

May 22, 2012  
Scotland, PA 17254  
Regular Meeting

The Greene Township Board of Supervisors met in regular session Tuesday, May 22, 2012 at the Township Municipal Building, 1145 Garver Lane, Scotland, PA.

Present:

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

Gregory Lambert  
Daniel Bachman  
Diann Weller  
Welton J. Fischer

Visitors: See list

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

The Minutes of the April 24, 2012 Public Hearing regarding amend/repeal certain sections to Chapter 105, Section 105-14 for "*Flood Hazard District*" shall stand approved as presented.

The Minutes of the April 24, 2012 Public Hearing regarding a Conditional Use Permit request submitted by Chambersburg Burial Vaults and Harbert's Products, Inc., 6428 Lincoln Way East, Fayetteville, PA, shall stand approved as presented.

The Minutes of the April 24, 2012 Regular Meeting shall stand approved as presented.

The Chairman noted receipt of correspondence from PennDOT regarding renewal of the Municipal Winter Agreement for 2012-13 as it relates to the Township being compensated for snow plowing in the vicinity of Exit 17. On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted the 2012-13 Municipal Winter Agreement program with PennDOT, identified as Township **Resolution No. 9-2012** be approved as presented and authorize the Chairman to sign same on behalf of the Board of Supervisors.

The Chairman asked the Township Solicitor to present Item 7 as it appeared on this Agenda. The Solicitor stated that Henkels & McCoy, Inc. (H & M) had submitted a *Roadway Use and Maintenance Agreement* regarding use of certain Township roadways during a construction project. The Solicitor stated the first draft of the Agreement received by the Township was not acceptable in its present form and the Solicitor had asked H & M to pinpoint their liability as to use of the Township roadways during the construction project. He stated that H & M had revised the Agreement and the Township is now agreeable with it; H & M signed the Agreement and returned it to the Township for their acceptance and signature. The Solicitor stated that with the first Agreement H & M could do most anything but now they are liable for anything that can be attributed to their usage of the roadways. The Township Engineer noted that a H & M representative had visited the office very recently and wanted to report his findings of any alleged damages. Following review and consideration, on a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 3-0, the Board unanimously voted the *Roadway Use and Maintenance Agreement* with Henkels & McCoy, Inc. for use of certain Township roadways be approved and authorize the Chairman to sign same on behalf of the Board of Supervisors. The Solicitor noted the Secretary's copy was of the first draft and that the latest (revised) Agreement needed to be given to her.

The Township Engineer stated the Township had finally received the long awaited letter of agreement regarding traffic signals at Exit 17 of Interstate 81. He stated the Township had asked Congressman Shuster to help with the expenses of the installation of the traffic signals at Exit 17. He noted there have been many issues that have delayed the project and now finally it appears the funds will be made available, approximately \$500,000 to be provided. The Township will be responsible to provide bid documents, PennDOT will then install, and then it will be the Township's responsibility to maintain the traffic signals. The Township's share/portion of the costs will be for the engineering aspect of the bidding documents. Supervisor Brookens inquired as to the approximate \$125,000 share shown as "Local" but the Engineer stated the Township will be responsible only for the engineering regarding bidding documents and it should be much less than projected. The Engineer stated he has received oral commitment from PennDOT for only the traffic signal installation; Exit 17 would not be widened; the scope of the Township's share of the project will be for traffic signalization only. Supervisor Burns then inquired as to the \$500,000 as shown for "construction" as a total being funded for this project that if that amount is not spent would it remain with the Township or go wherever else PennDOT would direct. The Township Engineer stated PennDOT stipulated that any remaining funds would go wherever PennDOT wanted and does not stay with this particular project (i.e. this one within the Township). The Engineer then noted that these monies are only part of a program for Interstate 81. The Engineer stated the next step for this project is the Township must obtain engineering proposals but PennDOT has caused delays so the Township Engineer will meet with PennDOT representative(s) and begin that process immediately. Following review, discussion and consideration of this matter, on a motion by Todd E Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted the *Traffic Signal Agreement for Exit 17* be approved a presented and authorize signature of same by the Chairman on behalf of the Board of Supervisors.

