

January 26, 2010  
Scotland, PA 17254  
Regular Meeting

The Greene Township Board of Supervisors met in regular session Tuesday, January 26, 2010, at the Township Municipal Building, 1145 Garver Lane, Scotland, PA.

Present:

Charles D. Jamison, Jr.  
Todd E. Burns  
Travis L. Brookens  
Welton Fischer

Daniel Bachman  
Todd Dusman  
Gregory Lambert  
Diann Weller

Visitors: See list

The Chairman called the Regular Meeting to order at approximately 7:00 P. M.

The Minutes of the January 12, 2010 Regular Meeting stand approved as presented.

Mr. Paul Holbrook, Scout Master of Troop 128, addressed the Board stating that as a resident of the Township, he wished to donate used but very serviceable National and State flags as follows: National – 4, 5x8; 3, 4x6; 2, 3x5; State – 2. He presented the flags to the Board asking that the only condition be that when the flags would become unserviceable, they would be returned to the Troop and noted the Troop desired to give the flags to the Township to use and perhaps save the Township a little money.

Mr. Gregory Lambert, Township Engineer, introduced resident Dennis Klapy from Portrait Homes development; Mr. Klapy resides in one of the duplexes behind an existing sediment basin and was here to discuss with the Board the issue of water in his basement. Mr. Lambert informed both Mr. Klapy and the Board that he had spoken recently with 'Wanda', representative appointed by the bank to oversee the existing situation at Portrait Homes. He further stated he is scheduled to meet with Steve Coldsmith (a local contractor) and Wanda the first week of February (earliest Wanda is able to arrive in Township) to discuss the scope of work needed. Mr. Klapy, 3319 Portrait Way, stated water is backing up and into the basin and it took two (2) hours to get rid of the water. He stated the pond is not draining and cited also wife's health issues of concern. He stated the water is backing up into the basin when it rains very hard and even though this last time was exceptional, he still has a problem. Mr. Lambert stated the Township is in possession of bonding for this development and could possibly use any of those funds to assist with the problem. Mr. Lambert stated he would like to forward correspondence to bank representative as to when issues are to be corrected and if not done within that time, then the Township would handle the matter. The Chairman asked Mr. Lambert if there was enough bonding funds to cover expected expenses and Mr. Lambert stated 'yes' and that he had already received one estimate for the project work that was well within the bonding amount available. The Chairman noted to Mr. Klapy that he has spoken with him on several occasions and asked Mr. Klapy that after all the work is done and the problem still exists what would he expect. Mr. Klapy stated he has already had his drains re-directed to the basin and spent money to have certain other items done to his property to try and alleviate the problem. The Chairman explained to Mr. Klapy the purpose of the basin and the time length it is to drain. The Chairman directed the Township Engineer

to speak with Mary Ann (Franklin County Conservation District) regarding this matter before any measures are taken regarding work on this project. The Township Solicitor cautioned the Board by stating that before the Township would forfeit any bonds, he should be consulted. He further stated the matter must be looked at carefully and the bond funds must be for the purpose that is anticipated. The Chairman stated he wished to make it clear to Mr. Klaply that any work done may or may not solve the problem.

The Zoning Officer informed the Board that a planning module for the addition of one 'edu' had been received for a connection for Roger Wingert's septic business that is being relocated. He noted a moratorium had been in place before but was now lifted and there had been an earlier condition that when the moratorium was lifted, it was required that Mr. Wingert's property must be connected to public sewer. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted that Township **Resolution 4-2010** from Vince Elbel, Township S.E.O., for Roger A. Wingert, Philadelphia Avenue, extension to existing public sewer, be approved as presented.

The Township Secretary informed the Board it was necessary to submit the signatures of all Board Members to Merrill Lynch due to the newly elected Supervisor, Mr. Brookens. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted that Township **Resolution 5-2010** for new Board of Supervisors signatures to be placed on the **Advisory Services Resolution** for Merrill Lynch account(s) be approved as presented.

The Township Engineer noted at the last meeting he had presented his speed study for a portion of Ragged Edge Road that needed to have the speed limit reduced to be in line with other portions of the road. He further stated the Board had directed the Township Solicitor to prepare an ordinance which is now ready and the Board would need to advertise and hold a Public Hearing to consider the ordinance. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted to authorize the Township Secretary to advertise an ordinance for speed limit on Ragged Edge Road and a public Hearing is scheduled to be held March 9, 2010, at 7:00 p.m., prevailing time, at the Greene Township Municipal Building, 1145 Garver Lane, Scotland, PA.

