

MINUTES OF THE COLERAIN TOWNSHIP SUPERVISORS – the Regular Monthly Meeting Monday October 4, 2021 of the Colerain Township Board of Supervisors was called to order by Chairman, Scott E. Shoemaker with a moment of silence followed by the Pledge to the Flag. Supervisors present were: Scott E. Shoemaker, Samuel R. Reinhart and Robin Church. Carmen B. Wiker, Secretary was absent A listing of others in attendance will be kept on file.

As per the revision to the Sunshine Law dated 12/98, the audience was advised that the agenda was available to them. Each agenda item will be introduced, motioned and seconded by the Supervisor(s), item will be opened for discussion for the board, and then the audience, and then a vote called for by the Chairman. The Chairman will again ask for any comments the audience may have at the end of the meeting.

Chairman Scott Shoemaker announced that a work session was held this evening from 6:30 P.M. to 6:48 P.M. for the purpose of possible litigation.

**Minutes** of the Regular Monthly Meeting September 21, 2021 were approved as amended. The amendment was a wrong date on page 3 of the minutes. The date was printed as October 4 th. instead of October 6<sup>th</sup>. for the Budget Workshop.

*A motion was made by Samuel R. Reinhart and seconded by Robin Church to approve the September 21,2021 Minutes as corrected. Scott called for the vote – All voted “Aye” – motion carried.*

*Scot Kulicke pointed out that this meeting cannot be held because it is illegal because the agenda was not the same as the agenda posted on the website. The Township Solicitor assured that the meeting can be held and is legal. The incorrect Agenda was printed. The correct Agenda will be printed and distributed to those present this evening. The Township Solicitor thanked Scott Kulicke for bringing this matter to the Board.*

### **Treasurer’s Reports**

- Sam Reinhart, Assistant Secretary read the Treasurer’s Reports

### **Unpaid Bills- General Fund**

**a. General Fund                      \$9,095.51**

Review of bills on hand for payment/approval of same from September 20 to October 4,2021.

*The Bills on Hand were reviewed. A motion was made by Robin Church and seconded by Scott Shoemaker to approve paying bills totaling \$ 9,095.51. Scott called for the vote – All voted “Aye” – motion carried.*

**Tax Collector**

- Judy Beiler reported a total of \$ 1,613.20

**Zoning Officer**

- Joe Chrisman reported a total of \$ 3,585.90

**Sewage Enforcement**

- Marv Stoner reported a total of \$ 350.00

**Storm Water**

- No Report

**SALDO**

- No Report

**Road Master**

- The report is from September 1- September 30,2021. Rip-Rap washouts, clean storm damage, sweep roads, mow road banks, install boom mower, fix roads and shop work.

**Park**

- No report

**Solanco Safety Committee**

- No report

**Colerain Township Planning Commission**

- Minutes: The September Minutes were not printed to be available for this meeting.

**Report on Decisions of Hearing(s):**

No hearings

**SLCIMC** No report

**SALDO**

- Plans for action: John Beiler for 419 Rosedale Road
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All the criteria have been met. A motion was made by Samuel R, Reinhart and seconded by Robin Church to approve the plan for John Beiler. Scott called for the vote. All in favor say “Aye”. All said “Aye: Motion carried.

Extension: Israel Kissinger, Israel’s current deadline is 10-19-2021.

A letter was read from Regester Associates, Inc. requesting a 90-day extension in the allotted time for review of his plan.

A motion was made by Scott Shoemaker and seconded by Robin Church to approve the extension of the plan for Israel Kissinger. Scott called for the vote. All in favor say “Aye”. All said “Aye: Motion carried. Israel’s new deadline is January 19,2022.

Extension: Samuel Stoltzfus Lot add-on plan for 618 Creek Road. Samuel’s current deadline is 10-19-2021.

A letter was read from Strausser Surveying & Engineering, Inc. requesting a 90-day extension in the allotted time for review of his plan.

A motion was made by Robin Church and seconded by Samuel R. Reinhart to approve the extension of the plan for Samuel Stoltzfus. Scott called for the vote. All in favor say “Aye”. All said “Aye: Motion carried. Samuel’s new deadline is January 19,2022.

### **Storm Water**

- Plans for Action: Delmar Sensenig for 270 Cooper Drive. Delmar’s 90-day deadline is 11-21-21. The Township’s Solicitor Eric Frey was present.
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- Scott asked Cameron Renehan from Team-Ag to present his new information.
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- Cameron Renehan of Team-Ag presented the new information and then Scott opened up the floor for public comment.

A motion was made by Samuel R. Reinhart and seconded by Scott E. Shoemaker to approve the plan submitted by Delmar Sensenig. Scott, is there any discussion from the audience?

