

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
MAY 21, 2007**

The regularly scheduled meeting of the North Lebanon Township Board of Supervisors was held at 7:00 PM at the Municipal Building located at 725 Kimmerlings Road, Lebanon, PA with the following people present:

Dawn M. Hawkins	Chairperson
Edward A. Brensinger	Vice Chairperson
Kenneth C. Artz	Treasurer
Cheri F. Grumbine	Manager
Harold Easter	Chief of Police
Frederick Wolf	Solicitor

Also in attendance was Debra Schell from the Lebanon Daily News, Roger Sands of the Patriot News and many other individuals. The meeting was called to order and the pledge to the flag was done.

Chp Hawkins announced that a Public Hearing is scheduled for 7:30pm. The regular meeting for the Board of Supervisors will begin and at 7:30pm will halt for the Public Hearing to begin. After the Hearing the regular meeting will resume.

COMMENTS FROM THE PUBLIC

A.)David Batchelor – Vacating Portions of Gretna St & Beaumont St

Mr. Batchelor explained he and his wife had recently purchased a property located off Union Canal Drive. The address is 2439 Union Canal Drive and has 2 different alleyways running along the property borders. His hope is to have the Twp vacate all rights to the portions of the alleys that border his property. His intention is to pave the area and use as access to the property and also use for a parking area. Batchelor had provided the Board with a map of the area and signed agreements from the surrounding neighbors. A discussion was held with Mr. Batchelor. Sol Wolf indicated he would check with the Municipal Authority about any sewer complications being involved. If there were none, the Supervisors were in agreement that a Resolution would be drafted vacating the Township’s rights to the alleys. Sol Wolf also indicated that Mr. Batchelor would be responsible for any legal and administrative costs associated with this process.

B.)Tom Stewart – N 7th Street

Mr. Stewart mentioned the proposed Cell Tower Ord and questioned if this was included in the Ord updates for this evening. He was told it would be discussed during the Public Hearing portion of the meeting.

APPROVAL OF MINUTES

MOTION was made and seconded to approve the minutes from May 7, 2007. Unanimously carried.

APPROVAL PAYROLL, PAYMENT OF INVOICES, FUND BALANCES

MOTION was made and seconded to approve payroll, invoices for payment subject to audit. Unanimously carried.

FIRE CHIEF'S MONTHLY REPORT – Gerry Burke

Mr. Burke gave a report from 2 of the 4 fire companies for the month of April. He reported on Ebenezer Fire Co and Glenn-Lebanon fire Co activities. When the Board had no questions for Burke, he questioned Suv Brensinger and Mgr Grumbine on an issue about a pre-emption device for the traffic signals located on Rte 72, 22nd Street and Tunnel Hill Road. After some discussion Mgr Grumbine stated she would contact C.M. High to discuss any options they might have for improving the distance to activate the pre-emption device.

FIRE CHIEF'S MONTHLY REPORT (con't)

Suv Brensinger said he would see about trimming some of the vegetation away from the poles the device is located on.

Martin Barondick – New Street

Mr. Barondick said he had a question for Mr. Burke about the scare that had occurred at the Ebenezer Cemetery last week. His question was why was a ladder truck dispatched to a bomb scare. Burke replied the Ebenezer Fire Co responded to EMA's direction to assist the Police Dept. Chf Easter stated that the procedure is to be prepared for any unknown. Barondick stated his objection to the waste of the funds dispatching unnecessary equipment to these so-called emergency calls.

POLICE CHAPLAIN – Pastor Dean Cover

Pastor Cover gave a brief description of his activities for the last 2 months. He reiterated that his primary purpose is to be available to the Police Officers and their families, as they need him and his services. His work is highly confidential and is of a volunteer nature. Pastor Cover told the Supervisors and the public that if they ever have questions for him, he would try to answer as honestly as possible. Chp Hawkins thanked Pastor Cover for his services.

CHIEF OF POLICE REPORT - Harold Easter**A.)Calls for Service - April**

Chf Easter gave a summary of calls for service from the month of April. The highest day for calls seemed to be a Monday.

