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**FRANKLIN TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
August 12, 2015**

**ROLL CALL**

Present were Supervisors Donald Lerew, John Shambaugh, John Holder, and David Sprigg. Also present were Solicitor Bret Shaffer, Engineer Fred Heerbrandt, and Secretary Nancy Zentmeyer. The meeting was held at the Franklin Township Municipal Building, 150 Century Lane, Dillsburg, York County, PA. The regular meeting was called to order at 7:03 p.m. Guests and visitors are on the attached sign-in sheet.

**PLEDGE OF ALLEGIANCE AND PRAYER**

Chairman Lerew led the Pledge of Allegiance and Supervisor Shambaugh gave the opening prayer.

Chairman Lerew announced that after the last workshop meeting an executive session was held, at the conclusion of the workshop meeting, to discuss legal issues related to the procedure to amend the zoning ordinance but that no decisions were made at that meeting.

**APPROVAL OF MINUTES**

**1. Board of Supervisors Regular Meeting, July 8, 2015**

**Motion:** Supervisor Shambaugh made a motion to approve the minutes of July 8, 2015 as submitted.  
**Seconded** by Vice Chairman Holder. The motion carried.

**2. Board of Supervisors Workshop Meeting, July 20, 2015**

**Motion:** Supervisor Shambaugh made a motion to approve the minutes of July 20, 2015 as submitted.  
**Seconded** by Vice Chairman Holder. The motion carried.

**PUBLIC COMMENT**

**1. Charles Hancock, Ridge Drive**

Mr. Hancock presented his complaint to the Supervisors of the turkey vultures that are invading his property from the poultry farm owned by Galen Hess which is across the street. Mr. Hancock indicated that there have been up to 70 vultures on his roof, porch and in his yard and leaving a mess behind. This has never been an issue before. Ms. Myers, Zoning & Code Enforcement Officer, was contacted and she investigated the complaint. Ms. Myers had made an unannounced visit and Mr. Hess took her on a tour. Ms. Myers indicated that she saw the composting pile and there was not a single carcass exposed, the area around the barn was neatly mowed and there was no trash to attract rodents. Mr. Hess informed Ms. Myers that he is routinely investigated by the County and State and that he is in compliance. It was noted that the turkey vultures usually are in an area for 3 to 4 weeks then they will disappear.

ty issue at the corner of Clear Springs Road and Lake Lea Drive or a visibility problem with shrubs that have grown wild. The Township controls Lake Lea Drive but Clear Springs Road is a State road. It was noted that this will be look into.

### **APPROVAL AND PAYMENT OF BILLS**

**Motion:** Supervisor Shambaugh made a motion to approve the bills. **Seconded** by Chairman Lerew. The motion carried.

### **TREASURER'S REPORT**

**Motion:** Supervisor Shambaugh made a motion to approve the Treasurer's Report. **Seconded** by Supervisor Sprigg. The motion carried.

### **BCO REPORT**

A report was submitted of the building permits issued for the month of July along with a breakdown of the fees.

### **ZONING OFFICER REPORT**

The zoning officer's report was submitted along with a list of low income housing.

### **ORGANIZATION REPORTS**

**Police** ó Supervisor Sprigg indicated reports of break-ins within the area, i.e. sheds, garage etc. It was noted that there is an officer that is resigning from the force.

**Fire** ó Citizens Hose Co. #1 noted there were 6 calls in Franklin Township during the month of July. The fire company is doing construction and therefore has been parking their equipment elsewhere.

Franklinton Fire Company noted there were 10 calls in Franklin Township during the month of July. Group training with Monaghan, Wellsville and Citizen Hose fire companies is continuing as well as working together. There was a youth impact project at the high school that the fire company participated. Chief Whitzel recognized Mr. Robert Pomeroy, a township resident, who is with the fire company and attended the National Fire Academy and has completed Firefighter 1 and on June 8<sup>th</sup> at HACC participated in training and presented Mr. Pomeroy with a photograph of him during that training. Mr. Pomeroy completed a total of 220 hours of training.

**EMS** – A report was submitted.

**DAA** ó Minutes were submitted it is noted they are replacing meters in Twin Hills.

**Emergency Management** – Mr. Laurin Fleming thanked the township officials who assisted with the June 22 flooding problem. On July 12 there was an issue with an unsafe structure. Search and rescue training and a drill will be held on August 13 and 28 in regards to the CERT training.

