

East Rockhill Township Board of Supervisors

January 22, 2019

Regular Business Meeting Minutes

The regular business meeting of the East Rockhill Township Board of Supervisors was held at 7:00p.m. on January 22, 2019 in the Township meeting room at the East Rockhill Township Municipal Building, 1622 North Ridge Road, Perkasie, PA 18944.

Present:	Gary Volovnik	Chairperson
	David Nyman	Vice-Chairperson
	Jim Nietupski	Member
	Marianne Morano	Township Manager
	John Rice, Esq.	Township Solicitor
	Steve Baluh, P.E.	Township Engineer
	Jeff Scholl	Public Works Director

The meeting was called to order at 7:00p.m. by Mr. Volovnik with the Pledge of Allegiance.

Mr. Volovnik announced an Executive Session took place prior to tonight's meeting to discuss ongoing litigation.

Special Item:

Zoning Hearing Board Application for Tree Course Adventures 2503 Old Bethlehem Pike:

A draft zoning hearing application has been received for 2503 Old Bethlehem Pike from Tree Course Adventures, which is a ropes course constructed using existing trees in the Resource Protection Zoning District, for a variance for a F17 Outdoor Entertainment use on the 46 acre parcel. It was noted a septic system test has not been completed, there is an existing 200 year old dwelling on the property, there would be a 100 space stone parking lot in front of the dwelling, string lighting would be used except in the parking lot, ash trees are to be removed, 40 employees are proposed, and Department of Agricultural oversee their licensing. Traffic review and notifying neighbors is recommended. There were interruptions from the public asking general questions that did not state name and address during the Supervisor review of the application.

Consensus of the Board was to not take a position on the application.

Public Comment #1

- Jeannine Gravel, 2198 N. Rockhill Road, noted one of the Willard H. Markey Centennial Park walking path bridges is flooded and she believes the apron could be extended and the bridge raised. Mr. Scholl noted the underdrain may be clogged and the matter will be addressed when weather permits due to current icy conditions.
- Dr. Ken Holtje, 2733 Three Mile Run Road, noted the Rockhill Quarry Federal lawsuit was in Federal Court on Monday and asked if there were recommendations on what residents could or could not do to assist.
- Mr. Rice noted at this time the hearing is scheduled for January 28 and 29 starting at 10am at the Federal Courthouse in Philadelphia; however, the Judge may have to

postpone the hearing due to a current criminal case. The Township website will be posted with the court date information when it becomes available. Mr. Rice noted that the Township position is to have the matter before the Zoning Hearing Board and the applicant position is they are pre-empted. Mr. Rice advised that the Township appealed DEP NPDES permit and DEP Air Quality Crusher permit which will be heard before the State Environmental Appeal Board. DEP has required the Quarry applicant is to prepare an asbestos abatement plan which should be submitted to the Township and can be reviewed.

- Mr. Volovnik advised support at the Hearing shows citizens are concerned and the Judge will look for who is there.
- Bridgett Drelling, 8 Rocky Mountain Circle, asked if residents cannot attend the hearing if correspondence can be sent to Judge. It was noted that the Judge has already received resident correspondence.
- Karen Drum, 2105 N. Rockhill Road, asked about Pierson activities in another state which are unknown by the Township.
- Jeannine Gravel, 2198 N. Rockhill Road, asked when Judge will make a decision?
- Mary Schulbuger, 2386 Hill Road, asked how long the asbestos concern would keep the quarry shut down?
- Sandy Hippauff, 29R Rockhill Road, asked for a list of the public witness and if resident can provide testimony? The Township cannot provide the witness list and property owners who have resided there for over 25 years should provide contact information to Mrs. Morano.
- John Edwards, 1934 N. Rockhill Road, stated that not many residents have resided there that long.
- Cliff Edwards, 1934 N. Rockhill Road, stated that the Intelligencer article mentioned DEP inspector oversees the site and asked who that was. Mr. Gottshall, 2201 N. Rockhill Road, stated there were four DEP inspectors, with Aimee Bollinger for the past 15 years and that he had the information at home if Mr. Edwards would like.

