

**FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
May 9, 2018**

ROLL CALL

Present:

| | |
|----------------------------|------------------------|
| Chairman Kevin Cummings | Solicitor Bret Shaffer |
| Vice Chairman David Sprigg | Engineer Phillip Brath |
| Supervisor Naomi Decker | Secretary Teresa Adams |
| Supervisor Eric Stonesifer | Treasurer Pam Williams |
| Supervisor Michael Ryan | |

The meeting was held at the Franklin Township Municipal Building, 150 Century Lane, Dillsburg, York County, PA. Visitors please refer to attached sign-in sheet.

PLEDGE OF ALLEGIANCE AND PRAYER

Pledge of allegiance and opening prayer were led by Chairman Cummings.

EXECUTIVE SESSION

The BOS entered Executive Session at approximately 7:02 p.m. and returned from Executive Session at approximately 7:05 p.m., no action was taken.

APPROVAL OF MINUTES

Motion was made by Chairman Cummings to approve the minutes as received for the April 11, 2018 Regular BOS Meeting.

Second by Supervisor Stonesifer.

Discussion. Mrs. Decker said on page 2 under EMS it reads “Engineer Brath said the Township gets credited \$75 per missed call”, she said this is not a statement the Engineer would make, and it needs to read “Supervisor Ryan said the Township gets credited \$75 per missed call”.

The motion carried.

Motion was made by Chairman Cummings to approve the minutes as received for the March 28, 2018 BOS Workshop minutes.

Second by Supervisor Stonesifer.

The motion carried.

PUBLIC COMMENT ON ITEMS ON THE AGENDA

No public comments were submitted by the citizens.

ORGANIZATION REPORTS

Police – Vice Chairman Sprigg reported calls January through March 2018 are up a little over 15%, part of that is due to the increase by three of robbery, burglary/theft; increase by 14 for service calls, increase by 3 motor vehicle accidents and one point to highlight was an arrest on Hickory Road for assault and burglary. Vice Chairman Sprigg said to report incidents to the tip line when residents see something

happening. He urged everyone present to be on watch for crime in the area and said to be sure to lock your doors including your vehicles and ATVs.

Fire – submitted in packet.

EMS – A report was submitted.

1. **Advisory Committee** – Supervisor Ryan reported there were 29 newly handled calls, three of these calls were missed which is approximately 9.4%, over all Township is at 13.9%. Supervisor Ryan said there was discussion regarding Carroll townships donations without any contract to go along with the advisory board. There are approximately 400 members signed up and the expectation is at least three times that amount. Wednesday, April 1, 2018 Wellsville will be open seven days for 12 hours per day. Open house will be held at Wellsville borough on October 27, 2018. Supervisor Ryan said he got a phone call from one of the fire chiefs on making Wellsville first call for fire police call. Supervisor Ryan said the Township experienced some problems with fire police from citizens hose and Franklinton and most of fire police are now at Wellsville. Supervisor Ryan discussed a recent fatal accident in Carroll Township on York Road. He said the accident happened mid-day and due to the fire departments in the area being volunteer, it took 14 minutes for the firefighters to arrive on the scene, it was a traumatic scene. There was a posttraumatic stress class afterward for those people who tried to help save those in the accident get freed from the vehicles. Supervisor Ryan said if the fire tax had been in force in the surrounding municipalities as well as Franklin Township there may have been help available and lives could've been saved. He asked for everyone to think about a fire tax. Supervisor Ryan said when there is an accident in Franklin Township the road crew goes out to close roads and direct traffic where Wellsville has the staff available for fire police to come out and help. He said Wellsville wants to be first call for the Franklin Township, but the board must approve Wellsville has first call. Supervisor Ryan spoke highly of the up-and-coming volunteers. Chairman Cummings asked supervisor Ryan to contact Wellsville to get more details. EMS still accepting memberships, membership applications are available at the Township office, residents may call Township Secretary for details also available on Township website.

DAA –Report submitted in BOS packets. Engineer Brath said there are plans for water extension through the Township to Franklinton Borough may be a concern to the Township as far as developments that may be coming to the area. Engineer Brath said Township does have two seats on the panel and someone should think about attending these meetings. Engineer Brath said the extension is in the planning stages.

