

# Lower Oxford Township

## Board of Supervisors Meeting Minutes

### October 10, 2012

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, October 10, 2012.

**The following were in Attendance:** Chairman Kenneth L. Hershey, Vice Chairman W. Ronald Kepler, Supervisor W. Ralph Cheek, Codes Enforcement Officer Deborah Kinney, Roadmaster Steve Price, Building Inspector Scott Moran, Secretary/Treasurer Sara Laganelli, and six 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**

Mr. & Mrs. Gerald Iler of White Birch Ave. – Mrs. Robin Iler introduced herself and said that she was here due to a pending complaint about her chickens. Mrs. Iler, who has resided in Lower Oxford Township for thirteen years, explained the reason behind her purchasing and raising back yard chickens. Mrs. Iler went over the pros and cons of having back yard chickens. She cited several cities that allow chickens as well as two neighboring municipalities that allow them on one acre. Mr. & Mrs. Iler asked the Board to consider changing the zoning ordinance to allow for chickens on less than 10 acres. After much discussion, Mr. Hershey moved to keep the zoning ordinance the way it stands. Mr. Cheek seconded the motion. MOTION CARRIED.

#### **APPROVAL OF THE MINUTES**

Mr. Cheek moved to approve the minutes for the regular meeting on September 12<sup>th</sup>. Mr. Kepler seconded the motion. MOTION CARRIED.

#### **TREASURER'S REPORTS**

**Presentation of Bills** – Mr. Cheek moved to approve and pay the bills: totaling \$79,724.80 for General Fund, and \$3,349.51 for Open Space Revenue Fund. Mr. Kepler seconded the motion. MOTION CARRIED.

**Budget Deviations** – Mr. Kepler moved to adopt Resolution 2012-29 for budget deviations totaling \$33,420.00 for General Fund. Mr. Cheek seconded the motion. MOTION CARRIED.

**Fiduciary Refunds** – Mr. Cheek moved to transfer \$2,560.73 from the seven listed escrow sub-accounts to the Master Escrow account to reimburse for engineering fees and refund McAllister. Mr. Kepler seconded the motion. MOTION CARRIED.

#### **CORRESPONDENCE**

- ✓ Letter from CCATO regarding the Fall County Convention on November 8, 2012 at the Mendenhall Inn.
- ✓ PA State Police Statistics report for August & September.
- ✓ Letter from the Southern End Community Association in Quarryville seeking sponsors.

- ✓ Letter from OASA reminding us that Bob Yeatman's term will expire the end of this year.
- ✓ Invitation from the OASA to attend a meeting to view the site of the Osborne Lagoon on October 24<sup>th</sup> at 6:00 p.m.
- ✓ Chester Water Authority newsletter for Fall 2012.
- ✓ Letter from FRS Capital Management regarding the 160 or more tax changes that will take effect on January 1, 2013.
- ✓ PA Dept. of Labor & Industry's UCC audit report.
- ✓ PSATS News Bulletin for September.
- ✓ Letter and agenda from the Chester County Tax Collection Committee for the annual meeting to be held November 13<sup>th</sup> at 6:00 p.m. in Downingtown.
- ✓ Grant Opportunity letter from PECO's Green Region Open Space Program; deadline for submitting requests is December 14<sup>th</sup>.
- ✓ Medic 94 Annual Report for 2011.
- ✓ Union Fire Co. No. 1 incident listing for August.

Mr. Kepler asked Mr. Yeatman if he is willing to serve another five year term on the OASA. Mr. Yeatman said he was willing to serve but didn't know if he will be able to complete the full five years. He will as long as he is able.

Mr. Kepler moved to accept the correspondence report. Mr. Cheek seconded the motion. MOTION CARRIED.

### **BUILDING INSPECTOR**

Mr. Scott Moran reported that he had four plan reviews and twenty-three (23) regular inspections (five of which failed) for the month of September. Mr. Cheek moved to approve the Building Inspector's Report. Mr. Kepler seconded the motion. MOTION CARRIED.

### **CODES ENFORCEMENT OFFICER**

Mrs. Kinney read the Building Permits & Zoning Violations Reports for September. She issued four residential, three commercial building permits, one certificate of occupancy and no sign permits. There were three zoning violations. The junk complaint at 100 Broad Street is still outstanding. There is an old trailer that is being used for storage, which is in violation of our ordinance. Mrs. Kinney will send an enforcement notice by certified letter.