Approval of Minutes and Bills Payable:

Approval of Minutes from December 20, 2018 Regular Meeting

On motion by Mr. Nietupski, seconded by Mr. Nyman, to adopt the meeting minutes from the Board of Supervisors' December 20, 2018 Regular Meeting. With no additional discussion, all present voted in favor.

Approval of Minutes from January 7, 2019 Reorganization Meeting

On motion by Mr. Nyman, seconded by Mr. Nietupski, to adopt the meeting minutes from the Board of Supervisors' January 7, 2019 Reorganization Meeting. With no additional discussion, all present voted in favor.

Payment of 2018 Unpaid Bills dated January 17, 2019 in the amount of \$68,051.20 and 2019 Unpaid Bills dated January 17, 2019 in the amount of \$336,718.40.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to approve payment of 2018 Bills List dated January 17, 2019 in the amount of \$68,051.20. With no additional discussion, all present voted in favor.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve payment of 2018 Bills List dated January 17, 2019 in the amount of \$336,718.40. With no additional discussion, all present voted in favor.

Planning Commission Report: Anne Fenley

The Planning Commission reorganized and maintained the same officers; reviewed the 2018 annual activity report and the East Rockhill Township Municipal Office Land Development, recommending the granting of a waiver of land development. The 2018 Annual Planning Commission Report is in Board packets.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the Planning Commission Report. With no additional discussion, all present voted in favor.

Pennridge Community Center Report: David Nyman

Mr. Nyman noted the January - February newsletter was available for the public and a longtime active member Dr. Buster Guth recently passed away.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to approve the Pennridge Community Center Report. With no additional discussion, all present voted in favor.

Pennridge Wastewater Treatment Authority Report: David Nyman

The next meeting will be held January 28, 2019.

Pennridge Regional Police Commission Report: Chief Blake

Chief Blake shared the December 2018 Pennridge Regional Police activity report. Of note in 2018, 72 motor carrier inspections took place with 77 safety violations detected and documented. The report is on file.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to approve the Police Commission Report. With no additional discussion, all present voted in favor.

Township Manager's Report: Marianne Morano

Consideration of Waiver of Land Development and Bid Document Approval for Municipal Office:

Mrs. Morano gave a brief overview of the meeting room addition and renovation to the existing office space.

Mr. Volovnik noted the addition and renovation were to implement safety features for staff and provide a meeting space where public could view documentation on a screen. At the same time public water and sewer were to be installed due to existing well water not being potable. The project will be completed without a tax increase.

- Karen Drum, 2105 N. Rockhill Road, asked what security features are proposed for staff? Windows with security glass and locked doors.
- Russ Kater, 1710 West Rock Road, asked what was wrong with the well water? Proximity to the septic system.
- John Edwards, 1934 N. Rockhill Road, would like to have meetings recorded.
- Ryan Gottshall, 2201 N. Rockhill Road, asked for the cost of the improvement and would like posted to Township website. Cost is unknown until bids are received and the plans have been posted to the website for several months.

There were general comments from the public without stating name and address.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve land development waiver and placing the Municipal Office addition and renovation document out for bid. With no additional discussion, all present voted in favor.

Final Approval of 2019 Projects: Mrs. Morano reviewed 2019 projects and equipment. The projects are on file.

On motion by Mr. Nietupski, seconded by Mr. Nyman, proposed to grant final approve of 2019 projects and equipment as presented. With no additional discussion, all present voted in favor.

Expenses Related to Fire at 2114 Route 313.

