

**LOWER OXFORD TOWNSHIP  
BOARD OF SUPERVISORS  
MEETING MINUTES  
OCTOBER 11, 2006**

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, October 11, 2006.

**The following were in Attendance:** Chairman Arthur A. Astle, Vice Chairman Kenneth L. Hershey, Supervisor W. Ronald Kepler, Building Inspector John Jackson, Zoning Officer Debbie Kinney, Secretary/Treasurer Sara Laganelli, and eleven guests.

**CALL TO ORDER**

Chairman Art Astle called the meeting to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE**

Chairman Art Astle let the Pledge of Allegiance to the flag and then asked for a moment of silence.

**PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA**

None

**RECOGNITION OF THOSE ASKING TO APPEAR ON THE AGENDA**

None

**OPEN SPACE**

Mr. Kepler moved to enter into agreement with the Astle Family, subject to the Solicitor's approval, to pay \$6,000.00 per acre with settlement to occur at the same time as Chester County's settlement. Mr. Hershey seconded the motion. Mr. Astle abstained from voting. MOTION CARRIED.

Mr. Kepler moved to enter into agreement with Mark Huf subject to the Solicitor's approval to pay \$6,000.00 per acre with settlement to occur at the same time as Chester County's. Mr. Hershey seconded the motion. MOTION CARRIED.

**APPROVAL OF THE MINUTES**

Mr. Hershey moved to approve the minutes for our regular meeting and ordinance hearing on September 11<sup>th</sup>. Mr. Kepler seconded the motion. MOTION CARRIED.

**TREASURER'S REPORTS**

**Presentation of Bills** – Mr. Hershey moved to approve and pay the bills. Mr. Kepler seconded the motion. MOTION CARRIED.

**Budget Transfers** – Mr. Hershey moved to Adopt Resolution 2066-33 to transfer \$6,750 to account 405.12 (Secretary/Treasurer Salary), \$100 to account 405.35 (Office Staff Ins./Bonding), and \$1,000 to account 414.30 (Zoning-Other Svs/Charges) from account 438.25 (Highways Maintenance & Repairs) for a Total of \$ 7,850.00. Mr. Kepler seconded the motion. MOTION CARRIED.

**Fiduciary Transfers** – Mr. Kepler moved to adopt Resolution 2006-32 in order to set-up the new Master Escrow account at Fulton Bank. Note: The Escrow account is currently at Willow Financial Bank and will be closed. Mr. Hershey seconded the motion. MOTION CARRIED.

### **CORRESPONDENCE**

- ✓ Copies of letters sent to residents regarding Chester County Bridge # 261 on Fairview Road over Tweed Creek.
- ✓ Letter from Environmental Management Center, Brandywine Conservancy regarding Comprehensive Plan Updates.
- ✓ Information from Art Hershey's office regarding the Acquisition and Preservation of Land for Open Space Uses and Local Taxing Options.
- ✓ Letter from FEMA reminding the Township of deadlines to adopt floodplain management measures.
- ✓ Chester Water Authority rescheduled fire hydrant flushings for September 25<sup>th</sup>.
- ✓ Memorandum from Howard & Janet Robinson addressed to Diana Hoopes of the Agricultural Land Preservation Board stating that they regrettably decline the offer that was proposed to them for the easement of their land into the Ag Preservation Program.
- ✓ One letter from PECO advising us of a new billing system. Another letter thanking Ruth for completing a survey earlier this year.
- ✓ Letter from Teri Dignazio with comments regarding the Ardenbrooke preliminary plans.
- ✓ PSATS alert stating the Governor's Office is conducting an online survey on local cable franchising provisions.
- ✓ County of Chester's Comprehensive Annual Financial Report for the year ending Dec. 31, 2005.
- ✓ PENNDOT sent a letter noting that they received our application for a traffic signal or a roundabout at the intersection of Baltimore Pike and University Drive. They are in the process of completing a roundabout feasibility study and will also conduct a traffic signal warrant analysis.
- ✓ Lancaster County Planning Commission sent a flyer on the fall Master Planners Program as well as the executive summary of *Balance*, which is the Growth Management Element of the County's Comprehensive Plan.
- ✓ A letter from Delaware Valley Regional Planning Commission along with a copy of *Destination 2030*, a long range plan for the Delaware Valley.
- ✓ The Summer 2006 issue of *Crossroads*, a newsletter published by McCormick Taylor, Inc. (engineers & planners in Philadelphia).
- ✓ A copy of the October 2006 issue of *The Responder*, an informational source for the Emergency Responders of Chester County.
- ✓ Letter from PA DCED regarding Local Government Day 2007 and the Governor's Award for Local Government Excellence-application & guidelines enclosed.
- ✓ Copies of materials from the annual Southern Chester County EMS Municipal Meeting.
- ✓ Letters from Upper Oxford, Penn, New London, and Franklin Townships regarding the Route 896 corridor plan along with a copy of the plan.
- ✓ Incident Reports for August and September from PA State Police.
- ✓ Secretary sent letters to Upper Oxford, East Nottingham and the Oxford Borough inviting them to work on the Comprehensive Plan together. No response as of today.