The Chairman presented a quotation from Atlantic Transportation Systems, Inc. stating the proposal was originally for four (4) camera video detection systems and UPS battery backup but reduced it to two (2) with the system being placed on the side streets of the intersection of Coffey and Advantage Avenues. The Chairman stated it was felt the need at this time would be for 2 cameras and backup especially since it seems the area adjacent to Depot seems to have more power outages than anywhere else. He stated the better backups will operate longer than normally. Supervisor Brookens inquired if the Township would be able to utilize any transportation impact fees for this project and the Chairman stated 'yes'. The Chairman noted other areas that may benefit from a camera video detection system as follows: Black Gap Road at 50%; Mont Alto Road at 50%; Route 11 at (Greenvillage) Sheetz will be one of the last ones to be completed due to the upgrading to be done at that intersection. He noted that former Gate 6 at Letterkenny Army Depot would be quite expensive due to the costs involved in providing all the video camera installation needed at that intersection. Following review and consideration, 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 purchase and installation of two (2) camera video detection systems and UPS battery backup for Coffey and Advantage Avenues as proposed by Atlantic Transportation System, Inc., for the sum total of \$15,505.

The Board considered authorization of receipt of Sealed Bids for the following items: **89 Octane Gasoline and Ultra Low Sulphur Diesel (ULSD)** – On a motion by Todd E. Burns and seconded by Travis L. Brookens but later withdrawn and re-motivated/seconded to include **#2 Fuel Oil**, on a vote of 3-0, the Board unanimously voted that Sealed Bids by accepted for 89 Octane Gasoline, ULS Diesel, and #2 Fuel Oil to be received no later than 3:00 P.M., prevailing time, Tuesday, June 26, 2012, at the Greene Township Municipal Office Building, 1145 Garver Lane, Scotland, PA; then, on that same date at 7:00 P.M., prevailing time, the Bids will be opened, read aloud and considered at the Regular Meeting held at 1145 Garver Lane, Scotland, PA. The Chairman noted that on the road paving equipment the contract was approximately two (2) years old and needs to be updated for current pricing and that a project is currently being placed on hold until current pricing becomes available. The Chairman then noted that relative to *Striping and Marking* the Township is looking at old (former) single yellow lines that are striped to see if there is enough width for double yellow line which would need a cart way of 19 feet, preferably. He stated that on 18-foot cart way within a few months the yellow line would be rubbed off on one lane. He stated that currently the issue of single yellow line painting is still being discussed among numerous municipalities and PennDOT's proposed new requirement.

**Bituminous Materials and Crushed Aggregate** – On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted that Sealed Bids for *Bituminous Materials and Crushed Aggregate* be received no later than 3:00 P.M., prevailing time, Tuesday, June 26, 2012, at the Greene Township Municipal Office Building, 1145 Garver Lane, Scotland, PA; then, on that same date at 7:00 P.M., prevailing time, the Bids will be opened, read aloud, and considered at the Regular Meeting held at 1145 Garver Lane, Scotland, PA.

**2012 Road Paving Equipment Pricing** – On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted that Sealed Bids for *2012 Road Paving Equipment Pricing* be received no later than 3:00 P.M., prevailing time, Tuesday, June 26, 2012, at the Greene Township Municipal Office Building, 1145 Garver Lane, Scotland, PA; then, on that same date at 7:00 P.M., prevailing time, the Bids will be opened, read aloud, and considered at the Regular Meeting held at 1145 Garver Lane, Scotland, PA.

**2012 Striping and Marking** – On a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted that Sealed Bids for *2012 Striping and Marking* be received no later than 3:00 P.M., prevailing time, Tuesday, June 26, 2012, at the Greene Township Municipal Office Building, 1145 Garver Lane, Scotland, PA; then, on that same date at 7:00 P.M., prevailing time, the Bids will be opened, read aloud, and considered at the Regular Meeting held at 1145 Garver Lane, Scotland, PA.