An invoice has been received from Seifert Paving & Excavating for services rendered at a dwelling fire on November 29, 2018 in the amount of \$900.00. The Township has also invoiced the property owner for Township man hours and equipment used on December 6, 2018 which remains outstanding. Mrs. Morano requested approval to pay the Seifert Paving & Excavating invoice and noted the property owner did not have homeowners insurance. Mr. Rice advised a lien could be placed for non-payment.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve payment of Seifert Paving & Excavating in the amount of \$900.00 and to recoup and/or lien the property if not paid. With no additional discussion, all present voted in favor.

2018 Manger Overview. Mrs. Morano cited her 2018 Overview which had been provided to the Board of Supervisors and in the public packets. The report is posted to the Township website.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to approve the Township Manager Report. With no additional discussion, all present voted in favor.

Public Works Report: Jeff Scholl

Mr. Scholl updated the Board on Public Works activities for December, 2018. Mr. Scholl noted that Hill Road is 17 feet in width and shoulder work will be completed by the Developer, Robert Mager.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to approve the Township Public Works Report. With no additional discussion, all present voted in favor.

Engineer Report: Steve Baluh, P.E.

Subdivision Plan Review Status. Review dated January 4, 2019 is in the Board's packets. No action is necessary.

MS4 Pollution Reduction Plan dated November 13, 2018.

Mr. Baluh noted the MS4 Pollution Reduction Plan dated November 13, 2018 has been granted DEP pre-approval and has been advertised for public inspection. Property owners with private basins have been sent correspondence with the notification. The MS4 plan is to reduce sedimentation over the next five (5) years in urban areas. Mr. Baluh noted the

Township owns one (1) of the basins and five (5) were privately owned. The Township Engineer heard from one resident with a street issue and a second happy to have the opportunity to review plan prior to work. No further public comment was received.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to adopt the Municipal Stormwater (MS4) Pollution Reduction Plan as presented. With no additional discussion, all present voted in favor.

Jake Brake Proposed Ordinance:

PennDOT has provided the brake retarder study authorizing the restriction from Quarry Road to Muskrat Road. It was noted that the remainder of the road was not approved due to the slope of the road and thereby truck safety.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to authorize the advertisement of a Brake Restriction (Jake Brake) Ordinance for North Rockhill Road from Quarry Road to Muskrat Road. With no additional discussion, all present voted in favor.

Pennridge Development Enterprises, Inc. Business Park and Hangar Project:

Correspondence has been received dated January 18, 2019 requesting Pennridge Airport Business Park project and Pennridge Airport Hangar Lot Line Adjustment recordation plans be signed. The Airport Hangar Lot Line was reviewed with the Airport Hangar land development plan which is not ready for Agreement execution or recordation.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the recordation of Pennridge Airport Business Park lot 2 and Pennridge Airport Hangar Lot Line noting the record plan shall be page 1 of 1. With no additional discussion, all present voted in favor.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the Township Engineer report. With no additional discussion, all present voted in favor.

Solicitor Report: John Rice, Esq.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the Township Solicitor report. With no additional discussion, all present voted in favor.

Department and Emergency Services Reports

On motion by Mr. Nietupski, seconded by Mr. Nyman, to acknowledge receipt of the Department and Service Reports. With no additional discussion, all present voted in favor. Copies are on file.

New or Other Business - Supervisors' Items

- Mr. Nietupski noted that every property was mailed a Comprehensive Plan survey and encouraged residents to take the time to complete the survey and return as soon as possible.

Public Comment #2:

- Jeannine Gravel, 2198 N. Rockhill Road, asked if MS4 only applied to residents. MS4 is for Municipal however stormwater is required to new construction applications with cumulative impervious surface of 1,000 square feet or more since 2002.

Pollution reduction requirement is for urbanized areas according to census data as determined by DEP.

Adjournment

On motion by Mr. Nietupski, seconded by Mr. Nyman, to adjourn the Regular Meeting. With no additional discussion, the meeting was adjourned at 8:20p.m.

Respectfully submitted,

Marianne Morano
Township Manager