

MINUTES
PUBLIC WORKS COMMITTEE
MAY 1, 2007

The Penn Township Public Works Committee met in public session on Tuesday, May 1, 2007 at 7:00 PM. Present were Vice-Chairman Felix and Commissioners Klunk and Heilman. Commissioners Johnson and Stauffer were absent with notice. Also present were Manager Garvick, Administrative Assistant Rodgers, Engineer Bortner, and Highway Foreman Mahan.

ANNOUNCEMENTS: Commissioner Felix read the announcement of the executive session held following the April 16, 2007 Board of Commissioners meeting.

CITIZEN COMMENTS: Norman Bair, 881 York Street, addressed the committee, as he is concerned because the stream bank behind the York Street Treat has eroded away to the point that the bank is now a vertical drop to the rear of his property. The area around the stream was used as a picnic area but is no longer safe for patrons to use. He wanted to know who installed the bridge and permitted it be built because that was when his problems started. Manager Garvick stated that the Fraternal Order of Eagles rebuilt the bridge around 1992 and they received permission in the form of a permit from the PA Department of Environmental Protection (DEP). The approved design included bridge widening and installing larger corrugated metal pipe. It is the responsibility of the Eagles to maintain the bridge. Manager Garvick noted that this is private property and that Mr. Bair was given a contact at DEP to discuss the issue. The Committee was provided pictures of the existing bridge. It was noted that there was a lot of streambed sediment near and around the storm pipe. Any work to the bridge and stream would require a DEP permit. Mr. Bair has contacted Representative Steve Nickol's office for assistance. He also indicated that the recommended repair work would be expensive for him to complete. Mr. Bair was satisfied with the answers provided by the Committee and they let him know that if he needs additional names or contacts he is more than welcome to call the Township.

PUBLIC WORKS FACILITY: Engineer Bortner stated the paving was completed around the building. The contractor's locks have been changed to Township locks and the substantial completion was effective as of April 18, 2007. The public works personnel have started to move in and will continue to do so in between their other projects. The seeding has been completed so now all upkeep will be done the Township. The Township will also perform any additional landscaping and planting work.

BRUSH AND LIMB COLLECTION: Highway Foreman Mahan reported that brush and limb collection began on Monday and they have collected nine loads of material so far. They have completed three zones out of the seven and have picked up along the state roads once. They anticipate being done by Friday but have not started zone three, which is usually the area with the most material. They have two crews working on the collection and, if necessary will add another to get done by Friday.

BRUSH AND LIMB ORDINANCE: Manager Garvick provided the Committee with a proposed ordinance governing the placement of brush and limb along dedicated streets. The Ordinance is necessary because there are individuals placing material along the streets several weeks prior to the start of pick up. The Ordinance will allow the Code Officer to address those individuals placing piles of limbs in the street well in advance of the scheduled pick up. The

Ordinance includes all the restrictions the Township currently uses as its “policy”. The Committee will review the ordinance and provide comments at the next meeting.

ZONING ORDINANCE AMENDMENTS: Manager Garvick reviewed the Solicitor’s comments with regards to the proposed zoning ordinance amendments. Sol. Tilley would like to see additional changes in the language. The Township has conducted one public hearing but to incorporate the comments issued by the Solicitor another one will need to be held. The changes will also have to be reviewed by the York County Planning Commission and the Penn Township Planning Commission. The Manager doesn’t anticipate having the amendments prepared for the planning commission in time for their meeting on May 3rd. This means it will be at least July until the Commissioners can adopt the amendments unless they choose to adopt them on the same night as the hearing (6-18-07). This is what we will shoot for unless otherwise directed. The Manager suggested that all of the amendments, including the addition of the animal hospital, be adopted at one time. The Ordinance of Definitions was corrected by adding a trademark symbol to the term PODS™. The Solicitor also provided comments amending the definition of “code official”.

HOMEWOOD AT PLUM CREEK: The Committee received a request dated March 22, 2007 from Frederick Seibert Associates for a waiver of the land development requirements to install a 30’ x 70’ pavilion at the Homewood Retirement Center near the existing farmhouse. The residents and their families would be the only ones using the facility. There was an additional request to connect the sewage from the pavilion to the existing private septic system at the farmhouse. The Township’s Sewage Enforcement Officer stated that there was no viable way to permit the septic system of the house so Homewood has agreed to connect the pavilion to the public sewer. Homewood had been contacted to have someone present at the Planning Commission meeting on Thursday night. Some of the concerns that the planning commission may have include parking and access.

ABBOTTSTOWN STAMPING: The Committee received a request from Abbottstown Stamping, 13 Barnhart Drive, for a waiver of a land development plan for a truck dock, which would increase the impervious area by 2,900 square feet. They are currently at forty-two percent lot coverage. Engineer Bortner stated that the previous owner, Precision Cut Industries, has an approved land development plan from 2004 that he believes is good until 2009. This was for an expansion of the existing building and would take them beyond the maximum capacity of the existing storm water pond. It was noted that the previously approved plan should be discussed at the Planning Commission with the applicants.

SNYDER’S OF HANOVER: The Committee received a request dated April 11, 2007 from Snyder’s of Hanover for the removal of the island cut outs on the ends of the rows of parking spaces for the expanded parking lot on the approved plan. They simply want to black top over the ends. This will not affect the storm water management plan. The Penn Township Planning Commission will review the request at their next meeting.