**NYCRCP Transportation** ó Supervisor Shambaugh noted that an email was received from Wayne Kober. The next meeting is being held on September 9 at the Carroll Township Municipal Building, beginning at 10:00 a.m. Chief Whitzel asked about getting a meeting with the fire departments since they cannot attend meetings during



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Meeting a public meeting will be held at a later date. There will be [redacted] indicated that emergency services will be affected.

**SUBDIVISION AND LAND DEVELOPMENT**

**1. Lobar, Inc. – Request for Financial Security Reduction**

It was noted that a field inspection was performed by the engineer's office on July 15, 2015 for the purpose of verifying that the bonded items were constructed according to the approved land development plan. Based on the inspection it was found that all improvements have been installed in accordance with the plan drawings. It is recommended that the financial security amount be reduced by \$120,426.55. As-built drawings are still needed.

**Motion:** Supervisor Shambaugh made a motion to reduce the financial security for Lobar, Inc. by \$120,416.55. **Seconded** by Chairman Lerew. The motion carried.

**REPORTS**

**Engineer**

**1. FEMA Floodplain Maps**

Engineer Heerbrandt informed the Supervisors regarding the June 16, 2015 letter that FEMA's new floodplain maps will become effective in December. The 100-year flood has to be modified to match the requirements under their regulations.

**Solicitor**

**1. Steep Slope Conservation Overlay Draft**

Solicitor Shaffer commented on Mr. Yerger's proposal regarding the steep slope. There was discussion on establishing a committee that have professional knowledge, possibly on a volunteer basis, and then come back to the Supervisors. Mr. Yerger noted that there is no one lined up to do the work at this time. The result of the findings may warrant questions that need to be placed on the building permit application. Solicitor Shaffer noted that he needs the authority from the Board to contact PSATS to see how a task force is to be set up and what are the requirements. This could help make a law that is fair so the township is not sued. A workshop meeting was discussed. It was suggested to hold the conditional use hearing, which needs to be scheduled, at 6:00 p.m. before the September meeting and then have a time limit for discussion on Mr. Yerger's email. It was asked if Mr. Yerger's proposed draft be placed on the website. It was noted that at the September 9 Supervisors meeting to set aside time to discuss the task force.

**2. Set Date for Conditional Use Hearing**

There was discussion regarding the need of the conditional use hearing as the applicant is requesting a home occupation but it seems more involved with the customer flow and it also looks like retail sales which is not allowed in the Open Space zoning district. It was noted that the applicant could withdraw the application and then go before the Zoning Hearing Board. There was discussion on how difficult it is to obtain a Variance. There was further discussion that the applicant did have a retail business in the barn from 1988 to 1999 and it was noted that if the applicant can provide proof of a non-conforming use prior to zoning that an extension of a non-conforming use may apply, as per Section 502.

**3. Executive Session**

It was noted that an executive session is needed after the meeting with no action to be taken.



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**1. Quotes for Sweeper Broom**

The township received 2 quotes for the purchase of a new sweeper broom. Both quotes are for the price of \$5,400.00. After a brief discussion the following motion was made.

**Motion:** Chairman Lerew made a motion to purchase the sweeper broom from Messickø at a cost of \$5,400.00. **Seconded** by Supervisor Sprigg. The motion carried.

**Park & Recreation**

It was noted that the bedding needed in the playground area at Century Lane Park that was replaced from the flood cost \$1,800.00.

The repair on the walking path will be done soon at the Century Lane Park.

The trash trucks are tearing up the parking lot at the Century Lane Park.

The swale at Ponderosa Park is being lowered 6ö for the water to drain.

**OLD BUSINESS**

**1. Dry Hydrants**

With regards to the dry hydrants it was noted that Chief Whitzel needs to inform the Roadmaster what parts are needed.

**NEW BUSINESS**

**1. Treasurer's Memorandum**

Supervisor Sprigg indicated that there are items that have been brought up numerous times and need to be discussed. The issue of outstanding invoices was discussed and it was suggested to send letters out to those individuals requesting payment. The township is waiting for insurance information.

**CORRESPONDENCE**

**1. Resignation of Grover Starner, Zoning Hearing Board**

A letter was received from Mr. Starner resigning from the Zoning Hearing Board due to medical problems. There was a brief discussion regarding this.

**Motion:** Supervisor Shambaugh made a motion to table this decision until the September meeting.

**Seconded** by Supervisor Sprigg. The motion carried.

**PUBLIC COMMENT**

There was no public comment at this time.



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Executive session at 9:05 p.m. with no action to be taken. The  
Supervisors after their executive session adjourned the meeting.

Respectfully submitted,

Nancy Zentmeyer  
Township Secretary