The Township Engineer stated that while a study was being done for 4-way stop at Coldspring Road and Fayetteville Main Street, it was also noted that 'no parking' was being considered for a portion of Main Street near that intersection along property of Fayetteville Elementary. The Township Solicitor was also directed to prepare an ordinance which has been done and the Board would need to advertise and hold a Public Hearing to consider the ordinance. It was noted the current ordinance draft indicates a 'no parking' area from the aforementioned intersection to McCrossen Drive and the Board was not agreeable to that distance length. Supervisor Burns noted a misspelling but since the ordinance is to be changed for a lesser distance length the misspelled word will not be in the ordinance. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted to authorize the advertisement of a Public Hearing to be held March 9, 2010, at 7:00 p.m., prevailing time, at the Greene Township Municipal Building, 1145 Garver Lane, Scotland, PA.

The Zoning Officer stated the Board had enacted an ordinance for plan review escrow fee and accompanies submission of a plan; funds are held and expenses are deducted from the original fee submitted and the Township has received a request for refund of the plan review escrow for Salem Road Village Subdivision. The Township Engineer stated the escrow account can be spent for road construction with Supervisor Brookens asking if the refund in question is permitted to be used. The Board discussed the refund amount being requested, permissible uses of the amount and if there was a time limit for the refund, referring to the ordinance enacted (ref: Township Ordinance No. 2009-6). The Township Solicitor stated the reference to "... sixty days ..." in the ordinance begins after acceptance by the Township. Supervisor Burns inquired as to any other inspections that might be required for a plan and the Engineer stated 'yes'. He explained that "bonding" is for work not being done and the escrow account could cover site inspections by the Engineer and Roadmaster, etc. The Board continued discussion regarding site inspections and it was determined that site inspections be included and the Township Solicitor concurred that inspections for road dedication could be included. The Engineer also noted that if a core test needed to be done then the escrow funds could be utilized. The Solicitor noted the Ordinance requires that 50% of original amount submitted must be maintained in the account but the Board could elect to refund a partial amount and retain the remaining for further inspections, etc the plan may require. Following this lengthy discussion and review, on a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted the request for review of plan review escrow for Salem Road Village Subdivision be approved as follows: \$1,267.70 be refunded to Salem Road Village and the remaining \$2,000.00 be retained by the Township for site inspections or other expense incurred by the Township and this amount should cover what costs may be anticipated.

The Zoning Officer presented a request for review time extension of ninety (90) days from TME Surveying, LLC for the William D. Mills Subdivision; current time expires February 7, 2010. The ZO noted the reason for the delay in being presented to the Board was the wait for the module to be returned by PA DEP. On a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 3-0, the Board unanimously voted the request for review time extension for William D. Mills Subdivision be granted an additional ninety (90) days commencing February 7, 2010 forward.

The Zoning Officer presented a 3-lot Final Subdivision/Lot Addition Plan for JJJ Enterprises; property located along Cresthaven and South Strawberry Hill Drives; proposed subdivision of two (2) small portions, the primary issue being lot width. No new building lots are proposed; propose very small lot addition from Lot 67A to Lot 68 and very small lot addition from Lot 68A to Lot 69; three lots involved remain conforming lots and meet the minimum lot width for single family dwellings. Comments from the *Approval Checklist*, a copy being provided to each Supervisor, were as follows: Franklin County Planning Commission – reviewed with no comment (1-5-10); Greene Township Municipal Authority – no sewer involved (1-20-10); Form B acknowledged by PA DEP (12-30-09); Guilford Water Authority – no comment to date; Township Engineer and Planner – comments of both were included with the *Approval Checklist* noting they had reviewed the plan and recommended approval (1-26-10); plan was staff reviewed by Township Zoning Office on behalf of the

Township Planning Commission and recommended approval. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted the 3-lot Final Subdivision/Lot Addition Plan for JJG Enterprises be approved as presented.

The Township Solicitor had no further comments for this Meeting.

On a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 3-0, the Board unanimously voted to authorize the payment of invoices as follows: Check Numbers 15018 through 15058, inclusive, to be paid from the General Fund; and, Check Numbers 1755 through 1767, inclusive, to be paid from the Liquid Fuels Fund.

Mr. Thomas Buckus, resident and former Township Auditor, asked the Board if the invoices approved for payment included his December summary submitted to the Township. The Township Solicitor explained that many of the charges were after March 1 and the Township audit ended before that date. He stated the Board is only authorized to pay for the part of the actual audit. He further stated the Board does not have the legal authority to grant payment. Mr. Buckus asked if he could have a letter to that effect and the Solicitor stated he will prepare and send correspondence to Mr. Buckus.

There being no further business before the Board for this Meeting, the chairman adjourned at approximately 7:39 p.m..

Respectfully submitted,

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Secretary