Emergency Management – No report submitted.

Route 15 Committee Meeting – engineer Brath said he would like to make a few comments. He said there will be a lot of work going on making right turn in and right turn out on several the roads. Most of the storm water is being managed or held in place or by check dams. Problem area might be at Century Lane, pipes and inlets are being installed which discharges water on to Range End Road and flows down past the Hoffman's and into the park. Supervisor Ryan said the last time there was a meeting he asked about the detour routes, which there is none of that in the report and stormwater management. He said for Township residents storm water management is a task and the states answer to storm water management is to put a culvert down through with some rip rap and that will be storm water management. Supervisor Ryan said the Township should send a letter to the state letting them know proposed plan is not in

accordance with the Township ordinances. Supervisor Ryan said why should the Township residents be put to task storm water management when the state is coming through with a plan and saying this is the way that it is. He said this is unsatisfactory. Supervisor Ryan ask what if this proposal creates more wetlands, who's going to eat that? He said the residents will be yelling at him. Supervisor Ryan said he doesn't want to destroy resident's property, when he lays pipe he tries to find the best way without damaging the resident's property. Supervisor Ryan said the state should be task to do the project right. Engineer Brath explained the state is putting in stone berms, within the existing swale which holds back or slows down the water. It's a technique called evapo-transformation which in the past engineer Brath has tried to use before, but it was not accepted in most places. He said it's evaporation and generally does not work very well. Engineer Brath said it has been accepted by PennDOT but if the Township does not want to do this he can certainly express that. Supervisor Ryan said he will post the proposal in the lobby of the Township building. He said it shows acceleration and de-acceleration lanes and mountable curbs in the middle, the red marks indicate how far the lanes will extend. He said the diagrams give you an idea of what they're going to do it each intersection. Supervisor Ryan said it's not something to sit on that the Township needs to act if they are not in agreement to the proposal. Chairman Cummings asked who the contacts for the project are. Engineer Brath said Will Clark is the county contact supervisor Ryan said it would be a PennDOT person. Chairman Cummings said the PennDOT contact would be Doug Murphy. Chairman Cummings said he would contact Doug Murphy and engineer Brath said he would speak with Will Clark. Supervisor Ryan said he did speak with Will Clark and sent a report in regarding flooded roads. Supervisor Ryan said York County took back from PennDOT a project for an interchange in Franklin Township. He said there are two possible locations, the Township will do the studies, traffic impact, on where it's needed the most. He said it's on the list for the 20-year phase, the county will be out doing surveys to see where it will be most practical. He said volume will be one of the biggest concerns for an adjoiner road. Supervisor Ryan said the Township will work in conjunction with the county on the project.

Engineer's Report – Engineer Philip Brath gave the report to Supervisors in their packets. He reported the bid for West Greenhouse Road bridge repair is back out for bid on Penn bid website.

APPROVAL AND PAYMENT OF BILLS

Chairman Cummings said he had a question for engineer Brath on the bill for May 2, 2018 for project number 1941.01.002 listed as miscellaneous storm water activities under phase 1 and then under phase 2 simplified approach to storm water review, the whole bill was \$1667.68. Chairman Cummings said he's not disputing the bill but rather clarifying. Engineer Brath said page 9 gives a detailed description. Chairman Cummings also asked for clarification regarding a payment made to Carroll Township. Treas. Pam Williams explained that payment was received for a building permit of \$54.50 but was discovered later the property was in Carroll Township and not Franklin Township so the \$50.00 was forward to Carroll Township and \$4.50 was reimbursed back to the individual for the state fee.

Motion was made by Chairman Cummings to pay the bills.

Second by Supervisor Stonesifer.

The motion carried.

TREASURER'S CORRESPONDENCE

1. Treasurer's Report

Motion was made by Chairman Cummings to accept the report as received.

Second by supervisor Stonesifer. **The motion carried.**

2. Treasurer's Memorandum

Item #4 LIBOR class action suit - Treas. Williams reported certificate of deposit is not included in this suit. Treas. Williams asked if there was a need to further investigate this issue. She said she spoke with a representative from members first and they said this suit is mainly about stocks and investments of that nature. Solicitor Shaffer said since that is the case there is no further need to investigate.

