

Hamiltonban Township Board of Supervisors
Regular Meeting
23 Carrolls Tract Road, Fairfield, Pa 17320
July 5, 2005

Supervisors Present: Stephen W. Jacobs Chairman, William E. Eckert, Sr. Vice-chairman, Jay Edward Deardorff Road Master, James E. Benner, and Barbara A. Nicks

Others Present: Zoning Officer Milton Nicks, Planning Commission Secretary Pamela Wiehagen, Donald L. Wills, Jr. EMA, and Secretary/Treasurer LuAnn Dille

Public Attendees: Mr. and Mrs. Albert Dente, Robert Gordon, Mr. and Mrs. John Harbaugh, Coleen Reamer, Harry Rood, and Douglas Woerner

At 7:30 PM Chairman Jacobs called the meeting to order and those present recited the Pledge of Allegiance.

Approval of the Minutes

Vice-chairman Eckert made a motion to approve the June 7, 2005 Supervisors Board meeting minutes, Hamiltonban Township's workshop meeting minutes of June 7, 2005 concerning a regional comprehensive plan, and Supervisor Nicks' notes on the multiple municipal regional comprehensive meeting on May 17, 2005 at Village Hall, Fairfield, seconded by Supervisor Benner. The Board unanimously approved this motion.

Opening of Bids for 89 Chevrolet Dump Truck, 3300 G.V.W.

There were two bids. One bid was from Robbie Kauffman for \$500.00 and the other bid was from Randy's Pre-owned Cars and Trucks, Inc. for \$2000.00. Road Master Deardorff made a motion to award the bid to Randy's Pre-owned Cars and Trucks, Inc. for \$2000.00, seconded by Vice-chairman Eckert. The Board unanimously approved this motion. Secretary/Treasurer Dille stated the 89 Chevrolet dump truck was advertisement in the legal section of the Gettysburg Times and in the used vehicle section of the Gettysburg Area Merchandiser.

Public Comment/ Planning Commission

Mr. Dente would like to subdivide his land in and around the BB Section of Hamiltonban Township. Planning Commission recommends that the Township Supervisors approve modifications for the uses of flag lots for lot number one, five, six and seven as per applicants' letter. Planning Commission also suggested the use of shared driveways wherever possible, specifically lots one and seven; and lots five and six. Vice-chairman Eckert made a motion to approve the Planning Commission's recommendations concerning the flag lots and shared driveways for Albert Dente's Subdivision Plan, seconded by Supervisor Benner. The Board unanimously approved this motion.

Road Master Deardorff made a motion to allow Fellowship Baptist Church to utilize their present land development plan for their new pavilion, seconded by Supervisor Nicks. The Board unanimously approved this motion. The Church removed the used house trailer earlier this year.

Supervisor Benner made a motion to approve the Harold R. and Leslie A. Deardorff Subdivision Plan along Carrolls Tract Road, seconded by Vice-chairman Eckert. The Board unanimously approved this motion with Road Master Deardorff abstaining.

Road Master Deardorff made a motion to approve the lot additions from Harry Rood to Bradley French with DEP's non-building waiver, seconded by Supervisor Benner. The Board unanimously approved this motion.

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Mr. and Mrs. Harbaugh would like to add an addition to their home at 25 Mountain Lane, Fairfield. Mrs. Harbaugh's mother is in poor health and the family has made a decision to invite her to live with them. They would be adding a bedroom and a sitting area. They will not be adding a kitchen or a bathroom. Vice-chairman Eckert made a motion to allow Mr. and Mrs. Harbaugh to add a mother-in-law addition to their primary family dwelling, seconded by Road Master Deardorff. The Board unanimously approved this motion. The Harbaugh's will need to follow the regular permits and building procedures. This would include a consultation with KPI, Inc./sewer enforcement officer for the Township, and having the routine Uniform Construction Code inspections.

Solicitor's Report

Solicitor Heiser was unable to attend tonight's meeting. Chairman Jacobs gave the following report. The Nicholas' did not comply with the requirements therefore Solicitor Heiser will proceed with the next step. The Moore's did not comply with cleaning up their property therefore Solicitor Heiser will proceed with the next step. Glenn Herring may condemn the Moore's house as a fire hazard, especially since it is a duplex. Labor and Industry approved Hamiltonban Township's ordinance modifying the Uniform Construction Code by reducing the size of a structure needing inspected from 1,000 square feet to 250 square feet. There will be a public hearing on the possible adoption of this ordinance on August 2, 2005 at 7:00 PM at 23 Carrolls Tract Road, Fairfield, Pa 17320. Solicitor Heiser's office will properly advertise the public hearing and the ordinance for possible adoption.

Road Master Deardorff made a motion to adopt the Uniform Construction Code Board of Appeals Intermunicipal Agreement/Ordinance, seconded by Supervisor Benner. The Board unanimously approved this motion.

Opening of Bid for Asphalt

There was only one bid for asphalt. Secretary/Treasurer Dille mailed three bid documents to: Valley Quarries, Inc., McDermitt Concrete, Inc. and Wilson Paving. This is the second time the asphalt bid was advertised because the first time there was no bids submitted. Road Master Deardorff made a motion to accept Valley Quarries bid for BCBC at \$ 25.00 a ton, delivered \$28.50, ID 2 binder \$26.50 a ton, delivered \$30.00, ID

2 wearing \$ 29.00 a ton, delivered \$32.50, ID3 \$27.00 a ton, delivered \$30.50, seconded by Supervisor Nicks. The Board unanimously approved this motion. Chairman Jacobs signed the bid document.