B.)Petition from Residents of 23rd & 24th Streets

Chf Easter stated that the Supervisors had received a petition from the residents who live around the area of 24th & 25th Streets and Union Canal Dr in reference to speeding and going through STOP signs at intersections. He provided to the Board of Supervisors his recommendations for options to deal with this issue.

C.) “PLEASE SLOW DOWN”

Chf Easter presented a sign, which has been purchased by the Police Department and is available to the public for posting in their neighborhoods. The sign states “PLEASE SLOW DOWN” and is meant to encourage motorists to do what the sign says. At least 15 signs have already been purchased by Twp residents and are beginning to appear in the yards of several neighborhoods. The signs are available and can be purchased in the amount of \$4 each at the NLT Police Dept.

D.)Seat Belt Grant

Chf Easter announced the Police Dept, through Seat Belt Pennsylvania has received a “mini” grant to help enforce the wearing of seat belts. Starting this week on May 23 through the first week in June the Officers will be making inquiries to see if motorists are wearing their seat belts.

E.)Appointment of Fire Police – Dave Gaskin

Chf Easter asked Dave Gaskin to come forward to receive the Oath of Fire Police. Chp Hawkins administered the Oath to Mr. Gaskin and presented him with a badge. The Board members all thanked Mr. Gaskin for volunteering his time.

*** PUBLIC HEARING STARTED AT 7:35 PM ***

Sol Wolf announced the start of the Public Hearing for the adoption of the proposed Ordinance 1-2007. He explained the advertising that had to be completed prior to the Hearing. Also explained was the opportunity that Lebanon County Planning and the NLT Planning Commission has had to review and offer comments on the Zoning portions of the proposed Ordinance.

Public Hearing – Ordinance 1-2007 (con't)

This Ordinance involves updates to the current codified Ordinances of the Twp and a copy has been posted in the main office for several weeks for the review of any individuals who wished to review the information.

A letter was received from Julie Cheney, Lebanon County Planning Department, listing some concerns she had in regards to some of the Zoning portions of the proposed Ordinance, including some issues she had for the cell tower portion. These comments were addressed prior to the advertisement of the Ordinance for tonight. NLT Planning Commission offered their verbal approval of the proposed Ordinance updates. Also received on Friday was a letter from Attorney James Strong, representing T-mobile, regarding some concerns they had on some sections of the cell tower ordinance.

Sol Wolf explained the procedure to be followed. A raised hand followed by stating of name and address will enable an individual the opportunity to speak a question or concern they might have. He said he would start by offering a brief summary of each amendment of the Ordinances that is being proposed. The Supervisors will have the opportunity to act on each amendment in one of three ways:

1. Adopt the amendment,
2. Reject the amendment
3. Table the amendment or portions of the amendment for future action.

Sol Wolf explained a summary of the each proposed ordinance amendment, taking one issue at a time. He then offered the public an opportunity to question, comment or discuss any thoughts they had. Following the comment period he asked the Board of Supervisors to discuss and take action on each portion of the proposed amendment for each category. Listed below is a brief summary of the proposed amendment, any discussion offered and then the action the Supervisors determined for each section of the proposed ordinance amendments.

Ordinance Amendments regarding:

I – Chapter 2 – Animals –Part 4 Keeping of Exotic Pets: the care and housing of certain pets such as snakes, alligators, spiders etc.; rules and regulations to Pet shops and owners are addressed in this amendment

MOTION was made and seconded by to adopt the exotic pet amendment. Unanimously carried.

II/III - Chapter 4 Buildings – Part 1-Dangerous Structures and Chapter 5 – Code Enforcement - Part 3 International Property Maintenance Code: Officer Wengert and Chris Miller have made these recommendations as amendments to the current Ordinances. As Code Enforcement Officer, Donald Wengert has already encountered situations that need to be addressed and these Ordinances will enable himself and Chris Miller, as structure inspector, to act on these situations. These Ordinances will apply to only dangerous structures that represent a threat. Another item contained in this Ordinance is the creation of an appeals Board if there is some dispute of the Officers' findings. These ordinances will provide the regulations needed to help the Code Enforcement Officer perform his duties. The Twp is not looking to inspect every property but to help the Code Enforcement office when necessary.