Item #5 MRM Pooled Trust – Chairman Cummings asked for clarification of the trust. Treas. Williams said the Township just remains and it unless they would like to do a withdrawal and the deadline for a withdrawal is July 2, 2018.

Item #6 EMC Wi-Fi & phone - Treas. Williams said this item is mainly information only, tech Jason Stamm did stop by and picked up the laptop. Treas. Williams said he did download software, so he can remotely monitor to see if there are power outages and if the Wi-Fi is out of service. Treas. Williams said Mr. Stamm reported currently it is working fine, but he will check it every other day to make sure the Wi-Fi is still connected, and about two weeks Treas. Williams said she will call Verizon to address the telephone issue, but first Mr. Stamm wants to make sure the Wi-Fi issue has been addressed and is up and working okay.

Item #7 Solicitor & Engineer Bills – Treas. Williams said typically she separates escrow, but this time did not do so. She said she did have someone stop by to show her a new approach to handling escrow funds. The amount showing on the outstanding bills, if they were paid by escrow it will not reflect on the outstanding balance. She said for this month anything that shows would be on the “Billed Out” section or Township charges. Supervisor Ryan ask about the escrow balance for Harmony Bethel church and Lamar Hess subdivision, if they had a balance. Treas. Williams said there was no balance in either account.

Item #8 Vacation approval - Chairman Cummings said he does not have an issue with the treasurer's scheduled vacation dates.

Treas. Williams said two things to mention that were not on the memorandum are the vision plan which is due to expire June 1, 2018 the rates are unchanged on the plan and she did speak with supervisor Stonesifer prior to the meeting regarding this matter. She said there haven't been any complaints regarding the plan and ask to make a motion to continue the coverage.

Motion was made by Chairman Cummings to continue the vision plan coverage as it is currently.

Second by supervisor Stonesifer.

The motion carried.

Treas. Williams said to follow up with the bulk postage permit, she has been in touch with Dillsburg to find out the process to reinstate the expired permit and Dillsburg referred her to Harrisburg office, but she has not heard back from the Harrisburg office.

BCO REPORT

Land and Sea Services submitted report received by Supervisors.

Driveway Ordinance proposed change

Supervisor Ryan ask zoning officer Fahey about paving at the end of driveways to comply with the current driveway ordinance. Zoning officer Fahey said the current requirement is from the center of the road to the right of way, depending on the use of the road. Zoning officer Fahey said therefore he ask if the ordinance could be amended to keep it simple. Supervisor Ryan said there are two things that need to be changed for driveway permits. First, where the tile would be placed so the water isn't entering the roadway and second when the final inspection is done to issue the occupancy permit, he's finding people are not complying with the area to be paved at the end of the driveway if it's paved at all, so, should paving be just to the Township right-of-way. He said it should be stated in the ordinance paving is to the Township right-of-way because in some places it's 20 feet and other places it's 50 feet to the right-of-way. Supervisor Ryan explained that as you drive across areas they shift, and the road must be built back up, so the water doesn't run out onto the road. He said the Township's biggest concern is the water that enters onto the road which causes the Township to be liable. Supervisor Ryan said this needs to be reviewed in the ordinance and a change made to the ordinance. Zoning officer Fahey said what has been done in the past when paving has not been completed due to weather or other reasons is to have a bond signed. Supervisor Ryan ask if the Township is holding the bond. Engineer Brath said Township should not hold the bond but should collect escrow funds to be held until the work is complete. Supervisor Ryan said an amount should be set so the treasurer knows how much to hold until the work is complete. Supervisor Ryan said the object is to have the work completed then send back to the resident any money left in escrow. Engineer Brath said an amount does need set to ensure the work is being done, whether it's paving the end of the driveway, grass seeding, etc. he said there are several properties where the work still needs to be completed. Supervisor Ryan ask Solicitor Shaffer if he could schedule a workshop to review and amend the driveway permit ordinance. Supervisor Ryan said when the occupancy permit is received the engineer and the roadmaster need to inspect the property to make sure all work is complete prior to issuing the occupancy permit. Once the occupancy permit has been issued the treasurer is to release any remaining money in the escrow fund to the resident.

