

**FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
October 14, 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 6:00 p.m. Guests and visitors are on the attached sign-in sheet.

CONDITIONAL USE HEARING – ROGER DAVIS CASE #2015-02

The following persons were sworn-in to testify at this hearing ó Roger Davis, Dave Young, Lisa Davis, Mr. & Mrs. Heishman, and Brian Fahey. Mr. Davis is requesting the fenced in area to be larger than 600 s.f.

Mr. Lenox, attorney for the Youngø and Heishmanø cross examined Mr. Davis.

Mr. Young was called to testify with Mr. Lenox calling Young/Heishman as parties to this action, adjoining property owners. Mr. Davis objected.

The township exhibit #1 is the Google map.

At this time Mr. Lenox called Mr. Fahey to testify. Mr. Lenox went through the following sections of the zoning ordinance:

1. Article I, subsection 111 ó definition of accessory use.
2. Article 4, subsection 402.B.2 ó agribusiness operations minimum setbacks from dwelling or well.
3. Article 4, subsection 404.B ó animal hospital outdoor pasture setbacks.
4. Article 4, subsection 405.B.1.a&b ó animal husbandry minimum setback requirements.
5. Article 4, subsection 422.B ó riding stables setbacks.
6. Article 4, subsection 449.A ó riding schools lot area.

Mr. Lenox moved to have exhibits H-1 through H-9 into evidence. Mr. Davis moved to have his pictures into evidence.

Motion: Supervisor Sprigg moved to accept the exhibits of both parties. **Seconded** by Chairman Lerew. Supervisor Decker added that a drawing showing the fence, wells and distances also be submitted. The motion carried.

It was noted that the Board has 45 days to render a decision. It was noted that the drawing be done and submitted to the township within 10 calendar days.

 *Your complimentary use period has ended. Thank you for using PDF Complete.*
[Click Here to upgrade to Unlimited Pages and Expanded Features](#)

on to close the hearing at 8:20 p.m. and to keep the record open. Carried.

The Regular Meeting began at 8:27 p.m.

PLEDGE OF ALLEGIANCE AND PRAYER

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

APPROVAL OF MINUTES

1. Board of Supervisors Regular Meeting, September 9, 2015

Motion: Supervisor Shambaugh made a motion to approve the minutes of September 9, 2015 as submitted. **Seconded** by Supervisor Sprigg. The motion carried.

2. Board of Supervisors Budget Meeting, September 14, 2015

Motion: Supervisor Shambaugh made a motion to approve the minutes of September 14, 2015 as submitted. **Seconded** by Chairman Lerew. The motion carried.

PUBLIC COMMENT

There was no public comment.

APPROVAL AND PAYMENT OF BILLS

Motion: Supervisor Shambaugh made a motion to approve the bills. **Seconded** by Supervisor Sprigg. Supervisor Decker questioned the police check and it was noted it is the monthly payment for minimum municipal obligation and the Members 1st bill is for highway. The motion carried.

TREASURER'S REPORT

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

1. Health Insurance Renewal

There was a brief discussion on which health plan to have for the employees for 2016.

Motion: Supervisor Sprigg made a motion to move the health insurance to Health America Gold Premier PPO 1000 plan. **Seconded** by Supervisor Shambaugh. The motion carried.

BCO REPORT

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

1. BCO 119 Training – December 8, 2015

A request was made to attend training for the BCO to keep up the certification. The training will be held at PSATS.

Motion: Supervisor Shambaugh made a motion to approve the training at a cost of \$125.00. **Seconded** by Chairman Lerew. The motion carried.

ZONING OFFICER REPORT

The zoning officer's report was submitted.

Police ó Supervisor Sprigg indicated there is nothing new to report. It was suggested to have the police report of criminal activity and the number of calls in the township to be posted on the website.

Fire ó There was nobody here from Citizens Hose, but a report was submitted. No one was present from Franklinton Fire Co.

EMS – A report was submitted.

DAA ó The minutes were received and it is noted that at the Twin Hills water tower rocks are being thrown at it and it was suggested to notify the police and have them ride through the development.

Emergency Management – There was nothing to report.

NYCRCP Transportation

1. Meeting with PennDOT

An email was received from Doug Murphy, Highway Design Manager regarding a request for a meeting on the improvements of the intersections along Route 15 in the township. After a brief discussion the meeting was set for October 20, 2015 beginning at 9:00 a.m. at the township building. Mr. Kober discussed the September 9, 2015 meeting that was held at the Carroll Township Building. Latimore Township is not cooperating with PennDOT. Designs will be drawn after the October 20 meeting. There will be a meeting at the high school to cover both Carroll and Franklin Townships at a later date. On November 18, 2015 another meeting will be held at Carroll Township beginning at 10:00 a.m. There was discussion on the money being there to do this project which is coming from both State and Federal monies from the gas tax. Supervisor Decker asked how much is being budgeted for this project. Mr. Kober suggested she ask that question next week with the PennDOT representative. There is \$85 million and it will cost several millions for the jughandles. It was noted that in 2011 public meetings were held regarding closing a couple of intersections and there was public opinion but that information was not conveyed to PennDOT. It was noted that the fire departments and emergency personnel have to be able to attend a meeting to give PennDOT their input but they need to be held in the evenings. A meeting with the municipalities needs to meet first.