Chris Miller – Jay St

Mr. Miller said he wanted to thank the Board for all the time they have invested in the discussions about the International Property Maintenance Code. As a resident he appreciates the value of having a Code Enforcement Officer. He continued on to say that many good things have happened in a one-year period and applauds the Board for appointing Officer Wengert. He said he is strongly in favor of adopting the Maintenance Code for the Twp.

MOTION was made and seconded to adopt the dangerous structure changes and the International Property Maintenance Code. Unanimously carried.

Public Hearing – Ordinance 1-2007 (con't)

IV – Chapter 6 – Conduct – Part 1 - Define Public Property: the definition of public property was not listed in the ordinance about alcoholic beverages and public property. This amendment adds the accepted legal definition of public property.

MOTION was made and seconded to adopt this definition for public property in the Alcoholic Beverages ordinance. Unanimously carried.

V – Chapter 6 – Conduct – Part 2 - Curfew amendment addresses the consent of a parent or guardian for a minor to be out after curfew in the presence of an adult 21 years of age or older.

MOTION was made and seconded to adopt this amendment to the curfew ord. Unanimously carried.

VI – Chapter 6 – Conduct - Part 3 - Disorderly conduct with musical devices. This would involve radios in cars or boom boxes etc. and the noise levels when in public.

MOTION was made and seconded to adopt the disorderly conduct amendment. Unanimously carried.

VII – Chapter 6 – Part 4 - Disorderly Conduct Firearms near residential dwellings. Amendment to existing ordinance to include popular firearms of today such as paintball guns, potato guns, or any device capable of propelling and object which can cause injury or death.

Alfred Brandt – Brandthaven Dr

Mr. Brandt voiced an objection to this portion of the amendment. He stated he felt a farmer should be exempt from this ordinance. The killing of animals such as groundhogs is commonplace on a farm according to Mr. Brandt. His objection is the distance of 450 ft from a dwelling. Officer Wengert explained that farmers in those types of situations would require the use of common sense.

Sol Wolf explained several options of action to the Supervisors. Suv Hawkins questioned eliminating the distance mentioned in the update and approving the ordinance regarding the use of paintball guns and other weapons listed. After some conversation about the gaming laws already in place, it was decided to allow the amendment language as it stands. Sol Wolf reminded the Board that a future amendment could be done if any problems come up as a result of this amendment.

MOTION was made and seconded to adopt the firearms ordinance amendment. Suv Artz & Hawkins voted in favor and Suv Brensinger voted against adoption. Majority vote adopts amendment. Suv Brensinger felt the amendment should be tabled for more discussion.

VIII – Chapter 7 – Fire Prevention and Fire Protection – Part 1 - Fire lanes @ Weis markets; the lanes are painted and designated. The written ordinance gives the Police dept the authority to enforce the no parking area

Martin Barondick – New St

Mr. Barondick expressed his opinion that it is senseless to add these fire lanes to the ordinance, as the Police Dept will not enforce the NO Parking anyway. Off Wengert explained that because the fire lanes are marked, and will now be listed in the Twp ordinances, the officers are able to enforce the fire lane no parking with citations. Permission is not needed from the property owner. The fire lanes are necessary in the event of an emergency situation such as a fire. The ordinance is all that is needed for the enforcement.

MOTION was made and seconded to adopt the fire lanes at Weis Markets amendment. Unanimously carried.

Public Hearing – Ordinance 1-2007 (con't)

IX – Chapter 7 – Fire Prevention and Fire Protection – Part 2 - Controlled burn or opened fires. Currently the ordinance states no fires closer than 30 feet to structures. Amendment to be added is in reference to any combustible materials other than those to be burned not being within 30 feet of the fire or 10 feet from any property line. Also the current reference to farms is proposed for removal.