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**Public Comment and Discussion:** Among those that spoke were, Mary Jane Potter, Scott Kulicke, Jeff Spangler, Mike Kleinz, Gerry Parker, Mark Wrigley, Delsa Wrigley, Dr. Lynn Swisher, Owen Ryan, Mr. Lofkin, Walter L. Todd, Jr. and Walter L. Todd, III. Topics were as follows and in no particular order: Manure Management Plan,, overflow plan for pit, history of farming in Colerain, discontent from some with the Zoning Hearing Board rules, rights and responsibilities of the Board of Supervisors, Board of Supervisors trying to push this plan through, having it go back to the Planning Commission for further review, Planning Commission and Board of Supervisors should be working together, soil testing before any plans are considered, not clear on planning procedures. Section 405.c of the Zoning Ordinance, prior release of Manure from this property and written documentation to verify correct animal units for this plan.

M.J. Potter requested a written copy of the water runoff plan and information from Team-Ag. Team-Ag said she could obtain a copy.

Jason Kirk spoke supporting Delmar Sensenig's operation:

I have a similar pig operation as Delmar's in Rapho Township on 12 acres since 1977. Rapho Townships Zoning Ordinances in my opinion are stricter than that of Colerain Townships. Rapho Township has very strict Storm Water Runoff Regulations. We had a 12-inch rainfall over a three-hour period, our facility held and contained that rainfall and did not fail. We raise approximately 1200 hogs a year.

The discussion was ended at 9:20 P.M.

Samuel R. Reinhart withdrew his motion. Scott E. Shoemaker withdrew his second. The plan will go back to the Planning Commission for review.

Next Meeting for the Supervisors is Wednesday October 6, 2021 at 6:30 P.M. This a Work Session to discuss the Budget. Next regular meeting of the Supervisors is October 20, 2021 at 7:00 P.M.

### **Old Business:**

- Octoraro Pines

Lisa D'Andrea from MAC Resources presented a proposal for Colerain Township for the East Side of Frederick Way for an ongoing water runoff issue. The basic presentation was to remove sediment from three or four areas along the East side of Fredrick way to allow water to enter the pipes under the driveways and to mill the roadway approximately 100 feet to direct the water flow from the West side of Fredrick way to the East side. There were no cost estimates for this work presented at this meeting. Our Solicitor Eric Frey was present to represent the Township to answer any questions from the residence.

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Mark Wrigley speaking for property owners from Fredrick way stated that water from the west side of Frederick Way needs diverted to the east side into the swale to eliminate water that dumps onto properties on the west side. There is a water issue at 10 Frederick Way that dumps into a swale above the Hastings property and downward to lower property owners. Mark felt that an inlet at G15 and G16 on the West side be channeled to the East side with the proposed improvements presented by MAC Resources would help lessen the runoff issue.

There was discussion on this issue topic until 11.20 P.M. Property owners are frustrated and concerned that the Township is doing very little and that the Board is doing nothing to provide answers. The property owners have spent thousands of dollars of their own money to haul in top soil that has been washed away, re-seeded their lawns, installed rip rap basins to slow the water, re-channeled the water away from their drain fields. A major concern is their drain field, they have nowhere to put another drain field. Concerns from property owners Kelly Charles and Cherie Ganderson voiced many concerns about this issue and would appreciate more help from the Township. It was mentioned that the Township in the past had furnished large rocks to a property owner help control the water

runoff. The property owner used his own equipment to place the rocks. They wondered why the Township would not furnish them with material to correct issues on their properties.

Sam Reinhart asked if Mr. Stanley at the top of Frederick Way would give the Township permission to put the swale back to its original proposed location by the Lancaster County Planning Commission? The residents felt the Township should approach Mr. Stanley and inform him of the Township's plan to correct this issue.

Sam Reinhart and Scott Shoemaker will personally visit Mr. Stanley about this issue.

There was discussion on this issue until 11:10 P.M. A motion was made to close the discussion and pay the bills by Samuel R. Reinhart and seconded by Robin Church. Scott called for the vote. All in favor say "Aye". All said "Aye". Motion Carried

**New Business:** Scott Kulicke said that the Township does not inform the public when a lawsuit result is decided. The case in mentioned was Rick Rineer and his neighbor about the junk issue. It has been several months and no word from the Board. It should have been put on the website in a timely manner.

**Adjournment:**

Their being no further business to be brought before the Board on motion by Samuel R. Reinhart and seconded by Robin Church agreed to adjourn at 11:20 P.M. Scott called for the vote – all said "Aye". - motion carried.

Respectfully Submitted

Samuel R. Reinhart, Asst.Secretary