J.F. ROHRBAUGH CO.: The Committee received a request dated April 13, 2007 from J.F. Rohrbaugh Co. for a waiver of the land development requirements to install a 26,400 square foot concrete area to store road trailers and empty pallets. In 2005 they requested and received an exoneration to install a 2400 square foot concrete pad to house a sterilization building. Engineer Bortner stated that the last approved plan for J.F. Rohrbaugh that he could find was from 1994. Everything that they have done since has been done under

exonerations. The Committee recommended that a land development plan be submitted to show all the work that has been completed since the last plan was approved.

601 WEST CHESTNUT STREET: The Committee received a request dated April 19, 2007 from Loss Stair Civil Engineering, representing SLW Limited Partnership, for a waiver of the storm water management ordinance for additional paving at two locations at 601 West Chestnut Street. A land development plan has also been submitted for these areas. Engineer Bortner stated that the impervious area of this property has increased fifty percent in the last nine months with waivers given for storm water. The request has always been that he does not have room on the property for storm water. According to Engineer Bortner, the storm water that is on his property is from the adjacent property because there was no room on that property to control storm water. The Committee recommended denying the request.

SOUTH WESTERN SCHOOL DISTRICT: The Committee received a request dated April 19, 2007 from K & W Engineers for a waiver of the environmental impact study for the South Western School District land development plan. They are proposing a walkway from the visitor's bleachers to the newly installed fields. They are proposing to install two thirty-six inch pipes to help alleviate water. There is a holding pond on the other side of South Western road. There was concern about the work being done on Black Rock Road and that should not have an impact on the school district. Engineer Bortner does not have a problem with the request.

BURKENTINE & SONS: The Committee received a request dated May 1, 2007 from Burkentine and Sons requesting a waiver of the zoning fee of \$200 for their clients Brian Jenkins and Jodi Stolz Jenkins for an application for a Special Exception to apply for a veterinarian clinic in the Shopping Commercial Zone. They would also like to be exonerated from having to go through the process again since they had a favorable recommendation from the Planning Commission and the Zoning Hearing Board is the one who recommended the zoning use change. If the Township accepts the change in use for a special exception for the animal hospital then the Jenkins will have to apply for a special exception under the new ordinance. Manager Garvick stated that he is not aware of a provision that would allow them to waive the zoning process. The Committee recommended waiving the fee but they will still have to proceed with the process. It was noted that the applicants should be made aware of the steps the Township will have to take to adopt the change.

RECREATION MATTERS: Proposed changes to the Park Rules and Regulations were provided to each Committee Member. The current rules have not been updated since their inception. There was some question about the rules regarding the use of lighted areas. The Township currently has no lighted areas but when the park was being developed there was anticipation that lighted fields would eventually be installed. There was some concern about the inclusion of the "parking or standing of vehicles anywhere other than those areas specifically designed" because there are very few actual parking spaces at Young's Woods. The Committee recommended leaving it in the rules but enforcing it at Youngs Woods only when it becomes a problem. Engineer Bortner stated that some consideration should be given to the development of the additional land at the Community Park because he attended a tournament this past weekend where there were five ball fields. The park was posted no parking on the grass but with all the fields in use there was not sufficient parking for those attending. The parking was maxed out when the Township held the Easter egg hunt at the community park. Manager Garvick noted that another pavilion could be used in the area but

there has been no provision made for parking. The Committee recommended approving the rules has presented.

RECYCLING CENTER: Manger Garvick noted that the recycling center would be closed on Saturday to replace the sinking black top. A contractor will be putting concrete where the trailer dollies sit to avoid future problems.

LGAC FULL COMMITTEE MEETING: Manager Garvick noted that the full LGAC committee meeting will be held on May 16, 2007 and if anyone would like to attend please let him know.

TOWNSHIP FIELDS: The Township currently has two ball fields at the Community Park. More fields could be added but no consideration has been given to what type of facilities should be constructed on the additional land. Commissioner Heilman stated that they should be designed for multiple types of teams to use. The one ball field at the Community Park is set up for 60 feet and 75 feet base paths.

CENTER STREET UPGRADE: Commissioner Klunk stated that he felt that it was time for the Township to get involved in the land acquisition for the Center Street upgrade project. The Committee suggested that the Township Solicitor be contacted to determine the most appropriate way to proceed with the negotiations for the property. Commissioner Heilman noted that the Township is concerned about the safety of its residents and not the subdivision plans of an individual builder. He noted that the Comprehensive Plan has been calling for an improvement to the Center Street intersection since 1979. It was suggested that if the solicitor advises, that a meeting between the interested parties and representatives of the Township Commissioners, on neutral territory, could take place. William Heston, 823 York Street, addressed the committee, stating that he has been willing to negotiate but that Mr. Burkentine has not. It was noted that the Commissioners and the Township have not been involved in the negotiations so they do not know what has actually taken place. Mr. Heston also wanted to know why the signal was going to be installed at York and Center Street. It was noted that the State is funding substantial improvements to Center Street from Newberry Street to Ridge Avenue and this would be an extension of those improvements. In addition the street is used by the South Western School District for exiting of buses and by numerous tractor-trailers for delivery of goods.

The meeting adjourned at 8:08 p.m.

Respectfully Submitted

Jeffrey R. Garvick, Manager