

**FRANKLIN TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING  
October 12, 2016**

**ROLL CALL**

Present were Supervisors David Sprigg, Naomi Decker, Kevin Cummings, Eric Stonesifer and Michael Ryan. 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. Guests and visitors are on the attached sign-in sheet.

**CONDITIONAL USE HEARING – GREG SPALDING, 6:30 P.M.**

Mr. Greg Spalding, 81 Coffeetown Road, Dillsburg is requesting a conditional use from Article 2, Section 202.C.1 for an accessory building greater than 1,000 s.f. in the Open Space zoning district. Greg and Dana Spalding along with the zoning officer were sworn-in. The building will be a greenhouse 50' x 60' s.f. (3,000 s.f.). The height of the building will be approximately 20'. Mr. Spalding indicated that he would like to have the greenhouse in by spring. It was noted that stormwater management would be required. Mr. Spalding stated that he plans on doing berry farming with the produce to be grown and sold at farmers markets. Nothing will be sold from the property. There will be no employees. It was noted that under Section 420, Cottage Industry this is also a conditional use. Sections 420.A.4 and 202.C.11 were discussed but it was noted that the hearing was not advertised for these sections. There was discussion on re-advertising the hearing to include those sections, but Mr. Spalding indicated that these sections do not apply to him since he is not applying for a home occupation. The following exhibits were admitted into evidence:

1. Photograph of property of the applicant
2. Showing the slope of the property at 3.4
3. Showing the slope of the property at 6.1

It was noted that the applicant does meet the setback requirements. There will be no foundation in the greenhouse, but there will be electric for heat. The well is adequate and Mr. Spalding will also be using collected rain water.

**Motion:** Chairman Cummings made a motion to approve the accessory structure and that it meets the UCC codes, the stormwater management is verified, and this is not approval for a home occupation. **Seconded** by Supervisor Stonesifer. Supervisor Decker asked if he would be using fertilizer and it was noted that he will not be using any. **Motion:** Chairman Cummings amended the motion to include "or any other use". **Seconded** by Supervisor Stonesifer. The motion carried.

The hearing closed at 6:56 p.m.

The regular meeting began at 7:01 p.m.

**PLEDGE OF ALLEGIANCE AND PRAYER**

Vice Chairman Cummings led the pledge of allegiance and gave the opening prayer.

## **APPROVAL OF MINUTES**

### **Board of Supervisors Regular Meeting – August 10, 2016**

**Motion:** Supervisor Decker made a motion to approve the August 10, 2016 minutes with a few minor grammar changes. **Seconded** by Chairman Cummings. The motion carried with Supervisor Stonesifer abstaining since he was not present.

### **Board of Supervisors Regular Meeting – September 14, 2016**

**Motion:** Supervisor Decker made a motion to approve the September 14, 2016 minutes. **Seconded** by Chairman Cummings. Supervisor Decker noted the following changes: under approval and payment of bills that she questioned the Russell Standard bill being higher than the bid price; under treasurer's report that the treasurer was told to go ahead and purchase the file cabinet; and under new business the resignation of John Ross from the Park & Recreation Board that "Supervisor Decker" noted the work Mr. Ross did for the Board. The motion carried with Supervisor Stonesifer abstaining since he was not present.

### **Board of Supervisors Workshop Meeting – September 21, 2016**

**Motion:** Supervisor Decker made a motion to approve the September 21, 2016 minutes. **Seconded** by Supervisor Ryan. Supervisor Decker noted that there were minor grammar changes. The motion carried.

## **ORGANIZATION REPORTS**

**Police** – Supervisor Sprigg noted that burglary is on the rise.

**Fire** – Chief McClintock of Citizens Hose Co. #1 indicated that next month the fire companies will be submitting just one report. There were 2 calls in the township during the month of September. The fire companies have been conducting dual officers meetings. The gear specs are being worked on. The knox boxes have call access and all boxes are between both of the fire companies.

Chief Whitzel of Franklinton Fire Company stated that there are now apps on the phones for dispatching. Manpower can now be supplemented for both stations. There were 8 calls in the township during the month of September.

**EMS** – A report was submitted.

**DAA** –The minutes were received.

**Emergency Management** – Mr. Fleming stated that on September 17 there was a drill exercise which was evaluated by the County. An inventory of the equipment was done. He has also submitted his budget. The Memorandum of Understanding is being worked on with the Solicitor. There will be a radio change with the County in 2017. The radios need to be replaced. There will be no more exercises for the year.

**Route 15 Committee Meeting** – The meeting at Carroll Township was regarding Golf Course Road with limited access.

## **PUBLIC COMMENT**

### **Mason Dixon Trail System**

Mike Calabrese and Ronald Grey of the Mason Dixon Trail System were present to request permission to re-route the trail through the Century Lane Park because of the bridge on Century Lane being closed. It would be .25 miles with the re-route and with the placement of 3 5x4 poles to blaze the trail. Mr. Calabrese noted that they are a non-profit organization (501.C.3). Supervisor Decker noted that she can see doing it until the bridge is repaired. It was noted that it is mostly day hikers. It was noted instead of placing the poles in the park they will post the information on their website.