ZONING OFFICER REPORT

A report was submitted by the Zoning Officer in the BOS packets.

Chairman Cummings said he did have a question for zoning officer Fahey regarding the issue zoning officer Fahey mentioned on S. Mountain Rd., did zoning officer Fahey get an answer back from Department of Environmental Protection or is he still waiting on an answer. Zoning officer Fahey he said DEP, no, Tiffany Crum, yes, he said he left a message for DEP to call him back but has had no response. Zoning officer Fahey said there were a few points he'd like to make regarding zoning ordinances, such as **item #2** of his report pertaining to the number or type of animals in a residential zone. Zoning officer Fahey said the way the ordinance is right now the Township does not have any control over the number or type of animals in a residential zone. Zoning officer Fahey said there had been a court case on this matter that was found in favor of the Township. Supervisor Ryan ask if zoning officer Fahey had the information for the case and zoning officer Fahey said no but it is in the Township records. Supervisor Ryan said maybe the ordinance should be changed to not allow livestock within a residential area but that would be up to the Board of Supervisors to decide. Zoning officer Fahey said another such ordinance is pertaining to granny flats not being allowed within a residential area, he said this ordinance is holding up a case that the attorney was going to prosecute but can't do so because of the ordinance. Discussion ensued regarding zoning hearing versus conditional use hearing regarding the way the ordinance currently reads and not the way it would read after an ordinance change. Supervisor Decker asked if York County planning commission was to review the issue with granny flats and get back to the Township. Solicitor Shaffer said

yes, York County planning commission had a review process where they were looking at changes so that every municipalities definition would be the same. Solicitor Shaffer said the Township could change it, but they may run into issues later. Solicitor Shaffer said the issue had been tabled earlier in the year to wait for a response from York County planning commission and the solicitor has not heard anything back yet. Chairman Cummings suggested to schedule a workshop to review the ordinance pertaining to Livestock in a Residential Area.

SUBDIVISION AND LAND DEVELOPMENT

1. Heavenwood Farms – engineer Chris Hoover was available to represent the Heavenwood Farms land development plan. Engineer Hoover explained the plan from its beginning up to the current date of the meeting. Engineer Hoover said the plan before the board should be clean relative to Township requirements. Engineer Hoover said they are still waiting for NPDES comments from the county, he said a completeness letter was received but not the technical comments. Engineer Hoover said he didn't anticipate any of the comments from the county would radically change the plan or the design of the plan itself.

Engineer Hoover said they are asking for three modifications or waivers to the Township's ordinance, one deals with section 4.104, traffic impact study; one is paying a fee in lieu of recreational area; and the requirement for a developer to improve the roadway to meet minimum cartway requirements. Engineer Hoover said the attachment with the waiver request is regarding the improvement of the roadway to meet and cartway requirements, this is known as the 3R criteria or 3M of PennDOT about roadways and widths of roadways. Engineer Hoover said the dimensions for roadway widths and cartways are spelled out according to PennDOT guidelines and they are there to ask for a modification of the fees in lieu of the improvement of the roadway to meet minimum cartway requirements. Engineer Hoover said the property owner Mr. Wilkinson is willing to negotiate a fee to be paid and by their calculations according to the current Township ordinance based on road frontage and square yard the fee would be approximately \$51,000. Engineer Hoover said the traffic generated to and from the property would not be any more significant than what it is currently on the road as Mrs. Spiece only plans on giving one or two riding lessons per week and would not have an impact on the roads. Engineer Hoover said currently there are not any plans for building a home on the property. Engineer Brath said he would recommend a waiver be granted for the traffic impact study and all he needs is a statement indicating the amount of traffic going to and coming from the property. Engineer Brath said he believes this requirement is fulfilled by the statements engineer Hoover has made. Chairman Cummings clarified with engineer Hoover that the traffic to the property is not any greater than normal traffic to and from a home, but when the project is complete will the traffic still be the same as to a single-family home. A discussion ensued on potentially more traffic once the home is built. Mrs. Spiece explained her business plan is not to have more horses than pasture, she said there is approximately 21 acres ideally, she would only have 17 or 18 horses, she explained general rule is 1 acre per horse. Chairman asked if there will be horse trailer traffic and how much trailer traffic there would be. Mrs. Spiece said she does not anticipate holding events but may on occasion have a student bring their horse to her farm.

