

The **meeting of the Earl Township Board of Supervisors**, held on **Monday March 4, 2019**, was called to order by Chairman Rick Kochel, at 7 p.m. The following were present: Rick Kochel and Ray Martin. Also present were Lee Zimmerman, Road Master, Solicitor William Cassidy and Charles Haley, Engineer – ELA Group, Inc.

Ray made a **motion to approve the February 4, 2019 minutes**, Rick seconded and all voted yes.

Public Comment:

Kathy Ashcroft, 133 Maple Drive, stated that Lee and the Road Department is doing a really good job with the snow removal.

Police Report:

Chief Leighty presented the February 2019 police report.

Martindale Fire Co. Report:

Chief Groff presented the February 2019 fire report.

ELANCO Library:

The January 2019 activity report was reviewed.

Mark Will and Scott Monger, of The Landings at Garden Spot Reserve/SOCO Single Family Homes, southside of Airport Road, were present to review a few items not compliant with the approved and recorded Land Development Plan. Some of the areas of non-compliance are the garage floor elevations, which may create a storm water run-off issue, the driveway slope grade exceeds the Township maximum, the sidewalks and handicap ramp to be ADA compliant. Building permits are currently being held under a moratorium until items are addressed. After much discussion, Rick made a **motion to require that the Plan be modified in accordance with the terms negotiated at the field meeting and as detailed in the attached February 15, 2019 notes. The modification shall be documented in an As-Built Plan and recorded in the Recorder of Deeds Office.** Ray seconded the motion and all voted yes.

Ray made a **motion to lift the moratorium on issuing building permits, based on the parties' agreement with the written modifications set forth in the February 15, 2019 meeting notes, and that a note will be placed on all permits requiring that the garage floor elevations be surveyed and certified prior to receiving Certificates of Occupancy.** Rick seconded the motion and all voted yes.

Rick made a **motion to authorize Solicitor Cassidy to create an amendment to the Developer Agreement to document all agreed upon modifications to the recorded Land Development Plan,** Ray seconded and all voted yes.

Rick made a **motion to authorize Solicitor Cassidy to research the ADA compliance and if it would be grandfathered under previously approved regulations,** Ray seconded and all voted yes.

Subdivision and Land Development Plans:

Ray made a **motion to approve the Hollander Properties - Hollander Auto Repair Shop, 525 Hollander Road, Preliminary/Final Land Development Plan, Improvement Guarantee in the amount of Sixty Seven Thousand Three Hundred Sixty Three Dollars (\$67,363.00),** Rick seconded and all voted yes.

Ray made a **motion to approve signing the Joel Martin, 179 Lowry Road, Parcel Id 190-04163-0-0000, Declaration of Easement, which provides additional Right Of Way (ROW) for storm water facilities on Bergman Road.** Rick seconded and all voted yes.

Road Master's Report:

Lee reported that the bidding process will start for the White Oak Road paving project and to date he has received no co-operation from New Enterprise. Lee stated that Act 33 allows the Township to conduct a traffic study and place a moratorium by Ordinance on truck traffic after the new road is built. The Supervisors stated to proceed with the planned re-build of the road. Lee said LTAP will provide the traffic study to restrict the truck traffic of 9,000 pounds and over.

Lee reported that nine (9) properties within the Rosedale Subdivision appear to have encroachments into the Storm Water Easement, such as sheds and fences. Solicitor Cassidy will review and determine whether the Township can require remedial action be taken against the property owner based upon, the executed Storm Water Ownership and Maintenance Agreement or any other recorded Easement Agreement.

The Supervisors approved donating the old pressure washer to the Fire Company's Spring Fundraiser sale.

Ray made a **motion to approve reimbursing Jeff Myers for his CDL physical**, Rick seconded and all voted yes.

Sewage Enforcement Officer's Report:

The Supervisors reviewed the Sewage Enforcement Officer's February 2019 report.

Solicitor's Report:

Solicitor Cassidy reported that three (3) properties along West Main Street are not currently connected to the public water system and the Township doesn't currently have an Ordinance providing the mandate to connect if the home is located within one hundred and fifty feet (150') of the public water line. Rick made a **motion to direct Solicitor Cassidy to prepare a Mandatory Connection Ordinance to the Public Water System, according to the Second Class Township Code**, Ray seconded and all voted yes.

The Supervisors acknowledged the Lancaster County Planning Commission's (L.C.P.C.) review of the neighboring Municipalities as follows:

Leacock Township – Proposed rezoning of 52.31 acres from Rural Village to limited Manufacturing-2 and Commercial (c-2).

Leacock Township – Proposed Zoning Ordinance amendment.

Brecknock Township – Proposed Zoning Ordinance amendment.

Salisbury Township – Zoning Ordinance Text amendment.

The Supervisors acknowledged L.C.C.D earthmoving inspection reports as follows:

Summary of Activities for the Ch 102/105 and NPDES Program for 2018.

Terre Hill Twin A Conversion Project

Lanco Shed, 271 Commerce Drive.

Receipts received in February were \$49,062.59 in the General Fund, and \$2,866.07 in the Waste and Recycling Fund.

Ray made a **motion** to pay the expenses in the General and the Payroll Funds (Checks #2957 – 3004 and #8532 - 8556) in the amount of \$194,777.04, and the payroll taxes electronically transferred in the amount of \$10,345.91. The Street Light (Checks #435 - 436) in the amount of \$1,149.74, the Waste and Recycling (Checks #289 - 292) in the amount of \$16,093.91 and the Liquid Fuels (Check # 421) in the amount of \$4,000.00. Rick seconded the motion and all voted yes.

Meeting adjourned at 8:35 p.m.

Respectfully submitted, Brenda S Becker, Secretary