

The **meeting of the Earl Township Board of Supervisors**, held on **Monday July 1, 2019**, was called to order by Chairman Rick Kochel, at 7 p.m. The following were present: Rick Kochel, Ray Martin and Tom Plitt. Also present was Lee Zimmerman, Road Master.

Tom made a **motion to approve the June 3rd and 20th, 2019 minutes**, Ray seconded and all voted yes.

Public Comment:

Ed Maser, 32 Runway Avenue, inquired about the status on junky properties located at 736 South Custer Avenue and 928 North Railroad Avenue. Rick reported they will need to meet the UCC (Uniform Construction Code) Property Maintenance Code.

Police Report:

Chief Leighty presented the June 2019 police report.

Martindale Fire Co. Report:

Chief Groff presented the June 2019 fire report. Rick inquired whether they will close the road down for The Martindale Day event, to which Chief Groff said they do not, they have an alternate remedy for that issue.

Garden Spot Fire Rescue:

The June 4, 2019 meeting minutes were reviewed and will be filed in the Township office.

ELANCO Library:

The May 2019 activity report was reviewed.

Subdivision and Land Development Plans:

Cameron Renehan, Team Ag, presented the **Phares Weaver, 128 Cabin Road, Ephrata, Major Land Disturbance Plan**, and requested the following:

- a. Tom made a **motion to grant conditional approval to waive SALDO Section 308 & 309, Preliminary and Final Plan requirement contingent, upon the review comments of the Township's Engineer and Township's conditions**, Rick seconded and all voted yes.
- b. Tom made a **motion to grant conditional approval to waive the SWMO Section 306.2, Riparian Corridor Limits requirement, contingent upon the location of the Bowman Run agricultural crossing being moved to the north of the property and away from the tributaries and the review comments of the Township's Engineer**. Ray seconded the motion and all voted yes.
- c. Conditional approval of the Major Land Disturbance Plan. Rick made a **motion to grant conditional approval of the Major Land Disturbance Plan, contingent upon the comments of the Township's Engineer, Road Master and the L.C.P.C.** Ray seconded the motion and all voted yes.

Steve Gergely, Harbor Engineering, presented the **Paul and Debra Zimmerman, 319 Martindale Road, Ephrata, Subdivision and Final Land Development Plan**, and requested the following:

- a. Ray made a **motion to grant conditional approval to waive the SALDO Section 602.K.4.b, Improvement of Existing Streets requirement, contingent upon the dedication of thirty feet (30') ROW from centerline of the street being made to the Township**. Tom seconded the motion and all voted yes.

- b. Tom made a **motion to grant conditional approval to waive the SALDO Section 602.S.2 and Appendix 20, Clear Site Triangle requirement, contingent upon ELA Group's letter dated June 11, 2019**, Ray seconded and all voted yes.
- c. Rick made a **motion to approve the modification to SALDO Section 603.D.4 Lot Depth requirement**, Tom seconded and all voted yes.
- 1. Tom made a **motion to grant conditional approval to waive the SWMO Section 302.A.2.(c), & Section 307.2.A.(a)(2), Loading Ratio requirement, contingent upon ELA Group's letter dated June 11, 2019**, Ray seconded and all voted yes. Mr. Gergely reported that Geo Tech will oversee the project and the owners understand the sink hole possibility.
- 2. Rick made a **motion to grant conditional approval to waive the SWMO Section 307.3.A.(a)(4), Conveyance Facilities Design, Minimum Pipe Diameter requirement to allow a twelve inch (12") pipe diameter, contingent upon ELA Group's letter dated June 11, 2019**. Ray seconded the motion and all voted yes.
- 3. Ray made a **motion to grant conditional approval of the modification to the SWMO Section 307.3.A(d)(4), Conveyance Facilities Design, Swale Side Slopes, to allow a 3:1 side slope**, Rick seconded and all voted yes.
- 4. Rick made a **motion to grant approval to waive the SWMO Section 403.I.(5), Existing Features requirement**, Ray seconded and all voted yes.
- 5. Tom made a **motion to grant approval of the modification to the SWMO Section 306.3, Riparian Corridor Easement requirement**, Rick seconded and all voted yes.
- d. Ray made a **motion to grant conditional approval of the Final Subdivision & Land Development Plan, contingent upon the review comments of the Township's Engineer and L.C.P.C**, Tom seconded and all voted yes.
- e. Tom made a **motion to approve the Financial Security/Improvement Guarantee in the amount of Forty-Six Thousand, One Hundred Thirty-One Dollars (\$46,131.00)**, Ray seconded and all voted yes.
- f. Ray made a **motion to approve executing the Composting Toilet Agreement**, Tom seconded and all voted yes.

Mark Hackenburg, RGS Associates, was present to discuss Garden Spot Village (GSV), Meadow View, 448 South Kinzer Ave, New Holland. Mark reported that the Water and Sewer financials will be posted in the next four (4) to five (5) days. The Final Land Development Plans will be dropped off at the Township Office Wednesday to be signed. Lee suggested Mark investigate who will handle marking the PA One Calls due to the facilities being privately owned, because the Township is not involved in marking these. Tom made a **motion to approve executing the Sidewalk Deferment Agreement with GSV**, Ray seconded and all voted yes. Ray made a **motion to approve executing the Sewer Easement Agreement with GSV**, Tom seconded and all voted yes. Ray made a **motion to approve executing the Private Street Maintenance Agreement with GSV**, Tom seconded and all voted yes.

Tom made a **motion to approve waiving the Land Development Planning process for Allen S Riehl, 461 Redwell Road, to enable merging Lot No. 1 and Lot No. 2 according to the Deed of Merger**, Ray seconded and all voted yes.

Road Master's Report:

Lee reported that the milling of White Oak Road was pushed back to July 16th and 17th. The final top paving will be July 24th and 25th.

Lee also reported that PENNDOT is planning to remove their tractor trailer length restrictions on North Railroad Avenue between SR 23 to SR 322. A letter should be received by the Township office and shall be forwarded to the New Holland Police Department.

Report:

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

The LCSWMA recycling rate increased to Sixty Dollars (\$60.00) per ton. The Supervisors may want to consider increasing the waste and recycling quarterly rate during budget time.

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

GSV, Sycamore Springs, 432 South Kinzer Avenue
Samuel Blank, 603 South Custer Avenue.

Rick directed Brenda to investigate why the Zoning Officer is not attending the Zoning Hearing Board meetings and reviews are not being completed.

Receipts received in June were \$65,536.44 in the General Fund, and \$446.82 in the Waste and Recycling Fund.

Ray made a **motion** to pay the expenses in the General and the Payroll Funds (Checks #3141 – 3180 and #8628 - 8647) in the amount of \$186,058.88, and the payroll taxes electronically transferred in the amount of \$10,247.44. The Street Light (Check #440) in the amount of \$1,001.86, the Waste and Recycling (Checks #300 - 301) in the amount of \$17,379.44 and the Liquid Fuels (Check # 430 - 434) in the amount of \$16,319.54. Tom seconded the motion and all voted yes.

Meeting adjourned at 8:15 p.m.

Respectfully submitted by Joy M Oberholtzer, Assistant Secretary