The Board reviewed the Fayetteville Volunteer Fire Department Fire Police Monthly (April 2012) and Year-to-Date Reports as submitted by Mr. Michael Balsley. Follow review and there being no corrections or additions to the Reports, it was consensus of the Board to accept the Fayetteville Volunteer Fire Department Fire Police Monthly (April 2012) and Year-to-Date Reports as submitted and become part of the official record.

The Township Engineer presented a request for refund of remaining plan review escrow from Wm. A. Brindle Associates on behalf of the Carl Walter Estate, Project #12-002. It was noted on a statement the total refund to be \$1,093.50, however, the Agenda reflected \$1,043.50. The Engineer stated the original escrow was \$1,500 with \$406.50 being expended for inspections, reviews, etc. There was no amount being recommended to be retained, therefore, the Engineer recommended refunding the remaining full balance of \$1,093.50. Following

review and consideration, 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 refund of remaining plan review escrow for the Carl Walter Estate, Project #12-002, be granted in the amount of \$1,093.50.

The Township Engineer presented a request for refund of remaining plan review escrow from Ronald and Peggy Burke, Project #12-001, in the amount of \$947.84. He stated the original escrow was \$1,500 with \$552.16 being expended for reviews, inspections, etc. There was no amount to be retained, therefore, the Engineer recommended refunding the remaining full balance of \$947.84. Following review and consideration, 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 refund of remaining plan review escrow for Ronald and Peggy Burke in the amount of \$947.84 be granted.

The Zoning Officer reviewed the Monthly (April 2012) Zoning Office Report. Following review and consideration, it was consensus of the Board to accept the Monthly (April 2012) Zoning Office Report and shall stand approved as presented and become part of the official record.

The Zoning Officer presented a request to refund a fee collected (\$5.00) for an *Application for Land Use Permit* to Anthony McIntyre, 2104 Black Gap Road, Fayetteville. The *Application* was for a permit to install a fence, however, upon review of the Zoning Officer, it was discovered the *Application* stated a height of four feet (4') and a permit is required for a fence height of *over* four feet (4'), therefore, a permit would not be required. 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 to refund the fee of \$5.00 for *Application for Land Use Permit* be granted and a refund of \$5.00 be forwarded to Anthony McIntyre, 2104 Black Gap Road, Fayetteville.

The Zoning Officer presented written correspondence from Mr. Dana Funk, 6788 Rowe Run Road, Chambersburg, requesting the release of a cash bond for stormwater in the amount of \$2,370 the Township is currently holding. The ZO stated this was in reference to a land development plan for Mr. Funk, identified as Project #10-019. The Township Engineer stated he had inspected the completed detention basin along with the required swale and stated that what Mr. Funk had done was very nice, looks good, and also serves as a water purifier; therefore, he would recommend a full refund of the cash bond in the amount of \$2,370 the Township is currently holding. Following review and consideration, 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 (cash) bond release submitted by Mr. Dana Funk in the amount of \$2,370 be granted.

The Township Engineer stated the next item appearing on the Agenda regarding a request to refund remaining plan review escrow to Dana Funk, Project #10-019, in the amount of \$100 be tabled. The Engineer stated he would have additional cost for time reviewing this project, therefore, he was not ready to present a request for refund at this time and asked the item be continued. On a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 3-0, the Board unanimously voted the refund of remaining plan review escrow to Dana Funk, Project #10-019, in the amount of \$100 be tabled until further notice.

