

**FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS
WORKSHOP MEETING
May 16, 2013**

CALL TO ORDER

Present were Supervisors Donald Lerew, Ed Campbell, Naomi Decker, and John Holder, Also present were Solicitor Stacey MacNeal, Engineer Timothy Knoebel, and Secretary Nancy Zentmeyer. The meeting was called to order at 7:02 p.m. at the Township Municipal Building, 150 Century Lane, Dillsburg, York County, PA. Guests and visitors are on the attached sign-in sheet.

RECYCLING CENTER

Joanne Trygg informed the Supervisors that the Adams County Mission will do an electronic material recycling on June 15. There will be a truck with 2 volunteers from the Mission to help. No air conditioners or refrigerators will be allowed. Mrs. Trygg indicated that there will be a notice placed in the Banner and she will also contact the Patriot News. All permits and disposal will be taken care of by the Adams County Mission. Adams County Mission is the only licensed electronic recycling for Adams and York Counties. If the first one is a success another pick up will be scheduled.

LAKE LEA DRIVE/WATER STREET ROADSIDE DRAINAGE REPORT

Engineer Knoebel was present to discuss with the Supervisors the report on the Lake Lea drainage situation. A handout of the draft report was presented for review.

The township right-of-way is 33' and the grass strip is within the right-of-way and behind the telephone poles is out of the right-of-way. The drainage area map was referenced. The calculated flow rates within the water shed for a 2-year storm event is 159 cubic feet per second.

Under the analysis of potential improvements there are 3 options to correct this problem. It was noted that the problem is that when the water comes down and gets to the turn that is when the problem starts with putting debris on the road and the roadway flooding. There was discussion with the bank being washed out and with the debris being put back but DEP indicated that this cannot be done.

Engineer Knoebel reviewed the 3 options:

1. Alternative #1 – there are 1' deep 3:1 side slopes. All improvements performed would be within the existing right-of-way, but flooding would still occur. There would be no easements required and there would be some cost. This will be an ongoing maintenance problem. This will be discussed with the Roadmaster.

2. Alternative #2 – at the turn in the roadway there would need to be a wide easement and construct a large swale. The cost for permits and wetlands may be involved. DEP takes control of projects of this size. It was noted that this could be done with Liquid Fuels monies and the work could be done by the township. The intersection would be clear but Lake Lea Drive will still flood with a 2-year storm. The downstream existing 36” private driveway culvert did not possess sufficient capacity and caused backwater, maintaining flooding of a significant portion of Lake Lea Drive. It was noted that the pipe is the issue.
3. Alternative #3 – there is not much of a difference from alternative #2 except there would be a replacement of the existing 36” culvert by a larger capacity arch pipe culvert. This would provide a mild improvement of water stage, but significant enough to prevent flooding of Lake Lea Drive for the 2-year storm. The road crew may not be able to do this work, if that is the case then the township would have to bid the work. There will be dredging, permitting, design and construction costs involved.

Alternative #1 could get done this year, but the township would have to check with DEP for permits. Alternative #2 with the dredging would require permits and that could push the work back to late fall and this should be done in August. A meeting with the property owner would be necessary. The installation of the pipe would cost less than arch structures. There was discussion on what the cost would be and it was noted it could reach up to \$50,000. The property owner wants the results of the report. It was noted that the township should have the cost of the project before entering into a discussion. It was suggested to get the roadmaster’s feedback and the cost of materials. Engineer Knoebel will contact the roadmaster. The Miller’s are willing to participate but they want to know what the impact is to them.

DEP has informed the township that this is our problem since it is a township road. There was discussion on putting a detention pond in but there are wetlands and that would require serious permitting, the need for a large area and cooperation with the owner. It was asked if there are any more options to give to the owner, but was also noted that it needs to be what is best for the township. The ditch along Water Street is deep and it was questioned if the water is to capacity when it rains. It was noted that rip-rap could be placed in the ditch and may slow the flow of water. The engineer will revise and finalize the report.

DANGEROUS STRUCTURES ORDINANCE

Mr. Bob Shelly did review this ordinance and felt it is too vague but is present to discuss this with the Supervisors. What type of structures is the township looking at i.e. out buildings/barns, houses that are falling down with someone living there, non-inhabited buildings, apartments with issues from tenants etc. Solicitor MacNeal noted that the township could repeal the ordinance as the current ordinance has never been used. It was noted that this started with an abandoned barn on County Line Road. There are the same dangers between a barn and a house. With this type of ordinance it would get

residents to do something, but it is sometime difficult getting compliance from the owners. Supervisor Decker noted to repeal it. Defining dangerous structures will be discussed at the June meeting.

ZONING AMENDMENTS

1. Steep Slope, Section 205

With regards to the steep slopes there are 2 areas in the township, which are Area A - South Mountain and Area B – other areas in the township. In Area B there will be 2 areas – Precautionary Slope and Prohibitive Slope.

Area A - the differing requirements for the steep slope areas A and B is a recognition of the unique geology underlying South Mountain located in the township. The geology of South Mountain is highly susceptible to weathering, which results in non-cohesive soil that is highly erodible. There was discussion regarding a zoning map amendment. The application shall indicate existing grades and proposed grades. All areas with a predevelopment slope of 15% or greater and plateaus shall be identified. A definition of plateaus should be added.

Area B – this includes any and all other land in the township that has 15% or greater naturally occurring slope. The applicant shall utilize best management practices to alleviate erosion, sedimentation, and stormwater runoff and shall provide a stormwater management erosion control plan. There was discussion on Area B that it does not include areas of 15% or greater slope when the slope is manmade and not naturally occurring. There was discussion on whether this should be 25% or greater. An applicant would have to come to the township for approval, such as a Variance.

2. Non-conforming

This is for structures and lots. Solicitor MacNeal reviewed a handout noting non-conforming structures from other surrounding municipalities. Dover and Hellam Townships were discussed. With the re-building of a structure there was discussion on doing this as a conditional use and then adding criteria. A structure being extended or altered as long as it does not impact on the non-conformity this is allowed by Special Exception. Construction can be done on the side or rear of the structure only and by Special Exception one time only and by 100% or by a Variance as shown there is no other option available. The Township needs to consider the financial impact on the property owner. Added to this section should be the safety issue as noted in Hellam Township's ordinance. Should the restoration be done by Special Exception or make it a permitted use.

OTHER BUSINESS

3. MS-4 Application

Supervisor Decker stated that she had talked with someone at Warrington Township and they applied for a request for waiver of the MS4 Application. This would be a waiver for

a 5 year extension. It was questioned what is the criteria for doing this. It was noted that the information is on DEP's website.

Motion: Supervisor Campbell made a motion to authorize the Secretary to submit the application for the waiver request. **Seconded** by Chairman Lerew. The motion carried.

ADJOURNMENT

Motion: Supervisor Holder made a motion to adjourn the meeting at 9:05 p.m. **Seconded** by Supervisor Campbell. The motion carried.

Respectfully submitted,

Nancy Zentmeyer
Township Secretary