A discussion ensued pertaining to the waiver requests, regarding the traffic impact study the supervisors said they were okay with the waiver request, regarding the fee in lieu of recreational area, engineer Hoover said he believed the fee is based on acreage and is requesting the fee be deferred to some type of building permit fee. Supervisor Stonesifer said he would like to mention that businesses in the Township are required to pay the fee. Regarding the fee in lieu of road improvement to meet minimum cartway

requirements, chairman Cummings asked engineer Brath if the amount of \$49,791 was the correct total that engineer Brath calculated as the fee by the Township for road improvements, engineer Brath said yes, it is. Engineer Brath said PennDOT's standard would be a decrease in fee as their standard is 11 foot of road frontage versus 14-foot set by the Township and the shoulders could be decreased to 2 feet on either side. He said the amount, using PennDOT standard would be \$30,185. Chairman Cummings asked why this thought process wasn't applied to previous plans. Engineer Brath said because they ask for a different thought on those plans. Engineer Brath said he's not sure the amount would be much different on the other plans based on the linear square foot of road frontage on those plans. Supervisor Ryan said it's still the same square footage. Chairman Cummings said he just wants to establish the same process is being used for each citizen in the Township. Chairman Cummings asked engineer Hoover what he calculated the cost for road improvement would be. Engineer Hoover said his calculation is close to the amount engineer Brath stated of just a little over \$30,000. Chairman Cummings asked if this formula was going to be the standard used for all citizens going forward. A discussion ensued regarding the formula to use as a standard when calculating the fee in lieu of road improvements to meet cartway requirements. It was discussed to use PennDOT standard formula when calculating road improvements to meet cartway requirements.

Motion was made by Chairman Cummings to grant a waiver regarding Section 4.103 traffic impact study.
Second by supervisor Stonesifer.

The motion carried.

Motion was made by Chairman Cummings regarding Section 415/316.A.8, the fee in lieu of recreational area, since commercial businesses already paid the fee it is recommended to deny the waiver request.

Second by supervisor Ryan.

Discussion ensued on the definition of developable acreage. Supervisor Ryan explained developable acreage is the amount of land used to put up a building or structure or improvements made to the land. Engineer Hoover spoke on behalf of the Spiece's and said they are willing to pay a fee of \$3000 in lieu of recreational area.

Motion was withdrawn by Chairman Cummings.

Waiver request was withdrawn by engineer Hoover.

Waiver request was withdrawn by engineer Hoover regarding Section 4.101.C.2.b the fee in lieu of road improvements to meet cartway requirements, however it was agreed by Engineer Brath, the BOS and Engineer Hoover to pay the modified fee in the amount of \$30,185 per PennDOT standards.

Engineer Brath said there are a few minor things that need to be cleaned up on the plan.

Supervisor Ryan said before the plan gains his approval he wants a clear definition of agricultural use versus commercial use and engineer Brath said there are six items that need to be explained by the Township zoning officer before final approval can be given on the plan. Discussion ensued on agricultural versus commercial use. Zoning officer Fahey read the findings of two court cases indicating use of horses deems agricultural use of land. Solicitor Shaffer suggested to submit a statement indicating the SALDO doesn't apply to the intended use of the land, list the reasons it doesn't apply and submit a waiver request based on those reasons. Solicitor Shaffer said the problem is when the term wholesale is used and to say that because it's at agricultural use none of the requirements must be met. Solicitor Shaffer said when applying to the board you need to indicate because you have this type of use, it makes sense to grant a waiver on these types of reasons. Solicitor Shaffer said the issue isn't with what the Spiece's are asking

for but the way they are asking. Solicitor Shaffer said we believe because of our use we should have waivers on all these things where we may not comply right now. Because of where we are and what we have it does not make sense to box us in. Engineer Hoover asked what waiver requests need to be submitted to make the SALDO issues go away. Solicitor Shaffer said he sent a memo months ago indicating the waiver requests needed.

Motion was made by Chairman Cummings to accept the amount of \$3000 offered by the Spieces in lieu of the park and rec fee per section 415\316.a.8.