**Comments about the Correspondence:** Mr. Hershey asked about the bridge on Fairview Road.

### **BUILDING INSPECTOR**

Mr. Jackson read the Building Inspector's September Report. Mr. Kepler asked him to take a look at the steps of the Community Center. Mr. Jackson will write up an assessment of the condition of the steps and railing and give it to the Supervisor's. Mr. Kepler moved to approve the Building Inspector's Report. Mr. Hershey seconded the motion. MOTION CARRIED.

### **CODE ENFORCEMENT OFFICER**

Mrs. Kinney read the Building Permits & Zoning Violations Reports for September.

**Subdivisions & Land Development Plans** – Mr. Kepler moved to approve the Fisher plan. Mr. Astle seconded the motion. Mr. Hershey abstained from voting. MOTION CARRIED.

The Board reviewed the Hopkins plan. There are questions as to how many trailers are allowed on the property. No action taken. They will check with the Township Engineer.

Mr. Kepler moved to approve the Reburn add-on plan. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Kepler moved to waive the review of the Shaw plan because none of the building or developing will be in Lower Oxford Township. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Jim Fritsch from Register & Associates presented the Wilkinson I (Ardenbrooke) and Wilkinson II (Minor) plans to the Board. Mr. Kepler asked where Laura (Duncan) Bonner's existing driveway was on the plan. He also questioned the driveways on the Minor Subdivision plan. Mr. Kepler then moved to approve the Preliminary Plans for both Wilkinson Affinity 1 and 11. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Kepler moved to approve the Zoning Officer's reports. Mr. Hershey seconded the motion. MOTION CARRIED.

### **ENGINEER**

The Board read the Township Engineer's September report. Mr. Hershey questioned the condition of Wyncote Drive. He wanted to know if the Township Engineer had been out to re-inspect the road and determine what caused the 1 1/2 inch crack in parts of the road. Mr. Kepler said that the Township will have to fix the road and foot the bill. Mr. Kepler then moved to approve the Township Engineer's Report for September. Mr. Hershey seconded the motion. MOTION CARRIED.

### **REGIONAL ACT 537 PLAN**

Mr. Bob Yeatman reported that the Act 537 plan is all but completed. It will be presented to the OASA Board on Wednesday, October 18<sup>th</sup> at their regular meeting. If they are satisfied with it, they will approve it and present it to all the participating municipalities. Mr. Yeatman also noted that the OASA will take over operating the sewer plant beginning January 1, 2007. Mr. Hershey noted that there is still no lagoon on the Osborne Farm. Mr. Yeatman said that the contractor is making changes to the plans due to rock they found when digging. Mr. Hershey moved to approve Mr. Yeatman's September Report. Mr. Kepler seconded the motion. MOTION CARRIED.

### **ROADMASTER**

Mr. Kepler read the Roadmaster's Report for September. Mr. Kepler then moved to approve the Roadmaster's Report. Mr. Hershey seconded the motion. MOTION CARRIED.

### **REGIONAL RECREATIONAL AUTHORITY**

Mr. Lee Towner had nothing to report.

### **OLD BUSINESS**

**Road Closing** – Mr. Kepler said he spoke with the Township Solicitor and we will have a hearing a half an hour before our November meeting in order to close the “Old Osborne” road.

### **NEW BUSINESS**

**Tax Cap on Preserved Lands** – Mr. Kepler moved that the Secretary write letters to the taxing agencies and the County Commissioners asking them to support a tax cap on preserved land. Mr. Hershey seconded the motion. MOTION CARRIED.

### **OTHER BUSINESS**

**Union Fire Co. contract** – Mr. Kepler moved to sign the 2007 contract with the Union Fire Company No. 1 for the amount of \$35,663.60. This is an increase in mills, from .17 to .21, for the first time in ten years. Mr. Astle requested that the Township pay the bill and not increase the mills. Mr. Hershey seconded the motion. MOTION CARRIED.

**Budget Workshop** – The Board scheduled Budget Workshop on Wednesday, October 18<sup>th</sup> at 7:00 p.m. at the Township Building.

Mr. Astle suggested having a meeting with the Amish Bishops and School Board to see if there is something we can do to help them prevent another Amish Schoolhouse tragedy.

Mr. Kepler moved to change the way the Code Enforcement Officer is paid to salaried with an annual salary of \$37,000.00. Mr. Hershey seconded the motion. MOTION CARRIED.

### **PUBLIC COMMENTS**

**Teri Dignazio** – Asked about all the realty signs that are polluting the Township Roads. She asked if she is allowed to pick them up. Mrs. Kinney noted that is her job.

**Note: Copies of all reports mentioned are available at the Lower Oxford Township Building, 220 Township Road, Oxford, PA.**

Mr. Hershey moved to adjourn the meeting at 8:15 p.m. Mr. Kepler seconded the motion. MOTION CARRIED.

Respectfully Submitted,

Sara B. Laganelli  
Secretary/Treasurer