Alfred Brandt – Brandthaven Dr

Mr. Brandt objected to the verbiage in the ordinance about making phone calls to NL Police, EMA & Fire Chiefs to gain approval for any open burning. He stated a farmer should be exempt from this. Officer Wengert disagreed with Brandt. Off Wengert explained that although Brandt uses common sense there are many who do not. He told Brandt his main concern is for the safety of the general public. After much discussion Mr. Brandt agreed that a change in the verbiage from 3 required phone calls to one required phone call would be agreeable to him.

MOTION was made and seconded to adopt the amendment for controlled burns being conducted with revised language to read that a phone call is required to the Police Dept OR EMA must be completed prior to a burn. Unanimously carried.

X – Chapter 10 – Health and Safety – Part 1 - Grasses, Weeds & other Vegetation refers to the height of the grass and weeds. With the current ordinance it seems that the offenders are a repeat offenders. This amendment would provide for 1 notice from the Police Officer to be in effect for a period of 36 months in the event of any repeat offences.

MOTION was made and seconded to adopt the amendments of 1warning notification being effective for a 36-month period. Unanimously carried.

XI – Chapter 13 – Licenses, Permits and General Business Regulations – Part 4 -Alarms, false alarms & testing of devices can create a problem for the Officers. Amendment proposes a specific number of false alarms per calendar year, certain time limits to respond after a false alarm for resetting of the alarm and any maintenance issues are addressed in the amendment.

MOTION was made and seconded to adopt amendment to current alarm ordinance. Unanimously carried.

XII – Chapter 15 – Motor Vehicles and traffic – Part 2 & Part 4- STOP intersections & No Parking; 4 new intersections are being added with this ordinance update as well as a prohibited parking area on 25th St.

MOTION was made and seconded to adopt the amendment of the no parking area and the stop intersections. Unanimously carried.

XIII – Chapter 20 – Solid Waste – Part 1 - Waste Collection Transfer on public areas are addressed in this amendment. Also included is the procedure to follow should any type of spill occur on public property and a specific time limit to respond to North Lebanon Twp about a spill.

MOTION was made and seconded to adopt amendment to the Refuse ordinance. Unanimously carried.

XIV – Chapter 27 – Zoning – Part 1 - Communication Towers; definitions, purpose, communications antennae, locations, height and required information, procedure, fees, as-built plans, removal and inspections are all covered in this amendment proposal. Sol Wolf explained in detail the districts in the Twp that are affected and listed in this amendment. He described the procedure an applicant would follow when asking for exceptions to place towers in the districts not covered in the Ordinance. He reminded the public that Lebanon County Planning had the opportunity to review the proposals prior to this hearing and have provided some comments. Also one of the wireless communication companies had a representative review and list some concerns about the proposed amendments on this particular issue of cell towers. This part of the amendment is rather lengthy.

Public Hearing – Ordinance 1-2007 (con't)**Tom Stewart – N 7th St**

Mr. Stewart mentioned he had stopped in the office to read the cell tower proposals. He said it was a lot of information to digest all at one time. He would like to know how he could get a copy of the information. He was told he could have a copy made in the office as long as he is willing to pay a fee for the printing of the material.

Martin Barondick – New St

Mr. Barondick referred to page 9 of the proposed cell tower ordinance. He questioned portion 19 where backup generators are addressed. He is concerned about the language in this particular section of the ordinance. The time limit mentioned refers to the testing of a generator. However in an emergency situation, the generator could be running 24 hours a day and 7 days a week. A discussion followed on the noise levels of the generators and how it would apply to the wording in the proposed ordinance.

Dennis White – T-Mobil Representative

Mr. White stated he had several comments he would like to mention after having had the opportunity to review some of the information contained in the proposed ordinance. His comments were already outlined in the letter that had been provided to Sol Wolf from the company's attorney. Mr. White went through the letter one item at a time and elaborated on some of the points made. Suggestions on some verbiage in the ordinance and explanations of the tower industry's standards were also discussed. The Supervisors took the opportunity to questions Mr. White about several issues or questions they had about towers and antenna.