### **Subdivisions & Land Development Plans –**

**Reedville Ventures** – Mr. Kepler moved to adopt Resolution 2012-28 for a six month extension to the Final LDP Approval. Mr. Cheek seconded the motion. MOTION CARRIED.

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

### **ENGINEER**

The Secretary read the Engineer's report for September. Mr. Kepler moved to approve the Engineer's report. Mr. Cheek seconded the motion. MOTION CARRIED.

### **OASA Report**

Mr. Bob Yeatman gave his report for the month of September. He said that the lagoon is still on schedule. The liner is going in. There is a meeting out at the lagoon site on October 24<sup>th</sup> at 6:00 p.m.

### **ROADMASTER**

Mr. Steve Price read the Roadmaster's Report for September. Mr. Cheek moved to approve the Roadmaster's Report. Mr. Kepler seconded the motion. MOTION CARRIED.

## REGIONAL RECREATIONAL AUTHORITY

Mr. Hershey gave the report for September. He said that a new flag pole with a light had been installed. The bank that had been an issue was repaired with topsoil, grass seed and mulch. Adam Hoover is a local Boy Scout that is going to install a "Ga Ga" pit as part of his Eagle Scout project. The location is still yet to be determined.

## HISTORICAL COMMISSION

None.

## OLD BUSINESS

**Comprehensive Plan** – Mr. Joel Brown reported that they met on September 26<sup>th</sup> for a meeting that was supposed to start talks on the implementation agreement. Instead, Mr. Ron Bailey, from the County gave a complete history of PA's townships and boroughs. They will meet again on October 24<sup>th</sup> at 7p.m. Mr. Kepler explained that the Township Solicitor advised that another Resolution be adopted at a regularly scheduled meeting for the approval of the Comp Plan. Mr. Kepler moved to adopt Resolution 2012-30 for the approval of the Comp Plan. Mr. Cheek seconded the motion. MOTION CARRIED.

**Lincoln Village Sewer** – Mr. Kepler said that he gave Ms. Delores Ralph until October 15<sup>th</sup> to have her house connected to the public sewer. If it is not done by then, the Township will hire someone to do the connection, as well as have the old septic tank pumped and filled. Ms. Ralph will have 6 months to pay the Township all fees due. After that, there will be a municipal lien placed on the property. The Secretary reported that there are three property owners that owe the Township for sewer tapping fees that have not responded or paid anything since they received their permits. She sent certified letters with a thirty (30) day notice. Mr. Kepler moved to send those three property owners to collections if they do not respond by October 29<sup>th</sup>. Mr. Cheek seconded the motion. MOTION CARRIED.

## NEW BUSINESS

**CPA** – Mr. Hershey moved to advertise that the Township intends to use a Certified Public Accountant to do the 2012 audit. Mr. Cheek seconded the motion. MOTION CARRIED.

**2013 Proposed Budgets** – Mr. Kepler moved to authorize the Secretary to advertise the proposed 2013 Budgets to be approved at the December 12<sup>th</sup> regular meeting. Mr. Cheek seconded the motion. MOTION CARRIED.

**Worker's Comp Renewal** – Mr. Kepler moved to accept the quote for renewal of the Worker's Comp Coverage from AmeriHealth Casualty Insurance Co. Mr. Cheek seconded the motion. MOTION CARRIED.

**Pension** – Mr. Kepler moved to approve the PSATS Trustee Appointee, Michael J. Dennehy, Jr., for the pension. Mr. Cheek seconded the motion. MOTION CARRIED.

**Trick-or-Treat** – Mr. Kepler moved to have Trick-or-Treat for Lower Oxford Township on Wednesday, October 31<sup>st</sup> from 6:00-8:00 p.m. (same as Oxford Borough). Mr. Cheek seconded the motion. MOTION CARRIED.

## OTHER BUSINESS

Mr. Kepler noted that the Sebastian's declined Ag Preservation at this time.

Mr. Kepler said he received a phone call today about a motorcycle charity ride that will take place on October 20<sup>th</sup> and proceed down Route 10 to Route 1 southbound. They are riding from Coatesville. He advised them that they did not need any permits from the Township, but that they must adhere to all PENNDOT rules and regulations.

The Supervisors advised Mrs. Kinney to send an Enforcement letter to the Iler's regarding the chickens.

**PUBLIC COMMENTS**

None.

Mr. Kepler moved to adjourn the meeting at 8:16 p.m. and thanked everyone for attending. Mr. Cheek 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