

**FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
December 9, 2015**

ROLL CALL

Present were Supervisors Donald Lerew, John Holder, John Shambaugh, David Sprigg and Naomi Decker. 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 conditional use hearing was called to order at 7:00 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 Decker gave the opening prayer.

PUBLIC HEARING ON FLOODPLAIN ORDINANCE

The public hearing is being held in order to receive input on the revisions that were made to Section 204 of the Zoning Ordinance. The Township did receive notice from DCED and YCPC on the approval of these revisions and that the Township is in compliance with the flood insurance program and that Township residents can apply for emergency funding if needed. This hearing was advertised in the Banner. The hearing is open to public but there were no comments or questions at this time. It was noted that this update was pushed after Hurricane Sandy. Permitting is being made more restrictive. This ordinance does not mandate flood insurance.

Motion: Vice Chairman Holder made a motion to close the hearing. **Seconded** by Supervisor Sprigg. The motion carried.

Motion: Supervisor Sprigg made a motion to approve the floodplain ordinance as revised. **Seconded** by Vice Chairman Holder. The motion carried.

APPROVAL OF MINUTES

1. Board of Supervisors Workshop Meeting, October 27, 2015

Motion: Supervisor Shambaugh made a motion to approve the minutes of October 27, 2015 as submitted. **Seconded** by Supervisor Sprigg Supervisor Decker noted the following corrections: page 2 first paragraph insert “distance to the” horse shed; page 2 under Floodplain Ordinance, first paragraph omit “will” and insert “may”; and page 3, first line insert “to include additional flood areas”. **Motion:** Supervisor Shambaugh amended the motion to include the corrections. **Seconded** by Supervisor Sprigg. The motion carried.

2. Board of Supervisors Budget Meeting, October 27, 2015

Motion: Supervisor Shambaugh made a motion to approve the minutes of October 27, 2015 as submitted. **Seconded** by Supervisor Sprigg. The motion carried.

3. Board of Supervisors Regular Meeting– November 11, 2015

Motion: Supervisor Shambaugh made a motion to approve the minutes of November 11, 2015. **Seconded** by Supervisor Sprigg. The motion carried.

4. Board of Supervisors Budget Meeting – November 18, 2015

Motion: Supervisor Shambaugh made a motion to approve the minutes of November 18, 2015. **Seconded** by Chairman Lerew. The motion carried with Supervisor Shambaugh abstaining.

PUBLIC COMMENT

It was noted at this time that there is no tax increase in the 2016 budget.

APPROVAL AND PAYMENT OF BILLS

Motion: Supervisor Shambaugh made a motion to approve the bills. **Seconded** by Chairman Lerew. Supervisor Sprigg commented under Police on the General Fund bill list that it states it is for the first quarter and it should be the monthly payment, there was an error on the memo line. Mrs. Williams noted a change in the insurance check and that it changes the total amount from \$88,741.80 to \$84,157.49. The motion carried with the change on the insurance check.

TREASURER’S REPORT

Motion: Supervisor Shambaugh made a motion to approve the Treasurer’s Report. **Seconded** by Chairman Lerew. The motion carried.

BCO REPORT

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

ZONING OFFICER REPORT

1. 119 Tuckahoe Road – Time Extension Request

A time extension request was received from the resident at 119 Tuckahoe Road for a 30-day extension in order to comply with the enforcement notice that was sent on November 3, 2015. It was noted that progress has slowed on Whiskey Springs Road and there is no progress on Glenwood Road and that it looks as if they are bringing more junk in. It was decided to grant the 30-day extension to Mr. Etter on Tuckahoe Road but no other extensions will be given and further action will be taken if the property is not cleaned up.

ORGANIZATION REPORTS

Police – Supervisor Sprigg noted that calls are down 7.5% from last year.

Fire – Franklinton Fire Co – there was 11 calls in the township for the month of November. The fire company will be having a roast beef dinner on December 13. There was discussion on the Route 15 improvements and it was noted that the fire company looked at the plans and at Clear Springs Road there will be signal lighting advising emergency vehicles. The fire company is requesting that no mountable curbs be installed. At the January meeting the cost for the tanker will be given. The next dry hydrant needs to be looked at.

Citizens' Hose Co. #1 – there were 4 calls in the township for the month of November. There were 32 hours of training and there will be training with EMS.

EMS – There were 26 calls in the township for the month of November. CPR classes are currently being held.

DAA – The minutes were received.

Emergency Management – There was nothing to report at this time.

NYCRCP Transportation – A memo was received from Mr. Kober regarding the November 18 Development Committee Meeting and information regarding the December 16 public meeting on the proposed changes to the intersections along Route 15. Supervisor Decker noted the possibility of lighting at the junhandles which would be the cost of the municipality. This needs to be confirmed.