MOTION was made and seconded to TABLE this portion of the ordinance amendment. Unanimously carried.

Sol Wolf stated the next step would be for the Board to review all the provided information. Another advertisement would have to be done and schedule another hearing on the cell tower portion of the ordinance updates.

XV – Chapter 27 – Zoning – Part 6 - Hi Density Residential development; defined measurements for number of units permitted on 1 acre or less are provided in this portion of the update.

MOTION was made and seconded to adopt the defined measurement amendment to the High Density Residential District portion of the ordinance. Unanimously carried.

XVI – Chapter 27 – Zoning – Part 14 - Off street parking spaces and the required number for offices and hotel/ motel are defined in this amendment

MOTION was made and seconded to adopt requirements for the number of spaces required for businesses. Unanimously carried.

XVII – Chapter 27 – Zoning Part 3 - Intensive Ag is amended in this portion of the proposed updates. The Zoning Hearing Board will hear cases for “special exemptions”. Item #5 is being excluded from this amendment.

MOTION was made and seconded to adopt amendment for Special exceptions in the Intensive Ag District to go before Zoning Hearing Board. Unanimously carried.

XVIII – Chapter 27 – Zoning – Part 12 - Supplementary Regulations and accessory building setback exemptions for the Ag, Intensive Ag and Rural Residential districts are addressed in this amendment.

MOTION was made and seconded to adopt the special exception amendment to the current ordinance. Unanimously carried.

Public Hearing – Ordinance 1-2007 (con't)

XIX – Chapter 27 – Zoning – Part 12 - Patios, decks & porches refers to verbiage to be removed about a 5ft-finished grade

MOTION was made and seconded to adopt the removal of verbiage about a 5 ft finish grade. Unanimously carried.

Sol Wolf concluded the public hearing by explaining that if any portion of this ordinance declared invalid by the courts, for whatever reason, the remaining portions could still be legally upheld. Also any ordinance adopted this evening would take precedence over any ordinances currently in the ordinances. Sol Wolf explained he would have the ordinance amendments approved tonight revised to reflect only what had been approved this evening.

TOWNSHIP MANAGERS REPORT – Cheri F. Grumbine**A.) Briar Lake Phase 3 – Revised Final Plan (Walking Path)**

A revised Final Subd Plan for Briar Lake Phase 3 had been submitted for review. The plan shows a minor revision to the location of the walking path. A letter has been received from Lebanon Co Planning recommending approval of the plan. The NLT Planning Comm offered a verbal recommendation of approval.

MOTION was made and seconded to approve the revised Final plan for Briar Lake Phase 3 and the walking path. Unanimously carried.

B.) George W. & Marian L. Heist Lot Addition Plan – Cul-de-sac Issue

A lot addition plan was received in the office for George & Marian Heist. The plan shows subdivision of the existing Heist house from the equitable owned lands of Jay & Claudette Horst and David Shaak. The Horst and Mr. Shaak have a signed agreement of sale with the Heists. The first issue that must be addressed by the Board of Supervisors is a cul-de-sac that is shown on the plan. The cul-de-sac would provide joint access to the Heist existing house and the future land owner(s). The NLT Planning Comm has reviewed and offered a recommendation to the Board on this issue. They felt the cul-de-sac is acceptable as long as it remains a private cul-de-sac (built to Twp specs) and a recorded agreement of shared maintenance by both property owners is provided to the Twp. In the event that any future subdivision and/or land development takes place an additional approved access road to Old Ebenezer Road/ Rte 72 must be designed and incorporated. The end result of this would be a horseshoe effect, thus eliminating the cul-de-sac street. Mr. Shaak, property owner, and John Poff of Matthew & Hockley are present to answer any questions or comments. A lot of discussion took place regarding this lot addition plan and the proposed cul-de-sac design. Mr. Poff directed the Board's attention to some of the features on the plan.

MOTION was made and seconded to approve a private cul-de-sac with the understanding that it would be privately owned and a recorded maintenance agreement is required. Also in the event that any future subdivision or land development is submitted an additional access would be required per any additional comments. Unanimously carried.