Second by supervisor Stonesifer.

The motion carried.

Motion was made by Chairman Cummings to accept the fee for the road improvements as indicated by the Township engineer per section 4.101.C.2.B in the amount of \$30,185.

Second by supervisor Stonesifer

The motion carried.

2. Hoffman Subdivision Plan – 2nd plan submission;

Attorney Victor Neubaum was present to represent the Hoffman plan. Attorney Neubaum said they received a letter from solicitor Shaffer in April regarding the plan status. He said a revised plan was submitted February 2017. Attorney Neubaum said the family wants to adjust the lot line for a lot 2 to the rear of the lot which would be parallel to the road. Attorney Neubaum said this would reduce the acreage and allow them to sell the lot. Attorney Neubaum said the family also received a fee schedule. Attorney Neubaum said the plan is a revised plan and not a new plan. Attorney Neubaum cited section 308 of the ordinance which reads any significant changes that are made to a plan, a new plan would be needed. Supervisor Ryan ask if the original plan were to be withdrawn, as the original plan was already approved and ready to be recorded all that was left to do was pay the outstanding fees. A discussion ensued regarding a new plan submission, the fees that were not paid and the moving of the property line on the lots to the rear of Lot 2. Solicitor Shaffer suggested that attorney Neubaum request a waiver for any section of the SALDO that might apply as if this were a new submission and can they have it submitted as such that any reviews conducted be on just the line being changed given that they already received the Township's blessing on everything else. Supervisor Ryan clarified there cannot be 2 plans being submitted, one of the plans must be withdrawn. Attorney Neubaum said the revised plan would be the only plan to be submitted once it is reviewed and signed. No action was taken on the Hoffman subdivision plan.

REPORTS

1. Solicitor

Solicitor Shaffer reported not much to report at this time, he had some things to report under old business.

2. Roadmaster

Supervisor Ryan reported he was nearing the end of his training, only one day left. Supervisor Ryan said they jumped up their schedule a little bit due to difficulty getting Park and rec maintenance completed, the road crew put culvert pipes in on Cherry Lane and Willow Glen.

3. Parks & Recreation – Terry Hoffman submitted report, received in BOS meeting packets.

Chairman Cummings thanked Mrs. Hoffman for her work on the report and submitting it to the BOS. Supervisor Ryan said EMS wants to do some type of Carnival to raise money rather than take it out of the budgets. Chairman Cummings said he had notes from a meeting April 17, 2018.

NEW BUSINESS

1. Request for new microwave in the meeting room by Secretary Adams.

Motion was made by Supervisor Stonesifer for a budget of \$75.00 to purchase a new microwave.

Second by Chairman Cummings.

The motion carried.

2. SEO request for alternate. Chairman Cummings said the board received a written request from Vince Elbel which said according to Title 25 Section 72.22 which states, a local agency shall contract at least 1 sewage enforcement officer and an alternate to sewage enforcement officer. A discussion ensued on who to use as an alternate the board asked Secretary Adams to contact Mr. Elbel and ask if he would agree to Gary Morrow as the townships alternate SEO and to contact Mr. Morrow and see if he would accept the position as alternate SEO.

OLD BUSINESS

1. Employee Handbook – an audit was received by HR Solutions on the handbook and reviewed by the BOS.

Motion was made by Supervisor Stonesifer to contract HR Solutions to complete the handbook at the cost of \$420.00.

Second by Chairman Cummings. **The motion carried.**

2. Annual News Letter – Secretary Adams said she was in contact with DRS Printing, they suggested make a 4-page 11 x 17 sheet newsletter, that way they can print just one sheet, folding in half and in half again to mail size of 5.5 x 8.5. Price for printing 3500 would be \$795.00, 4000 at \$895.00. DRS could also mail for the Township if the Supervisors approve, from an excel mail list they would just need the file to do so. Price for the mail prep would be \$390.00, that includes addressing resident names on the newsletter, tabbing-required, cache certifying the list, barcode, sort, tray, do all paperwork per postal regulations and deliver to post office or bring to the Township for us to complete the process. Treasurer Williams said she has reached out to the Harrisburg Post Office to begin the process of renewing the bulk rate postage license and is waiting for a response. Secretary Adams said she did speak with Tax Collector Rhonda Harpster on total number of residents to receive newsletter of between 3600 to 3700 residents.

