

September 22, 2015
Scotland, PA 17254
Regular Meeting

The Greene Township Board of Supervisors met in regular session Tuesday, September 22, 2015, at the Township Municipal Building, 1145 Garver Lane, Scotland, PA.

Present:

Todd E. Burns

Travis L. Brookens

Gregory Lambert

Daniel Bachman

Diann Weller

Welton Fischer

Visitors: See list

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

The Minutes of the Regular Meeting held September 8, 2015 shall stand approved as presented and become part of the official record.

Mr. Scottie Oliver, 69 Mt. Cydonia Road, Fayetteville, addressed the Board and presented a petition from area residents of Mt. Cydonia Road requesting a remedy to the problem of trucks on Mt. Cydonia Road. Mr. Oliver provided copies of the petition to Board Members and acted initially as spokesperson for the concerned residents and reviewed the "Complaints and Concerns" page outlining their concerns (i.e. danger for children riding, loading, unloading school busses; dust and dirt; residents being intimidated by trucks when complaints are made; vehicles swerving into opposite lanes; just to name a few). Mr. Oliver continued by noting the area is residential and have had to deal with the amount of commercial traffic and seeking solution to the many issues being experienced. He continued by noting additional items on the "Complaints and Concerns" listing including: dust and dirt when trucks are leaving the plant (Valley Quarries/New Enterprise), speed of trucks, using Jake brakes on roadways, etc. Mr. Oliver stated that some of the drivers are courteous but estimates at least 40-50% of the drivers are going too fast for conditions and that the plant is now operating six (6) days a week; no covers on the loads trucks are carrying; may run a sweeper on the road but only stirs up the dust and dirt; alleges bridge is in disrepair; scares away any potential buyers and drives down the value of properties. Mr. Oliver continued by noting that other residents living on Pine Stump Road and Pine Mountain Drive are also being affected with concerns of entering onto Mt. Cydonia Road. He also informed the Board that he has taken many videos of the various complaints and concerns and offered them to the Board for their review if they so desired. Following Mr. Oliver's presentation, the Chairman thanked him and other residents (some who were in attendance at this Meeting) for taking the effort to get this information and give to the Board's attention. He stated the Township is aware of the activities going on and hearing from residents and the Township has the same concerns as the residents. He further stated the Township has spoken with New Enterprise and are working through the issues with them and it is good to have this petition with the signatures. Mr. Oliver voiced that the business is located in Guilford Township and Greene Township residents are not willing to pay for road concerns. Supervisor Brookens noted to Mr. Oliver and others the Township (Greene) cannot enforce its regulations in another municipality and that the business is regulated by (PA) DEP. Mr. Oliver asked the Board if they could get Guilford Township to pay costs of repairs, etc and Supervisor Brookens stated

the Township would rather put the cost on the business. Mr. R. Reasner, Jr., 790 Mt. Cydonia Road, noted a situation that had occurred this date and inquired if all utilities could be placed on one side of the road and thought that would perhaps help. Mr. Oliver asked the Board to drop the speed limit. The Chairman noted there were Township employees working in the area and encountered problems as well as New Enterprise has been on site and witnessed some of these issues that have been voiced. Mrs. Jane Gearhart, 890 Mt. Cydonia Road, asked if it would be possible to bring a road in the back from State Forest (Plantation Road) which is in Guilford Township. Mrs. Dixie Oliver, 64 Mt. Cydonia Road, asked what the residents were to do about the dust and dirt. The Chairman stated that unfortunately he had no answer at this time. Mr. Oliver thanked the Board for listening. Mrs. Oliver stated they had lived at their address for 45 years and have never had this problem before. The Chairman stated the Township has spoken with New Enterprise and hope to come to some solution and asked the residents to please be patient with the Township and to check with the Township from time to time to see how things are going. He noted the more information the Township can get, the better. Further comments were voiced, i.e. 'fix holes', 'do something about the bridge'. The Chairman stated the bridge needs to be addressed and that is one of the complaints to New Enterprise as well. The Township Solicitor informed those in attendance by addressing the question of decreasing the speed limit; that the Township cannot arbitrarily go out and change the limit but must perform a speed study and follow the legal regulations as determined by State law. The Township Engineer also addressed the changing of the speed limit also informing the residents of the requirement to perform an engineering study of the many items that must be addressed before a new limit could be considered; the Township must post a speed limit that is legal. Mrs. Gearhart stated that residents had notified the PA State Police and they did come out (respond) but the drivers could warn each other through their radio system so that did not do any good. Another comment made was to request signs "no Jake brakes". The Chairman stated the Township will continue to work on the problems being encountered by area residents.