C.) Award of Bid – Paving Projects

During the April 16th meeting the Supervisors reviewed the bids received for the 2007 paving projects and decided to table until a later date. The Friends of Union Canal had hoped to have some of the paving project that is scheduled for the Union Canal Park included with the Twp bids. James Schucker has been trying since that time to get some answers regarding the Grant funds they were awarded. To date he has had difficulty finding the answers needed. Sol Wolf mentioned the possibility of moving forward with the awarding of the bids. He feels the Twp would have ample time to remove the project slated for the Union Canal Park should the Friends of Union Canal find out they are not able to proceed with this procedure. Mgr Grumbine provided Sol Wolf with the application and instructions.

Public Hearing – Ordinance 1-2007 (con't)

After some review Sol Wolf informed the Board they would have 60 days to remove the project for the Union Canal Park should that become necessary. The Supervisors discussed their opinions on following this procedure.

MOTION was made and seconded to award the paving bids to Pennsy Supply, with the inclusion of the project for the Union Canal Park and taking whatever action is necessary within the 60-day time period. Unanimously carried.

D.)ZHB Case – Cell Tower - POSTPONED

Mgr Gumbine announced the ZHB Case regarding the cell tower that was scheduled for tomorrow evening has been postponed. It will be rescheduled at a later date and time to be announced. When notice is received the Board will be notified. Lebanon Co Planning will be sending notifications of the postponement and a notice has been placed on the meeting room doors should anyone not receive the message after tonight.

E.) ZHB Case – Zidik Property – May 29th

Another Zoning Hearing case is scheduled for Tuesday May 29th at 7:30pm. This case is to hear a request for a variance on setbacks for proposed townhouse units located at the corner of Mechanic St and N 7th St, across Mechanic St from Sunset Designs. The land is owned by Joe & Cheryl Zidik. The land in this area consists of a lot of wetlands and also receives a lot of water runoff from the neighboring properties. Kris Troup, of Lebanon County Planning Dept, has reviewed the submitted sketch plan. His recommendation was to submit a copy to the Twp for review and comment. This suggestion was not followed. As the petition leaves a lot of unanswered questions, Mgr Grumbine is suggesting that the Twp have a representative present at the Hearing to receive information and offer comments on behalf of the Twp. She stated she would like the Board's direction on this and volunteered to attend the meeting if that is the wish of the Board. The Board agreed that Mgr Grumbine should attend the meeting to review the Board's position and concerns on this issue.

F.)2007-2009 Police Contract

During the January 2, 2007 meeting it was announced the Police Association had signed a settlement agreement for 2007-2009 contracts. The Board took action to sign the settlement agreement at that meeting. The 2007-2009 signed Police contract is now being presented to the Board. The Board is being asked to authorize execution of the contract by the Chairperson and Vice Chairperson. The new contract incorporates the 2000-2002 contract, 2003 arbitration award, and the settlement agreement signed by the Board of Supervisors and the Association in January of 2007 and now only one document needs to be referenced. Appreciation was extended to Sgt Koons and Sgt Knight for their dedication and cooperation in making these contract negotiations with Suv Hawkins and Mgr Grumbine. She went on to commend Suv Artz and Suv Brensinger for their continual support throughout the process.

MOTION was made and seconded to approve the signatures of the Chairperson and Vice Chairperson on the 2007-2009 Police contract. Unanimously carried.

G.) Addendum to GLRA Rebate Agreement

An addendum to the GLRA Rebate Agreement, signed earlier this year, was received. An increase of the rebate to \$6 per ton is listed in the Addendum. The Board is asked to approve the addendum.

MOTION was made and seconded to approve the increase listed in the addendum to the GLRA Rebate Agreement. Unanimously carried.

H.)Traffic Study – Bruster's Ice Cream/ Hotel

As part of the Bruster's Ice cream/ hotel land development plan, a traffic study was required. A copy of this study has been provided for the Supervisors review.