The Zoning Officer presented a Parking and Circulation Plan for Mike Renzella for property located at the intersection of Pine Stump Road and Route 11; property zoned HC (Highway Commercial). The ZO stated the Plan proposes additional parking to expand the existing car lot. He stated the Township Zoning Hearing Board had granted a variance in 2000 regarding this property and that one condition of that variance was that a Parking and Circulation Plan be submitted and approved. The ZO stated Mr. Renzella would like to continue and proposes an inventory parking area and residential use on the property as well as handicap and customer parking. The ZO reviewed the *Approval Checklist* with the Board, each member having received a copy for their review: Franklin County Planning Commission – not applicable; Plan was presented to Township Planning Commission at their meeting held May 14, 2012 and was recommended for approval subject to two (2) comments being addressed (requested stop sign at entrance and exits and provide owner parking. The Township Engineer stated his previous comments had been addressed and that it is a “tight” lot and this is about as good as can be expected given the property constraints. The ZO noted the two (2) uses on the property were pre-existing. The Engineer noted that one small favor is that it is a small business use. Supervisor Brookens asked if there was any detail that could show the clear site triangles and the ZO noted those triangles. The Chairman noted there is a hedge in the vicinity because of having to be aware of it during snow plowing, however, it was noted the hedge has now been removed. The Chairman also stated he wanted the property owner to be aware that he must not encroach into any area that would interfere with where snow is moved during plowing. The Township Solicitor suggested that when the letter of approval is sent, the owner should be informed of keeping vehicles out of the right-of-way. Some discussion ensued regarding location of snow direction when plowing due to the narrowness of the area. Following review and consideration, on a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted the Mike Renzella Parking and Circulation Plan be approved with the condition the Zoning Officer be instructed to forward written correspondence advising the property owner that vehicles cannot be parked in the right-of-way and that at times may experience snow when plowing the roadway.

The Zoning Officer presented a 1-lot Final Subdivision/Lot Addition Plan for Ralph Tolbert; propose subdivision from Mr. Tolbert as lot addition to Wingert property; property located along Main Street, Fayetteville; zoned R-2 (Medium Density Residential). Each Board Member received a copy of the *Approval Checklist* with comments as follows: Franklin County Planning Commission – reviewed with no comment (4-10-12); Greene Township Municipal Authority – not applicable; Form B acknowledged by PA DEP (4-2-12); Plan was reviewed by Township Zoning staff and would recommend approval; Township Engineer stated he concurred with Zoning Officer and would also recommend approval. Following review and consideration, on a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 3-0, the Board unanimously voted the Ralph Tolbert 1-lot Final Subdivision/Lot Addition Plan be approved as presented.

The Zoning Officer presented a 1-lot Final Subdivision Plan for Karen Wildeson for property located along Grandpoint Road Extended; proposed subdivision is conveyance to Stanley Burkholder for agriculture use; property located in R-1 (Low Density Residential) zoning district; former right-of-way for Grandpoint Road and propose to be abandoned in the future; right-of-way has been increased to fifty feet (50’). Each Board Member received a copy

of the *Approval Checklist* with comments as follows: Franklin County Planning Commission – reviewed with no comment (5-9-12); Form B acknowledged by PA DEP (4-25-12); Plan was reviewed by Township Zoning staff and would recommend approval; Township Engineer stated he had reviewed the Plan and concurred with the Zoning Officer and would also recommend approval. Supervisor Brookens inquired if this is a “stand alone” lot and the ZO indicated on the Plan as a “lot addition”. The ZO stated that on the Form B there is now an area where the owner must indicate it is a non-building waiver. Following review and consideration, on a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 3-0, the Board unanimously voted the Karen Wildeson 1-lot Final Subdivision Plan be approved as presented.

The Township Solicitor offered no further comments at this Meeting.

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 payment of invoices as follows: Check Numbers 17697 through 17738, inclusive, to be paid from the General Fund; Check Numbers 1482 and 1483 to be paid from the Electric Light Fund; and, Check Numbers 2071 through 2074, inclusive, to be paid from the Liquid Fuels Fund.

There being no further business before the Board, the Chairman adjourned the Meeting at approximately 8:00 P.M..

Respectfully submitted,

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Secretary