Motion was made by Supervisor Stonesifer to have DRS Printing complete the work to prepare and mail the newsletter.

Second by Chairman Cummings.

The motion carried.

CORRESPONDENCE

1. Steep Slope review – Solicitor Shaffer’s revisions to the ordinance were circulated to the board members. Solicitor Shaffer said pertaining to the definition of a plateau, he and engineer Brath came up with language that would make it better, instead of referencing a plateau as being surrounded on all four sides or if only 3 sides that are surrounded by steep slopes there may be the same problems, why limit the way the rule applies. Engineer Brath and Solicitor Shaffer came up with the idea of having a setback type of definition, a plateau is something that is surrounded by steep slope, if it’s not a plateau and falls within

so many feet of steep slope then the same regulations would apply. Chairman Cummings asked for a timeline on the completion of the steep slope ordinance. Chairman Cummings asked if the current comments could be cleaned up and ready for a vote by the Board of Supervisors to send the ordinance to York County planning commission for their review and comments. Supervisor Decker asked if a workshop should be scheduled. Chairman Cummings said yes, a workshop needs to be scheduled and he asked Engineer Brath and Solicitor Shaffer to please have comments ready for review at the workshop. Some discussion ensued regarding plateaus and a workshop meeting was scheduled for Wednesday, May 23, 2018 at 6:30 PM.

Solicitor Shaffer said he had two pieces of correspondence that he received, one was for the Williams subdivision plan which was forward to the supervisors, the other was from York County planning commission stating the date and time for review of the minimum acre lot size 4 acres to 2 acres. He said if anyone wishes to attend they can do so. Supervisor Ryan suggested to discuss the driveway permit ordinance at the workshop.

PUBLIC COMMENT

1. Jeff Longendecker residing at 105 Circle Drive spoke about the pond blowout issue at the property. Mr. Longendecker said he recently purchased the property and unfortunately inherited the pond blowout issues and erosion issues due to the blowout. He said that he had corresponded with engineer Brath regarding the issue and has received several bills, one from the Township for approximately \$1000 which is one of the things he would like to discuss. Mr. Longendecker said that he did have money put in escrow until repairs were made to the property. Discussion ensued on properly fixing the blowout in the pond and ensuring it's done correctly including correcting the overflow. Mr. Longendecker expressed his concerns about the invoices he received in the mail and presented a copy of the invoice he received from the Township. Mr. Longendecker ask what he is to do with the invoices. Supervisor Ryan said he would turn them into his escrow manager and have them pay the fees out of escrow. Supervisor Decker said if he needs to address the BOS with any more issues to please be put on the Public Comment to be heard at the beginning of the meeting. Mr. Longendecker said his Agent is Cindy Manning of Caldwell Banking, Carlisle. Mr. Longendecker ask the board to inspect a falling down building located on the property next door to his property.

2. Kathleen Gingrich ask if the amendment to steep slope from solicitor Shaffer could be posted to the Township's website before the workshop. Supervisor Stonesifer said that the solicitor did not actually amend the ordinance but just made a comment on it. The supervisors said solicitor Shaffer pretty much rewrote the ordinance. Chairman Cummings said, probably could not post it to the website because the board must decide if they like what was rewritten and that is the purpose of the workshop.

EXECUTIVE SESSION

The BOS entered Executive Session at approximately 9:55 p.m. with expectation of possible action to be taken.

The BOS returned from Executive at approximately 10:16 p.m., an audience was still present.

Motion was made by Supervisor Stonesifer for Chairman Kevin Cummings to contact outside council for the York County Docket Number 2018-SU-001068 Case of Decker Appeal versus Franklin Township Zoning Hearing Board.

Second by Vice Chairman Sprigg.

The motion carried by a vote of 4 and 1 abstain by Supervisor Decker.

ADJOURNMENT

Motion to adjourn by Supervisor Stonesifer at 10:18 p.m.

Second by Supervisor Stonesifer.

The motion carried.

Respectfully submitted,

Teresa Adams
Franklin Township Secretary