouse Road and Hershey Road while awaiting comments from PENNDOT on the project's Highway Occupancy Permit and from Conewago Township. Motion carried.

A motion by Rochat second by Brandt to approve the Conewago Elementary School Expansion Land Development Plan subject to waivers of widening of roads and intersection approval. Motion Carried.

Superintendent Sherril Smith thanks the Supervisors and the Township for all their work as a good neighbor and appreciation for working with Lower Dauphin.

LISA & WILLIAM CAPP – FINAL LAND DEVELOPMENT PLAN – Horse Barn & Riding Arena, 727 Bellaire Road, 22-014-025, PC Recommended 4-26-10,

90 Day Extension 7-24-10 – The Capp's built a large 18 stall horse barn in 2008 but never gave us a Land Development Plan. This is a Riding Academy in which they board horses and giving riding lessons which are allowed in the Ag Zoning District. There is a handicapped port-a-potty by the horse barn, but no sewage system. The Planning Commission at their 4-26-10 Meeting recommended waivers of 403.1 Preliminary Plan, Section 403.1.A.(2)(e), Topography for Entire Property, Section 403.1.A(1) Erosion and Sedimentation Control Plan. They also recommended approval of Land Development Plan.

PLANNING/ZONING REVIEW, Continued

LISA & WILLIAM CAPP – FINAL LAND DEVELOPMENT PLAN – Horse Barn & Riding Arena, 727 Bellaire Road, 22-014-025, PC Recommended 4-26-10, 90 Day Extension 7-24-10 , Continued, The Building size is 72' by 200' a total of 14,400 Sq. Ft. The handicapped space was put the where the Code Inspector told them to put it, there is no turn-around.

A motion by Brandt second by Rochat to grant the waivers for William C. Capp, Jr. Final Land Development Plan:

WAIVERS: Section 404 – Waiver of Preliminary Plan
Section 403.1.A.(2)(e) – Waiver of Topography of Entire
Section 403.1.A(1) Erosion and Sedimentation Control Plan

A motion by Brandt second by Rochat to approve William C. Capp, Jr. Final Land Development Plan subject to parking issues. Motion carried.

HERSHEY TRUST & LOWER DAUPHIN SCHOOL DISTRICT PARK LAND SUBDIVISION – Approved – Planning Module Non-Building Waiver Received

CREEKSIDE MEADOWS, FINAL SUBDIVISION PLAN, PHASE 1, – Zoned Residential County, 1779 Deodate Rd., Elizabethtown (Formerly Michael Cosik Farm) Parcel 22-015-001, Sewer Planning Module Submitted 12-6-09, rejected by DEP. Final Plan Phase I Subdivision Received 12-14-09, PC Tabled, Extension until 8-14-10

JOHN & FRANCES HERTZLER FINAL SUBDIVISION, Lot add-On and Land Development, 676 Hertzler Rd., Elizabethtown, PA Parcel 22-0158-007, Zoned Ag (Extension Until 6-10-10 – Need Waiver of Fee-In-Lieu for Park & Recreation, Conditional Approval was given 2-17-10)

OAK RIDGE MANOR FINAL SUBDIVISION PLAN – Zoned Residential County, Ridge Rd., 5.90 Acres, Tax Parcel 22-006-095,096,097, 098, 099, 100, 101, 102, 103 – Owner Glen K. & Evelyn J. Farver – (Hor-Shaa, Inc.Equitble Owners) Owners: Jay C. & Carol L. Weaver, Tax Parcel 22-006-002 – A motion by Brandt second by Rochat to reapprove the Oak Ridge Manor Final Subdivision Plan with the same condition. Motion carried.

RICHARD & CINDY MCGRATH, Equestrian Facility, Corner of Mapledale & Valley Road, Zoned AG. 22-014-055, Proposed Ordinance Revision Rejected 4-14-10, Seeking Building Permit for 6,000 Sq. Ft. Personal Use Horse Barn, Land Development Waiver given September, 2009 – Don Parmer, Zoning Officer stated the McGrath's applied for permits to build the Horse Barn approved by the Township for 6,000 Sq. Ft. The Code Inspector stated because he is in the Ag District he is exempt from Bldg/Const. Permit and

PLAN STATUS UPDATE, Continued

RICHARD & CINDY MCGRATH, Equestrian Facility, Corner of Mapledale & Valley Road, Zoned AG. 22-014-055, Proposed Ordinance Revision Rejected 4-14-10, Seeking Building Permit for 6,000 Sq. Ft. Personal Use Horse Barn, Land Development Waiver given September, 2009, Continued - Inspections. Engineer Shradley suggested putting the paragraph on his memo dated 5-12-10 on the Zoning Permit Memo to make sure they understand the proposed horse barn is for private use and shall not be used as a business. The statement shall be signed by the owners acknowledging their understanding of the restriction and a copy kept in the township files.

Brandt needs to approve the Driveway Permit and will be issued based on ROW easement on the land of Linda Kennel.

KENTION KREIDER SKETCH PLAN - Residential Suburban Zoning, 3298 Old Hershey Road, Elizabethtown - Parcel No. 22-006-046 - At the Planning Commission Meeting 4-26-10 recommended that he appear before the Zoning Hearing Board for their consideration to make this a more safe intersection and at the same time he can still continue to have the same use of the property. Mr. Kreider's intention was to repair this run down property and stone wall. It was suggested to him to tear the house down and remove the stone wall for an improvement to this dangerous intersection. He is willing to do this; however, he needs a guarantee that he will be able to erect a 30' x 60' doublewide and a small shed on this lot. He will not be able to meet the current setback lines with a new home.

A motion by Rochat second by Brandt to support the Kreider Subdivision for the Variance with the primary understanding there are safety concerns at this intersection (Corner of Old Hershey Road and Ridge Rd.). The Supervisors would support the variance setback, lot size and support dividing the property into 2 lots, to improve the intersection for safety by cutting the corner for sight distance. Motion carried.

A motion by Rochat second by Buckley to adjourn the meeting at 10:10 PM. The next meeting is June 9, 2010.

Respectfully submitted,

Shirley A. Meyers
Township Secretary