**Motion:** Chairman Cummings made a motion to allow the Mason Dixon Trail System to temporary go traverse Century Lane Park until the bridge is repaired. **Seconded** by Supervisor Ryan. The motion carried.

### **Ken Swomley, Franklinton Road**

Mr. Swomley questioned the proposal of the traffic light at Golf Course Road as there are concerns. It was noted that the jughandles are gone and that there will be accel / decel lanes with some intersections that you cannot go straight across. It was noted that the red and blue detours are being proposed through PennDOT. It was noted that the meeting on October 25 at the high school is the meeting to attend. Mr. Swomley noted that the white lines have been painted along Route 15.

## **APPROVAL AND PAYMENT OF BILLS**

**Motion:** Supervisor Decker made a motion to pay the bills as submitted. **Seconded** by Supervisor Ryan. There was a question on the engineer's bill regarding the Lake Lea Drive stormwater. There was discussion on the proposal which was indicated not to be done. A dual general permit would be issued by DEP and the Army Corp of Engineers. It was noted that the township is not going onto the landowner's property to fix the problem and it was noted that nothing more will be done. It was also noted that it is a creek and not a drainage channel. Permission is needed for a written report regarding the site meeting with DEP. August 8 and September 4 notes construction phase services which is coordinating with the contractor to do the job and a pre-construction meeting. Elevations are checked, a box will be in the swale to collect running water at Century Lane bridge. Solicitor Shaffer was contacted regarding the fire tax and it was noted that the maximum that can be charged is 3 mills for a township. The Second Class Township Code imposes the amount. The motion carried.

## **TREASURER'S REPORT**

**Motion:** Supervisor Decker made a motion to approve the treasurer's report as submitted. **Seconded** by Supervisor Ryan. The motion carried.

In the Treasurer's memorandum there were various items discussed. #2 – the invoice amount for the seal coating bid was higher than the bid amount, with 60,700 s.y. being used. There were 3 roads wider than the estimate (Coffeetown Road, Stonehead Road, and Scotch Pine Road).

**Motion:** Chairman Cummings made a motion to pay the bid amount. **Seconded** by Vice Chairman Sprigg. A letter is to also be sent indicating the difference in price. If the vendor has a valid case then a change order is needed. Chairman Cummings withdrew his motion.

**Motion:** Chairman Cummings made a motion to pay the bid amount. **Seconded** by Supervisor Ryan. The motion carried.

Under #8 In the memorandum the Treasurer is requesting to change the budget meeting from November 2. It was decided to move the budget meeting to November 3 starting at 6:00 p.m. Under #5 there was the purchase of a chair for the Treasurer.

**Motion:** Supervisor Ryan made a motion to pay for the chair. **Seconded** by Supervisor Decker. The motion carried.

Under #6 there are grant workshop being offered. One is at DCNR that does not cost anything. There is also a class at HACC on writing effective grant proposals at a cost of \$159.00.

**Motion:** Chairman Cummings made a motion for the Treasurer to attend the grant workshop. **Seconded** by Supervisor Stonesifer. There was discussion on what type of grants will be taught. It was noted that the one at HACC is more generalized.

**Motion:** Chairman Cummings made a motion for the Treasurer to attend both classes. **Seconded** by Supervisor Stonesifer. The motion carried.

Under #7 there is a notary seminar being held on November 29 with a cost of \$64.00.

**Motion:** Chairman Cummings made a motion for the Treasurer to attend the notary seminar at a cost of \$64.00. **Seconded** by Supervisor Decker. The motion carried.

At this time it was noted that SoHo needs to update the Supervisors information on the website.

### **BCO REPORT**

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

### **ZONING OFFICER REPORT**

The zoning officer submitted his report. The zoning officer questioned whether a pole building can be put on a lot without a home and would that building be considered the principal use or an accessory structure. This is being considered in the Kensington West development and it was noted that it will be discussed at the zoning workshop.

### **SUBDIVISION AND LAND DEVELOPMENT**

#### **Lorin Stough Planning Module**

It was noted that the township received a letter from DEP regarding Mr. Stough's planning module. The review will not be completed within the normal time period, therefore DEP is requesting a 60-day extension in the review time. Mr. Stough needs to grant this time extension.

### **REPORTS**

#### **Engineer**

#### **Bridge on Century Lane**

There was discussion on the progress of the bridge application. It was noted that they are waiting on the technical report from the wetland delineator. This report is needed for the permit and without it the application is not complete. This was discovered when going over the checklist. It was questioned why this was not picked

up before. The design of the bridge is complete and the construction drawings are also done along with the specifications. This will be ready to bid once the permit is issued.

