

Lower Oxford Township  
Board of Supervisors Meeting Minutes  
October 8, 2008

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, October 8, 2008.

**The following were in Attendance:** Chairman Kenneth L. Hershey, Vice Chairman W. Ronald Kepler, Supervisor Ralph Cheek, Zoning Officer Deborah Kinney, Building Inspector John Coldiron, Roadmaster Steve Price, Secretary/Treasurer Sara Laganelli, and nine guests.

**CALL TO ORDER**

Chairman Kenneth L. Hershey called the meeting to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE**

Mr. Kenneth L. Hershey led the Pledge of Allegiance to the flag and asked for a moment of silence.

**PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA**

None.

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

Steven Thomas – had requested to be on the agenda but was absent from the meeting.

**APPROVAL OF THE MINUTES**

Mr. Cheek moved to approve the minutes for the regular meeting on September 10, 2008. Mr. Kepler seconded the motion. MOTION CARRIED.

**TREASURER'S REPORTS**

**Presentation of Bills** – The Secretary presented the bills that had been paid and needed to be paid for the month of September; totaling \$118,558.23 for the General Fund and \$3,278.09 for the Open Space Revenue Fund. Mr. Kepler moved to approve and pay the bills. Mr. Cheek seconded the motion. MOTION CARRIED.

**Fiduciary Transfers** – Mr. Cheek moved to approve the transfer of \$289.26 to the Master Escrow account from the two listed subaccounts to reimburse General Fund for legal and engineering expenses. Mr. Kepler seconded the motion. MOTION CARRIED.

**Budget Deviations** – Mr. Kepler moved to adopt Resolution 2008-19 for budget deviations totaling \$1050.00. Mr. Cheek seconded the motion. MOTION CARRIED.

**2009 Budgets** – Mr. Hershey moved to authorize the Secretary to advertise the proposed 2009 budgets. Mr. Kepler seconded the motion. MOTION CARRIED.

**CORRESPONDENCE**

- ✓ Letter from PSATS regarding the pension fund and the current financial markets.
- ✓ Reminder that the Fall County Convention is November 6<sup>th</sup>.
- ✓ Newsletter from the DVRPC.
- ✓ Incident listings from the State Police for August and September.
- ✓ Email from McCormick Taylor with an update on the Fairview Road Bridge project. It is now expected to proceed in March 2009.
- ✓ Chester Water Authority fall newsletter.
- ✓ Letter from the Oxford Area Senior Center seeking financial support in 2009.
- ✓ Letter from PECO regarding surveys they conducted in 2008.

- ✓ Minutes from the OASA August 20<sup>th</sup> meeting.
- ✓ Letter from the Chester County Health Dept. regarding the county Septage Management Data System.
- ✓ Invitation to a PECO seminar titled “Go Green, Save Green,” on October 22<sup>nd</sup> in Malvern.
- ✓ Letter from PPL regarding their sellout to UGI Utilities.
- ✓ PSATS News Bulletin for September.
- ✓ Fall 2008 edition of *The Responder*.
- ✓ Incident listing from the Union Fire Company for August.
- ✓ A copy on CD of the Revised Solanco Regional Comprehensive Plan which is expected to be acted on in December.

### **BUILDING INSPECTOR**

Mr. John Coldiron reported that he had nineteen building inspections, three plan reviews, and one electrical inspection for the month of September. Mr. Kepler moved to approve the Building Inspector’s Report. Mr. Cheek seconded the motion. MOTION CARRIED.

### **CODE ENFORCEMENT OFFICER**

Mrs. Kinney read the Building Permits & Zoning Violations Reports for September. She issued eight building permits, nine certificates of occupancy, one sign permit and had six new zoning violations. Mr. Hershey questioned the McDowell violation. Mrs. Kinney reported that Mr. McDowell had not complied with cleaning up his property. Mr. Hershey advised Mrs. Kinney to have Mr. McDowell get the property cleaned-up in accordance with the Township ordinances or go to Judge Farmer.

**Subdivisions & Land Development Plans** – Mrs. Kinney presented the Board with a subdivision plan for Doug Burnette. She stated that the Planning Commission had approved the plan at their September meeting. Mr. Kepler found a problem with the plan, stating that the zoning requires three parking spots out of the right-of-way. Mr. Burnette’s plan as presented did not provide for three parking spaces out of the 33 foot right-of-way on Quarryville Road. After some discussion, Mr. Kepler moved not to approve the Doug Burnette Subdivision and to give him three choices: 1. Take possession of the road from the Township; 2. Build a bridge over the creek; or 3. Go to the Zoning Hearing Board and request a variance. Mr. Cheek seconded the motion. MOTION CARRIED.

Mrs. Kinney explained that Woodstone Homes needed to have their Highway Occupancy Permit renewed for Bentley Road where it would enter onto Street Road (a State Road). Mr. Kepler moved to adopt Resolution 2008-18 for the Highway Occupancy Permit Condition Statement. Mr. Cheek seconded the motion. MOTION CARRIED.

