

MINUTES OF THE COLERAIN TOWNSHIP SUPERVISORS – the Regular Monthly Meeting Monday October 5, 2020 of the Colerain Township Board of Supervisors was called to order by Chairman, Walter L. Todd, Jr. with a moment of silence followed by the Pledge to the Flag. Supervisors present were: Walter L. Todd, Jr., Scott E. Shoemaker, and Samuel R. Reinhart. Carmen B. Wiker, Secretary was also present. 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.

At this time Walt asked the Octoraro Pines Group to review the Engineer and Solicitor's letters that were written after a visual survey of Frederick Way was completed by Lisa D'Andrea, Township Engineer. He explained some of what the letter said while they read it and then they were given a chance to speak. Among those that spoke were Kelly Charles, Mark Wrigley, Allen Dobosh, Bruce Hastings, and Michelle Cross. Kelly acted as spokesperson at the start of the meeting. Kelly claimed she had contact with miscellaneous agencies and/or people including DEP, OWA, CWA, Bryan Cutler, and Marvin Stoner, SEO. According to Kelly these conversations pertained to proposed Soil & Erosion affecting the Octoraro Lake, water run-off that may be affecting drain fields in the development, and advice she received stating that a Plan if not working properly may be amended. She also stated that she was told that the Township was liable. Also, much conversation was had concerning the following topics:

- Township responsibility versus landowner.
- Grants
- The plan that was approved in 1978
- DEP's proposed offer to do soil testing
- Lack of maintenance by the Township over the years
- Ownership of pipes under driveways
- The expense of involving outside agencies
- East and West side swales on Frederick
- The relationship back in the 80's between Mr. Stanley of 15 Frederick Way and the Supervisors when Mr. Stanley desired to install a pipe along Frederick Way to replace the then existing swale.
- The present Supervisors and Road Crew attempting to work with Mr. Stanley in the past few years and his lack of cooperation due to still being upset.
- The fact that the present Supervisors were not aware of the 50' Right-of-Way until August of 2020.
- Eric Frey, Township Solicitor's letter stating that the Township may open up the swale along 15 Frederick Way (within the right-of-way) to return it to the condition as shown on the approved plan.
- Sheet Flows and upgraded BMP's

- Timeline for making corrections at 15 Frederick Way

After an hour an impasse was reached but the Board did agree to allow the Township Engineer to do a Field Survey.

A motion was made by Samuel R. Reinhart and seconded by Scott E. Shoemaker to approve having the Township Engineer do a Field Survey on the East Side of Frederick Way. Walt called for the vote – All voted “Aye” – motion carried.

A motion was made by Samuel R. Reinhart and seconded by Scott E. Shoemaker to amend the original motion to include the East and West sides of Frederick Way. Walt called for the vote – All voted “Aye” – motion carried.

Minutes of the Regular Monthly Meeting, September 9, 2020 were approved as read.

Treasurer’s Reports

- Carmen Wiker read the Treasurer’s Reports

Unpaid Bills- General Fund

- The Bills on Hand were reviewed. *A motion was made by Samuel R. Reinhart and seconded by Scott E. Shoemaker to approve paying bills totaling \$ 12,758.78. Walt called for the vote – All voted “Aye” – motion carried.*

Tax Collector

- Judy Beiler reported a total of \$ 702.06

Zoning Officer

- Joe Chrisman reported a total of \$ 784.00

Sewage Enforcement

- Marv Stoner reported a total of \$ 425.00

Storm Water

- Carmen Wiker reported a total of \$ 450.00

SALDO

- Carmen Wiker reported a total of \$ 200.00

Road Master

- Repaired guiderails, cleaned equipment, serviced the loader, tractor, grader, and backhoe, side mowed, and filled washouts.

Park

- Solanco Youth Baseball has two more games scheduled, and Scott ordered six loads of mulch.

- Hedge Trimmers- The current trimmer needs traded in for a new one.

A motion was made by Samuel R. Reinhart and seconded by Walter L. Todd, Jr. to approve trading in the current hedge trimmer for a new one. Walt called for the vote – All voted “Aye” – motion carried.

Emergency Management

- Nothing to report

Colerain Township Planning Commission

- Minutes: The September Minutes were reviewed.

