

MINUTES OF THE COLERAIN TOWNSHIP SUPERVISORS – the Regular Monthly Meeting Wednesday August 18, 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 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.

Minutes of the Regular Monthly Meeting August 2, 2021 were approved as written.

A motion was made by Samuel R. Reinhart and seconded by Robin Church. to approve the August 2, 2021 Minutes as presented. Scott called for the vote – All voted “Aye” – motion carried.

Unpaid Bills- General Fund and Park Fund

The Bills on Hand were reviewed. *A motion was made by Robin Church and seconded by Scott E. Shoemaker to approve paying bills totaling \$ 4,618.47 Scott called for the vote – All voted “Aye” – motion carried.*

Storm Water

- Update: David Esh for 6100 Street Road- At our last meeting the Board voted to approve this plan contingent on the four acres that the house, barn, and storm water are proposed being in the area outside of the Ag Preserve. We have received confirmation that this is correct so the plan is considered approved.

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Upcoming Zoning Hearings: Wednesday September 8, 2021 at 7:00 P.M.

CASE NO. 2021-04 The application of Joseph Fisher will be heard for a Variance from the terms of Section 5.04.02; Permitted Use and Structures. Where a Woodworking Shop is being proposed and none are permitted on the property located at 61 Liberty Lane, Kirkwood, PA. 17536 in the Village Center District.

CASE NO. 2021-05 The application of Joseph G. Stoltzfus will be heard for a Variance from the terms of Section 5.01.06.1; Where a twenty-foot side yard setback is required and a ten-foot side yard setback is being proposed on the property located at 1833 Georgetown Rd., Christiana, PA 17509 in the Agricultural District.

Also, it was noted that the Continuances for Cases 2021-03 and 2021-04 will held on Thursday, September 9, 2021 at 7:00 P.M. Testimony was closed on August 11, 2021 and the 9th will be the decision.

At this time, Scott Shoemaker allowed the residents in attendance to present their concerns about the Proposed Duck House and the August 11th hearing that was held.

Jeff Spangler asked to be on the agenda so he was up first. Jeff spoke out against the Duck House and was knowledgeable on the hearing process and shared with the audience members, reminding them that the Board that makes the decision is the Zoning Hearing Board and not the Board of Supervisors- A summary of his concerns are mentioned under the Public Comment section.

Other residents that commented were: Virginia Beards, Lynn Swisher, Rebecca Kleinz, Mary Dziedzic, Peggy Borrelli, Gary and Mary Lou Kelley, Barry and Mary Kaltenstein, Stella Kreps, Richard Humphreys, and Walter Todd, Jr..

Chris Brosey of the Chester Water Authority made a statement that he would not comment and any questions should be relayed to the Chester Water Authority attorney.

Public Comment was as follows: The project proposed is a factory farm and does not serve or benefit Colerain Township, approving this project will be setting a precedent for future like projects, the effect of contaminants, or infectious diseases, noise from delivery trucks in the early hours of the morning, big truck traffic on back roads and their effect on Amish Buggy traffic, the effect of CAFO's on property values-well water-quality of life for the nearby residents-nitrogen release, questioning who fights for the residents, the fact that the Zoning Hearing Board must have a legal path to deny the duck house, a recommendation for all residents opposed make a call to the Zoning Hearing Board Members, the feeling that residents in attendance at the hearing felt they were not listened to by the Solicitor, Mr. Goodman, the ownership of the ducks which will not be Mr. Peifer but a Joe Jurgielewicz & Son Ltd., the fact that the ducks will be sold outside of a local market and will not benefit Colerain Township or its residents, the possibility that the incorrect Zoning Section was applied for , and should the owner- that is Mr. Peifer be required to live on the property in question, and the feeling that the August hearing was rushed and inappropriately stopped.

There were several documents submitted to the Board for their review.

There was no one in attendance in support of the Duck House

Scott announced at 8:15 the Board would go into Executive Session to discuss the Duck House matter. They commenced at 8:28. When they returned Sam Reinhart read the following statement:

“The Board of Supervisors after hearing the comments opposed to the Duck Farm will send a letter to the Zoning Hearing Board Solicitor Thomas Goodman recommending denying approval of the Special Exception because we feel the application was applied for incorrectly and we will send a letter tomorrow.”

Next Meeting for the Board of Supervisors-Thursday September 9, 2021 at 7:00 P.M. This date was scheduled to avoid Labor Day and the Fair. Due to the Zoning Hearing being the same night the Board decided to change it.

A motion was made by Samuel R. Reinhart and seconded by Robin Church. to approve changing the Board of Supervisors meeting date from September 9, 2021 to September 20, 2021. Scott called for the vote – All voted “Aye” – motion carried.

New Business

- Bart Fire Co. -Travis Hoover was to be in attendance but was not. He was going to discuss the impact COVID-19 has had on the Fire Company.
- Solanco Food Bank Request- Request for portion of the ARPA Funds. - Sam explained the ARPA funds.

Any other business to be brought before the Board:

- Scott Kulicke asked what the status of the Mellott’s Property Violation was. The Board let him know that they were cited this week.

Adjournment:

There being no further business to be brought before the board, the board, on motion by Scott E. Shoemaker and seconded by Samuel R. Reinhart agreed to adjourn at 8:35 P.M. Scott called for a vote – all voted ‘aye’ – motion carried.

Respectfully Submitted,

Carmen B. Wiker, Secretary