SUBDIVISION AND LAND DEVELOPMENT

1. 105 Circle Drive Final Minor Subdivision Plan, File #2015-09-14

The plan depicts the subdivision of a 15.82 acre tract into two parcels with the 239 square foot parcel added to an adjoining parcel. The properties are located along Circle Drive and Bethel Church Road and are located in the Open Space zoning district. The purpose of this subdivision is to correct an encroachment of an existing driveway on an adjoining property. The use of this driveway is dependent on the existence of an easement for the shared portion of the driveway that crosses the F&R Romas LLC property to the south. It was noted that most of the items in the engineer's comment letter have been taken care of and that the access agreement is with the attorney. It was noted that the parcel # and deed reference has the wrong information and this needs to be corrected.

Motion: Vice Chairman Holder made a motion to grant the waiver request from Section 415 on the recreation fee. **Seconded** by Chairman Lerew. The motion carried.

Motion: Supervisor Shambaugh made a motion to grant the waiver request from Section 4.101.C.2.b for the road improvement fees. **Seconded** by Supervisor Decker. The motion carried.

Motion: Supervisor Shambaugh made a motion to approve the 105 Circle Drive Final Minor Subdivision Plan condition upon the property markers being installed or bonded, the agreement for the shared driveway, and that the Deeds of Consolidation are approved. **Seconded** by Supervisor Sprigg. The motion carried.

2. Lorin & Sandra Stough, Sewage Planning Module

The planning module discusses sewage facilities planning for a proposed four lot subdivision plan. The planning module comprised of a Component 2 – Individual and Community On-lot Disposal of Sewage and a Component 3s – Small Flow Treatment Facilities, proposes a sand mound on-lot system for one new lot, a small flow treatment facility for a second new lot and small flow treatment facilities for back-up systems for the four existing units on the other 2 lots of the proposed subdivision plan. It was noted with a small flow treatment facility there is more maintenance and requires the property owner to sign a contract with a certified operator. Supervisor Decker stated that she had talked with the SEO and she thought it is a 3 lot subdivision. Originally it was a 5 lot subdivision but it was revised to a 4 lot subdivision because of density and the applicant went before the Zoning Hearing Board. There was concern regarding the septic being in the floodplain and the discharge

going into the tributary. It was noted that both facilities are outside of the 100-year flood zone. It is the SEO's or a contractor's responsibility to monitor the small flow treatment facility and a State permit is required. Supervisor Decker suggested that before approval is given that the Township's SEO check the other systems. A copy of the ZHB's decision on Mr. Stough's variance request needs to be given to the BOS and the Solicitor. The density variance was granted for the 3 structures, a single family dwelling, a 3 unit apartment complex and a garage/office. There was discussion on requiring alternate sites and flooding of the area.

Motion: Supervisor Sprigg made a motion to table the Sewage Planning Module for Mr. Stough and the Township Solicitor and Engineer review the Findings of Facts from the Zoning Hearing Board's decision. **Seconded** by Vice Chairman Holder. The motion carried.

REPORTS

Engineer

Engineer Heerbrandt noted that he has nothing to report at this time. It was reported that with the Lexington Fields development DEP disapproved their sewage planning module since DAA's sewer lines run pass the proposed development.

Solicitor

1. Executive Session

A brief executive session will be needed for updates with no action to be taken.

Road master

A report was submitted.

Park & Recreation

At Ponderosa Park the pavilion roof is being replaced. Supervisor Decker questioned where the Recreation Plan came from as there are no signatures or dates, stating that it is not a valid plan. Resolutions 2006-9 and 2003-1 were mentioned.

OLD BUSINESS

1. Letter from Terry Dougherty

A letter was received from Mr. Dougherty indicating that wire was to be installed in the concrete for reinforcement and by mistake it was not installed. In compensation for the mistake Mr. Dougherty is offering a \$400.00 discount and a 10 year warranty on the concrete ramp or the concrete ramp will be replaced with the wire reinforcement.

Motion: Supervisor Shambaugh made a motion to accept the offer of the \$400.00 discount and 10-year warranty on the concrete ramp. **Seconded** by Supervisor Sprigg. The motion carried.

NEW BUSINESS

1. Set Time for Reorganization Meeting – January 4, 2016

After a brief discussion it was decided to hold the reorganization meeting at 7:00 p.m.

CORRESPONDENCE

1. TruGreen Proposal

The township received a proposal from TruGreen for the treatment of the grass area around the township building at a total cost of \$555.00.

Motion: Vice Chairman Holder made a motion to accept the proposal conditioned upon it being the same area as this year. **Seconded** by Supervisor Shambaugh. The motion carried.

PUBLIC COMMENT

1. Kevin Cummings, Chainsaw Road

Mr. Cummings commented on the vacancy on the Zoning Hearing Board and stated that he may have someone who would be interested in serving on that board. Mr. Cummings thanked Chairman Lerew and Supervisor Shambaugh for their service.

2. Anthony Pugliese

Mr. Pugliese introduced himself and noted that he is running for the House of Representatives and gave a brief overview of his qualifications.

EXECUTIVE SESSION

The Board of Supervisors went into executive session at 9:00 p.m. with no action to be taken and then adjourned the meeting.

Respectfully submitted,

Nancy Zentmeyer
Township Secretary