Mr. Cheek moved to approve the Code Enforcement Officer’s reports. Mr. Kepler seconded the motion. MOTION CARRIED.

### **ENGINEER**

The Secretary read the Engineer’s report for September. Mr. Kepler noted that the Engineer had met with PENNDOT regarding the Elkridge subdivision because the HOP permit expired and PENNDOT was not happy.

Mr. Kepler moved to pay Tru-Line their payment requests #6 and the Final for the Lincoln Village sewer project according to Ed Fisher’s recommendations. Mr. Cheek seconded the motion. MOTION CARRIED.

### REGIONAL ACT 537 PLAN

Mr. Bob Yeatman reported that there would have to be some changes made because of the developers backing out. He said they would have to pretty much start all over again. The new plan would require getting grant money instead of the developers putting up money for the treatment plant. The plan that is submitted to DEP now will only be for the next five years (instead of ten). Once Ed Lennex is ready, he will have a meeting with all of the member municipalities to discuss.

Ed Lennex is also working the Township Solicitor on an agreement for the Lincoln Village sewer. Mr. Kepler reported that the new system was tested and it works! Mr. Kepler also said that the Township Engineer is done with his part of the agreement. There was some discussion about what the tapping fees will be, but no decision was made.

Mr. Kepler moved to approve Mr. Yeatman's report. Mr. Cheek seconded the motion. MOTION CARRIED.

### ROADMASTER

The Roadmaster read his report for September. He reported that there were two dumpsters filled on trash days. Mr. Cheek moved to approve the Roadmaster's Report. Mr. Kepler seconded the motion. MOTION CARRIED.

### REGIONAL RECREATIONAL AUTHORITY

Mr. Lee Towner reported that they were working on the drawings. YSM hired Yerkes Engineering who met with the Conservation District and East Nottingham's engineer. Mr. Towner said he hopes to submit the drawings in November. He said that the PENNDOT permits would be signed at the next meeting. He is still hopeful to move dirt in the spring and complete the first part of the project in November 2009. Mr. Towner questioned where the Township was with the Fee-in-lieu-of Ordinance. Mrs. Kinney told him that she would check the Planning Commission minutes to see where they left off and put it on their agenda for October 20<sup>th</sup>.

Mr. Kepler said that he had gotten word that Jim Pierson had not attended a meeting since January. Mr. Kepler moved to have Mr. Pierson give official resignation so the Township can get someone else to serve on the OARA. Mr. Cheek seconded the motion. MOTION CARRIED.

### OLD BUSINESS

**Open Space Preservation** – Six farms in the Township have applied for the 2008 Challenge Grant Program. They have not been ranked yet.

**Comprehensive Plan** – Mr. Joel Brown reported that at the last meeting they discussed the proposed comments to be put on the plan. There was a lot of discussion. The Chester County Planning Commission will rework the comments to try and reach a consensus.

**Lincoln Village Sewer** – (Board addressed under Engineer's report.)

### NEW BUSINESS

**Trick-or-Treat** – Mr. Kepler moved to make Trick-or-Treat night Friday, October 31<sup>st</sup> from 6 pm until 8 pm (the same as Oxford Borough). Mr. Cheek seconded the motion. MOTION CARRIED.

### OTHER BUSINESS

**Lincoln Community Center** – Mr. Kepler noted that at the last meeting, the Board voted to bring the Lincoln building to compliance in order to keep the polling place there. He and the Secretary attended the hearing of the County Commissioners and they voted to keep the polling place at the Lincoln Community Center. Since then, the Township has worked diligently and built an ADA compliant concrete ramp with a railing; expanded the parking lot on the railroad side of the building; built a rope trail to keep the line moving efficiently; put more lights up all around the building; stoned a walkway from Walnut Street across to the building; and bought “One Way” signs for Walnut Street on the day of election. Mr. Kepler suggests that the election board have everyone except the handicapped enter the front of the building, vote, and exit at the rear of the building. There are two handicapped spaces marked with signs at the rear of the building near the ramp.

**Commercial Building Permits** – Mr. Kepler explained that the Township currently has one company doing the commercial inspections and the law says that you should have two or three for builders to choose from. Mr. Kepler moved that in order to comply, the Township get a couple of quotes from other firms that do commercial inspections so the applicants will have a choice. Mr. Cheek seconded the motion. MOTION CARRIED.

#### PUBLIC COMMENTS

**Teri Dignazio** – Asked for highlights of the budget meeting.

**Darlene Halladay** - Asked why the Township doesn't put everything they are doing in the newspaper. Wanted to know if the Township had speed limits and speed limit signs. Questioned the puppy mills – why do they have them? Wondered why the farmers had pig pens and asked how many they can have.

Mr. Cheek moved to adjourn the meeting at 8:20 p.m. Mr. Kepler seconded the motion. MOTION CARRIED.

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

Respectfully Submitted,

Sara B. Laganelli  
Secretary/Treasurer