Mr. Ken Mummert, 2923 Jefferson Drive, Chambersburg, addressed a number of issues of his concern as follows: (1) reference taxes - persons who purchase property and then do nothing with the properties (i.e. School District, County, etc), therefore, no taxes are collected on the properties with no benefit to taxpayers - The Chairman informed Mr. Mummert he should direct that concern to the County and not the Township with the Solicitor confirming by stating that whether a parcel of ground is put in the tax base is by the County. The Chairman asked Mr. Mummert to continue and try to be more concise in his comments. (2) along Route 11, broken lines down (Route) 433 but not broken lines on Route 11 at Wagner (Road) and trees need trimmed - Chairman stated that PennDOT maintains State roads; (3) Smith Road, guide rails, cannot see to pull out - again, Chairman stated (Route) 997 is State route and the guide rails are in State right-of-way and they are the responsibility of PennDOT; (4) traffic light at 997, detour is off and traffic pattern is different on 433 - The Chairman noted the Township has been having problems with this particular traffic signal but the Township cannot arbitrarily change the timing or take other actions because all traffic lights are permitted and regulated by PennDOT so any change must be approved by them. Mr. Mummert ended his long list of items.

The Township Engineer presented a request for refund of plan review escrow received from H. C. Gabler, Inc., Project #12-004, stating the project had been completed in 2012 and their refund request had not been submitted previously. An original escrow of \$2,500 was received; \$1,317.68 was expended in fees; no retainage required; therefore, the Engineer stated he would recommend a full refund of the remaining \$1,182.32 with the check to be made payable to "H. C. Gabler, Inc.". Supervisor Brookens inquired as to the 2012 project and the Engineer noted it was for the expansion of two (2) enterprises. Following review and consideration, on a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 2-0, the Board unanimously approved to grant the request for refund of a plan review escrow for H. C. Gabler, Inc., Project #12-004, in the amount of \$1,182.32 with the check to be made payable to "H. C. Gabler, Inc.".

The Township Engineer presented a request for refund of plan review escrow received for the Eberly 3-lot Final Subdivision Plan, Project #15-007, stating the Plan had been approved by the Board at last month's meeting; property located behind Orchard Estates development. An original escrow of \$1,500 was received; \$398.50 was expended in fees; recommends retaining \$500 for three (3) stormwater basins that will require inspections; recommends a partial refund of \$601.50 at this time; check to be made payable to "Kirk & Laurinda Martin" who had submitted the original escrow. Following review and consideration, on a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 2-0, the Board unanimously voted to grant the request for refund of plan review escrow as a partial refund in the amount of \$601.50 with check payable to "Kirk & Laurinda Martin" and the Township will retain \$500 for future stormwater inspections.

The Zoning Officer presented a request for waiver of Greene Township Code 85-51.A, *Requirement to Construct Sidewalks*, for the Dennis Diehl Subdivision, Frecon Road, Project #15-019. This project is a subdivision of three (3) acres off a larger tract with the smaller tract for a single family residential use. The ZO had included the Section of the Code being referenced in the packets distributed to the Supervisors for their review. He noted that with similar requests the Board had required a note on the Plan the Township would require sidewalks in the future if deemed necessary although there are no sidewalks in the area at present with surrounding homes on single family residential lots. The ZO stated this is a large lot and most other lots are even larger than what would be required with a dead-end road and very little traffic at this time. Following review and consideration, on a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 2-0, the Board unanimously voted to grant the request for waiver of Greene Township Code 85-51.A, *Requirement to Construct Sidewalks*, for the Dennis Diehl Subdivision, Frecon Road, Project #15-019, and a note be placed on the Plan indicating that if future sidewalks are deemed necessary, they would be required by the then-property owner.

There were no Subdivision and Land Development Plans to be presented at this Meeting.

Supervisor Brookens, Director of Parks and Recreation, presented a quote from American Seating to purchase additional seating for the baseball field; benches to be purchased will be utilized here and other areas for patrons. The quotation is to purchase 47 “sports chairs” available under State Contract pricing and includes installation. Chairman Burns inquired as to the time table for delivery and Supervisor Brookens noted it would either be this fall or next spring. He stated it could be either due to not knowing at this time if the company has any back log of orders and/or deliveries that would cause delay. He further noted the chairs are to be placed on a concrete base and the Township could check to see if it can be done yet this fall or have to wait for next spring. Following review and consideration, on a motion by Todd E. Burns, seconded by Travis L. Brookens, and by a vote of 2-0, the Board unanimously voted to purchase seating for the Greene Township Park from American Seating at their quoted price of \$7,010.05 for the chairs and installation on State Contract.

The Township Solicitor had no further comments to offer at this Meeting.

On a motion by Travis L. Brookens, seconded by Todd E. Burns, and by a vote of 2-0, the Board unanimously voted to authorize the payment of invoices as follows: Check Numbers 23315 through 22349 with six (6) online payments, inclusive, to be paid from the General Fund; Check Numbers 3208 through 3214 with one online payment, inclusive, to be paid from the Liquid Fuels Fund; and, Check Number 2063 and one online payment, inclusive, to be paid from the Electric Light Fund.

There being no further business before the Board for this Meeting, the Chairman adjourned at approximately 8:03 P.M..

Respectfully submitted,

Secretary