It was suggested to contact Mr. Murphy to see if an evening meeting is available and to also get input from Chief Whitzel.

SUBDIVISION AND LAND DEVELOPMENT

1. Quality Greenhouses – Release of Financial Security

A field inspection was performed on October 8, 2015 for the purpose of verifying that the remaining bonded item for the Quality Greenhouses project was installed according to the approved land development plan. Based on the inspection the remaining pervious pavement areas have been installed in accordance with the plan drawings. It is recommended the remaining financial security in the amount of \$17,381.25 be released.

Motion: Chairman Lerew made a motion to release the remaining financial security in the amount of \$17,381.25 to Quality Greenhouses. **Seconded** by Vice Chairman Holder. The motion carried.

1. Chainsaw Road Sediment Concerns

On September 24, 2014 a meeting was held with Supervisor Shambaugh, Roadmaster Ocker and Engineer Vranich of Hill & Associates to evaluate the sediment deposition that occurs along Chainsaw Road and on the north side of Chainsaw Road. Presently, run-off from the shared access drive servicing the property addresses of 197, 203, and 205 Chainsaw Road at 205 Chainsaw road and flows along the side of the access drive. This run-off continues down along the access drive through 203 Chainsaw Road and in the area of 197 Chainsaw Road and discharges into an enlarged turnout area. This turnout area, historically, has captured some of the sediment within the run-off and slows the water down in the smaller storm events. In larger storm events the run-off overflows this area or blows out the berm, resulting in significant sediment deposits in the roadside ditch along Chainsaw Road and downslope on the property at 182 Chainsaw Road. The sedimentation problems are directly related to the long access drive serving 197, 203, and 205 Chainsaw Road. The driveway is a gravel surface and is approximately ½ mile in length, has a steep slope, and appears to concentrate and capture all run-off in the roadside swale, which discharges in the direction of Chainsaw Road. The access drive is entirely located on private property and there is no township right-of-way associated with the driveway. There are 2 recommendations outlined in the engineer's letter dated October 2, 2015 for the upslope access drive and the Chainsaw Road vicinity.

To resolve this issue the township should contact the landowners of 197, 203, and 205 Chainsaw Road and make them aware of the sediment issues taking place along Chainsaw Road and the downslope properties. The township can assist with relating to the sediment issue within the right-of-way to continue to clean out the roadside ditch to ensure the ditch has sufficient flow capacity. The township cannot force the residents at the 3 addresses to repair as this needs to be fixed on private property. It was suggested to send a copy of the letter from Hill & Associates to the residents to see if they will comply. A copy of the letter will also be sent to Mr. Eichelberger.

Solicitor

1. Update on Floodplain Ordinance

Solicitor Shaffer noted that he is working on this and is about 1/3 way through the document and indicated that he will have a draft for the Supervisors by October 21. Mostly the changes are small and what is being required by FEMA. Once this is adopted this will go through the zoning officer. With the adoption of the updated floodplain ordinance this will bring the new maps into the ordinance.

2. Executive Session

No executive session is needed.

Road master

A report was submitted. The new equipment has been received from Messick's. The road crew is currently working on the dry hydrant on County Line Road. The walking path has been paved.

Park & Recreation

There was nothing to report at this time.

OLD BUSINESS

There was no old business at this time.



Your complimentary use period has ended.
Thank you for using PDF Complete.

[Click Here to upgrade to Unlimited Pages and Expanded Features](#)

There was no new business at this time.

CORRESPONDENCE

1. Discussion on Task Force Committee

The township received emails from 2 residents that are interested in serving on the task force committee. It was noted that this will be discussed after the election.

PUBLIC COMMENT

1. Randy Miller, Glenwood Road

Mr. Miller indicated that he received 2 notices from the township, 1 from the zoning officer and the other from the BCO. Mr. Miller stated that a 14 x 16 addition was put on the pole building and that a deck has also been added. It was noted that there are 2 residential dwelling on a single parcel and that the second residence was started to be used after zoning. Mr. Miller was informed that 2 residences on a single parcel is not permitted and that either one of the dwellings be removed or he needs to apply for a variance.

EXECUTIVE SESSION

There was no executive session needed at this time.

ADJOURNMENT

Motion: Supervisor Decker made a motion to adjourn the meeting at 9:59 p.m. **Seconded** by Vice Chairman Holder. The motion carried.

Respectfully submitted,

Nancy Zentmeyer
Township Secretary