Report on Decisions of Hearings

- Nothing to Report

SALDO, Zoning and Sewage Enforcement

- Waiver Request for Yogi Bear’s Jellystone Park- This was a Waiver of Plan Processing. The Majority of this project is in East Drumore Township.

A motion was made by Samuel R. Reinhart and seconded by Walter L. Todd, Jr. to approve the Waiver of Plan Processing and defer to East Drumore Township. Walt called for the vote – All voted “Aye” – motion carried.

- Plans for Review- Israel Kinsinger for 881 Pumping Station Road The 90-Day expiration for this plan is 12-20-20

Storm Water

- Plans for review- Steven Snook for Bell Road- The 90-Day expiration for this plan is 12-20-20.
- Waiver Requests-Steven Snook for Bell Road. There were four requests and they were approved or denied as follows:
 1. Section 302.A.2.c-Total Drainage Area-**Denied**
 2. Section 307.C.1.d.1-Swale Freeboard-**Approved**
 3. Section 403.I.3-Existing Physical Features-**Approved**
 4. Section 403.I.5-Existing Man-Made Features-**Approved**

A motion was made by Samuel R. Reinhart and seconded by Scott E. Shoemaker to approve and deny the Waiver requests as stated above. Walt called for the vote – All voted “Aye” – motion carried.

Upcoming Zoning Hearing(s)-None

Next Meeting for the Supervisors is Wednesday, October 21,2020 at 7:00 P.M.

Old Business:

- Morrison Mill Road Pipe Repairs-Currently a section of this road has old railroad cars underground for pipe. There has been deterioration over the years and it needs attention in the near future. It was inspected last year by MAC Resources and they felt it did not need full replacement. They are willing to do a more thorough inspection if needed. The Board asked the Road Master Troy Groff how he felt and his feelings are it should be fully replaced sometime soon. He has the money in Liquid Fuels to complete the job. The Board agreed with him and will have the Township Engineer look at it in the light of full replacement.

Executive Session

- At 8:17 Walt announced the Board would go into Executive Session to review submitted Employee Applications for Road Crew. The Board left Executive session at 8:26. Three people were chosen to move forward with the interview process. The Secretary will set this up.

New Business:

- Timbering- The Board was approached by Scalpy Hollow Timbers about timbering the Township property across the street which is 1800 Kirkwood Pike. The Board is not in opposition to this idea but want to do what is legal. Open bids must take place and also checking with the Solicitor to make sure the procedure followed is legal. The Board decided to ask for bids from at least three companies.

A motion was made by Samuel R. Reinhart and seconded by Scott E. Shoemaker to approve asking for open bids for the timbering of 1800 Kirkwood Pike from Scalpy Hollow, Lapp, Mt. Airy Lumber, and any other interested parties. Walt called for the vote – All voted “Aye” – motion carried.

- MMO Obligation for 2021- need a motion to approve

A motion was made by Samuel R. Reinhart and seconded by Scott E. Shoemaker to approve the MMO Obligation of \$ 15,000.00 for 2021. Walt called for the vote – All voted “Aye” – motion carried

Correspondence-There was no Correspondence

Any other business to be brought before the Board:

- Tim Arnold of 2124 Kirkwood Pike asked to speak to the Board concerning his ongoing Zoning Violation. Tim can do one of two items to satisfy the Violation- pay fines or apply for a Variance for a fence. He is interested in applying for a Variance. After the Board explained to him how the Zoning Hearing Board

procedure works as far as Supervisor input, he asked the Board about two items. The first is an 8' high fence, the Board stated they would not be in opposition to that. And the second is the time frame to build. They would not be in opposition to six months to build. Again, they made it clear that the Zoning Hearing Board makes conditions and decisions with a Variance hearing not the Supervisors.

- Tim had another request and it was for the Road Master Troy Groff. He wondered if Troy would scrape a couple of inches of on Lakeview in an area where his trailer drags. Troy was aware of the area and agreed to do that.

Adjournment

- *There being no further business to be brought before the board, the board, on motion by Samuel R. Reinhart and seconded by Scott E. Shoemaker agreed to adjourn at 8:40 P.M. Walt called for a vote – all voted ‘aye’ – motion carried.*

Respectfully Submitted,

Carmen B. Wiker, Secretary