### **Circle Drive Drainage Project**

There was discussion on the project with the benchmark regarding the elevation with a nail in the pole that is 4” high. One section is to be level with the road which seems low. The issue is the amount of water going into the ditch, but was also going across the road onto the neighbor’s property causing damage to the foundation of his home. The water is being channeled to the boxes and the matting is to be the same as what the rip rap was going to be. Action from Lobar to help control the water coming from their property was discussed.

### **YCPC – MS4**

Engineer Heerbrandt noted that he had talked with YCPC today about participating with the County for information for the new pollutant reduction plan. It was noted that the township applied for and received a MS4 waiver. In the future the township may need a general permit. The information needed is for developments with disturbance of 1 acre or more. This information will be forward to YCPC by October 31.

### **Records**

Supervisor Decker stated that the township needs to keep records/files on anything that improves / protect the environment, such as the gas containment units that were recently purchased. The files need to have dated and documented records. The roadmaster will be asked if he keeps any type of files.

### **Solicitor**

#### **Executive Session**

An executive session will be needed to discuss an employment issue and to update on pending cases.

### **Roadmaster**

Supervisor Ryan noted that everything is up to date. Mowing is currently being done. The side ditches will be worked on and snow removal maintenance will also be done.

### **Parks & Recreation**

Supervisor Decker advised the Supervisors that the Park & Recreation Board is going to a 5 member board until the end of the year. A letter had been received from Joanne Trygg stating interested in sitting on the Park & Recreation Board and it was asked if the Park & Recreation Board should see this first although it is the Supervisors who do make the appointment. It was noted that Mrs. Gingrich, Mr. Wenrich, and Mrs. Sheaffer are also interested in the positions.

**Motion:** Supervisor Decker made a motion to have the Park & Recreation Board a 5 member board until the end of the year. **Seconded** by Vice Chairman Sprigg. The motion carried.

The re-evaluation of soccer use of our fields needs to be done because of the soccer tournament. A letter will be sent to the Dillsburg Soccer Club.

### **OLD BUSINESS**

There was nothing to discuss under old business at this time.

## **NEW BUSINESS**

### **Traffic Control, General Election**

Vice Chairman Sprigg noted that the judge of elections had sent him an email regarding traffic control on South Mountain Road during the election. It was noted that the Supervisors consider this request and to have Vice Chairman Sprigg contact the police or the fire police to assist. The time frame was discussed along with putting cones on the road. It was noted that there needs to be authorization to coordinate with the police.

### **New Sound System**

SOHO Computers had been contacted regarding a digital recorder for the recording of the meetings. With one microphone the cost is \$199.99 and for four microphones the cost is \$900.00. There should be a memory card for each board.

**Motion:** Chairman Cummings made a motion to purchase from SOHO a digital recording system with one microphone with 5 cards, 4 for the boards and one extra. **Seconded** by Supervisor Stonesifer. The motion carried.

**Motion:** Supervisor Ryan made a motion with the new sound system that all recordings will be kept for a period of no less than 2 years. **Seconded** by Chairman Cummings. The motion carried.

### **Stormwater Control**

Vice Chairman Sprigg indicated that there needs to be plan to control the debris and run-off from Lobar coming out of their parking lot onto Circle Drive. It was suggested to talk with the owner and set up a meeting.

## **CORRESPONDENCE**

### **Correspondence from Bob Eichelberger**

An email was received from Mr. Eichelberger regarding building permits that have been issued on Chainsaw Road in the steep slope area with concerns of erosion and sedimentation issues.

### **Tax Collector Rhonda Harpster, Software Support**

Mrs. Harpster is requesting support payment for TGB Software for one year at a cost of \$500.00 for unlimited support. This is the program the school district purchased for collecting taxes.

**Motion:** Supervisor Stonesifer made a motion to approve the unlimited support at a cost of \$500.00. **Seconded** by Chairman Cummings. The motion carried.

### **Health Insurance**

Supervisor Stonesifer has requested quotes from Highmark so he can compare the figures. This request will be forwarded to the township's insurance broker.

## **PUBLIC COMMENT**

### **Kathleen Gingrich, S. Mountain Road**

Mrs. Gingrich asked what meetings have been scheduled and is there a new draft of the stormwater management ordinance and if it is available to the public. Steep slopes will not be discussed at the next workshop meeting. Mrs. Gingrich also commented on the letter the township received from Mr. Eichelberger and questioned how did Mr. Cirafici get a permit even though the zoning ordinances has not been changed. As noted in Section 205.B.3 in the zoning ordinance a topographical survey shall be prepared. It was indicated that

it not over 15% at the building site. Mrs. Gingrich stated that the property is in the steep slope overlay. It was suggested that she talk with the zoning officer first.

**Ken Swomley, Franklinton Road**

Mr. Swomley stated that with the increase in burglaries that this should be put in the Banner.

**EXECUTIVE SESSION**

At 9:18 p.m. the Board of Supervisors went into an executive session with no action to be taken. The Supervisors came out of executive session and adjourned the meeting.

Respectfully submitted,

Nancy Zentmeyer  
Township Secretary