Traffic Study – Bruster’s Ice Cream/ Hotel (con’t)

Mgr Grumbine explained to the Board she would be meeting with Leb Co Planning, the County Engineer and the transportation consultants, as the direction the applicants are pursuing is not the direction the Twp requested. The twp requested the access for the proposed hotel to be on Narrows Dr, not Rte 422. During discussion of this issue Sol Wolf mentioned the costs for the traffic study was the responsibility of Brusters. Mgr Grumbine asked the Supervisors to review the study and get back to her with any comments or concerns so she can review them at the meeting with Lebanon Co Planning.

I.)Workplace Certificate of Safety – 5% Discount

Mgr Grumbine told the Supervisors the Twp has achieved the 5% discount for Workmans Compensation sought by the Safety Committee. The Committee must compete certain requirements established by the state to receive this discount. She thanked the Safety Committee and its members for continuing the effort to retain this discount on the Twp Insurance rates.

J.)Community Map – PRINT

As a reminder to the Board, a representative from PRINT has been soliciting businesses for advertising on the Twp’s community map that is being created. She is happy to announce it has taken only 2 weeks to fill the 50+ spots on the map. Despite a previous report from another company that there was little interest, PRINT has proven this is not the case. PRINT is moving forward with production of the map and all the other information to be incorporated. The mailing of a completed map to residents is expected sometime in the fall.

K.)DEP Grant - Lions Lake Storm Water Drain

Signed confirmation of a Grant award to reconstruct the storm water drain located at Lions Lake has been received. Sheila Wartluft and Dave Strohm had worked on this Grant application to receive the amount of \$8030.00 from DEP. Mgr Grumbine commended Sheila and Dave for accomplishing this grant. The Board is being asked to execute this Grant award.

MOTION was made and seconded to authorize the Chairperson to sign the Stormwater Grant award from DEP. Unanimously carried.

SOLICITORS REPORT - Frederick S. Wolf**A.)L.E.R.T.A. Request by LVEDC**

Sol Wolf stated the school and the County have indicated they are willing to cooperate with the LVEDC’s request for a L.E.R.T.A. status. This will be covering the rest of the Business park, excluding Valspar, as Valspar is already involved in a L.E.R. T.A. status. Sol Wolf has asked for revised legal descriptions of the area, excluding the Valspar property. He will review the information once he receives the legal descriptions and will then share the info with the Supervisors.

B.)N 11th Ave RR Crossing

A decision should be heard on this issue sometime after June or July.

C.)On-Lot Program Administered by County Planning

Sol Wolf reported that County Planning has furnished the final report to the Township regarding the on-lot program. There are a total of 5 non-compliant property owners at this time. Sol Wolf has sent several notices to the property owners with no results. He is advising the Board to now start civil action against the property owners. He is asking the Board for authorization to proceed with filing complaints against the owners. The court will then determine the amount of fines and penalties the homeowners will have to submit and they will have to cover all the Twp costs. The court will also indicate to the property owners they will have 30 days to come into compliance with the regulations regarding the on-lot program. The Board is also being asked to authorize any one of the Supervisors to sign the complaints once prepared.

On-Lot Program Administered by County Planning (con't)

MOTION was made and seconded to authorize Sol Wolf to proceed with preparing civil action on the non-compliant property owners and for any one of the Supervisors to sign the paperwork once completed. Unanimously carried.

D.)Roberto's Towing – Court Decision

After many months of working on the condition of the property located on W Maple Street, the court has ordered Roberto's Towing to vacate the property and he was given 60 days to complete the move. Sol Wolf reported the property is almost completely empty. There appears to be some small equipment still there to be removed.

COMMENTS FROM BOARD MEMBERS**A.)Suv Ed Brensinger**

Suv Brensinger mentioned his congratulations to Ken Artz on his success at the election polls. Also he commended Dawn Hawkins as part of the current Board and the many good things he feels the 3 of them have accomplished as a Board. His wish is that the good working relation continues for the future.

As there was no more business to conduct or discuss the meeting adjourned.

Respectfully Submitted,

Theresa L. George
Recording Secretary