Treasurer's Report

Vice-chairman Eckert made a motion to approve the June 2005 Treasurer's Report as presented, seconded by Supervisor Nicks. The Board unanimously approved this motion.

Supervisor Benner asked why is the Orrtanna Treatment Plants labor cost paid out of the general account? Why is his tax dollars paying for the labor when he does not have access to the public sewer? Supervisor Nicks explained that at one time the Orrtanna Treatment Plant income was not sufficient to make payroll. It may be possible to start reimbursing the general fund for payroll now but funds would need to be monitored closely.

Hamiltonban Township's share of the legal cost for the Adams County Intermunicipal Uniform Construction Code Appeal Board Agreement/Ordinance is \$70.00. This will be paid in July.

Approval of Expenditures

Supervisor Benner made a motion to approve the expenditures for June 2005, seconded by Supervisor Nicks. The Board unanimously approved this motion.

August 2005	Income	Expenses	Transfers	Balance
General Account				
ACNB Checking	\$70,905.73	\$34,799.36	00.00	\$19,458.31
ACNB Savings	14.27			21,266.27
ACNB CD				51,264.71
PLGIT	494.00			<u>246,359.15</u>
Total Current Assets				\$338,348.44
Sewer Account				
ACNB Checking	10,786.04	2,024.25	7,000	2,143.45
ACNB Savings	6.09			9,071.74
ACNB CDBG				145.33
PLGIT	59.45		7,000	<u>28,534.81</u>
Total Current Assets				\$ 39,865.33
State Liquid Fuels				
PLGIT	152.09	159.85		69,424.47
PLGIT Emergency Fund	10.21			<u>4,676.15</u>
Total Current Assets				\$ 74,100.62

Secretary/Treasurer

Secretary/Treasurer Dille thanked Supervisor Nicks for her many hours of gathering information for the Sewer Plant Act 57 Report. When Supervisor Nicks was Secretary/Treasurer for the Township she kept very detailed and organized files. Secretary/Treasurer Dille attended the minute writing workshop on June 22, 2005. It was nice to be reassured that the Township is doing many correct procedures.

Police Report

Officer Larmer is absent tonight because her step-grandson drowned Sunday morning. The June and July police reports will be completed for the August monthly meeting.

EMA

Vice-Chairman Eckert stated that the only update needed to the Hamiltonban Township Emergency Plan is to add the 2006 Peterbilt dump truck and removal of the 89 Chevrolet dump truck.

Road Report

Road Master Deardorff gave the following June 2005 Road Report.

1. Robbie Kauffman and Jack Ringler will be on vacation July 13, 14, and 15.
2. Hot mix was placed on the worst areas on Old Route 16, apron of short cut Route 16, on the first hill of Bullfrog Road, worst section at the west end Hickory Bridge Road and the apron section by the bridge on Hickory Bridge Road.
3. Fairfield Landscaping donated the use of a four ton low boy for transporting the rented roller for hot mix road work.
4. When placing the hot mix, the Township dump truck hauled black top from the plant to needed areas, distributed by the Bobcat and compacted by the rented roller.
5. The roadways need mowing for a second time. This time the operator will mow two swaths per side, trying to trim the roadway banks.
6. The yellow center line was painted on Mount Hope Road and the railroad crossings were repainted.
7. The road crew is currently extending berms, ditching and rebuilding upper Mount Hope Road in preparation of the re-surfacing project for this year.
8. All disturbed areas have been seeded and stabilized.
9. The road crew has re-developed the Mount Hope Road culvert entrance, extended and cosmetically improved the culvert.
10. The Township's dirt roads have been graded by the Borough of Carroll Valley.

Sewer Report

Road Master Deardorff gave the following June 2005 sewer report:

1. The quarterly well tests were completed.
2. All the spray field problems have been corrected. It took the road crew two days to fix/install new parts.
3. All spray field zones are operational.

Road Master Deardorff made a motion to allow Adams Conservation District to place West Nile Virus containers at the Orrtanna Treatment Plant, seconded by Supervisor Benner. The Board unanimously approved this motion.

Zoning Officer's Report

Zoning Officer Nicks issued 11 permits in June 2005. He issued one for a new home, chapel addition, pool and a garage, a garage conversion and an accessory building and one use and occupancy permit. He issued two permits for home additions. He issued four permits for accessory buildings. He rejected Dollar General Store's use and occupancy permit because their exterior lights were not completely installed yet. He attended two meetings: Supervisor's meeting and Planning Commission meeting public. He drafted two correspondences: one to Solicitor Heiser concerning Dente's Subdivision Plan in and near the BB Section, and one to Randy Reamer concerning the illegal cabin on Tape Worm Lane, Fairfield. He completed three inspections: Dollar General Store, Osterman's and Camp Eder. He had 44 telephone calls worked 65.75 hours, traveled 163 miles and had telephone charges of \$14.33.

He asked the Supervisors to turn to page seven, section M of the Well Ordinance he wrote, which was included in the supervisor's packets. This section states "a pump test of not less than 72 hours duration shall be conducted at a rate of not less than 150% of the intended long-term withdrawal from the well ..." He does not like the requirements in this section but it was included in all the sample ordinances he reviewed. Zoning Officer Nicks consulted with Martin and Martin, Inc/Tim Cormany. Mr. Cormany stated that this is included in all the well ordinances he has read. DEP has recently reviewed a well ordinance from a neighboring township and DEP does not like those requirements either. Improved wording may be "when deemed necessary by a hydrologist". Supervisor Benner commented that at the present time the Township does not require a minimum volume of water per well. DEP has regulations for ten or more lots. Local ordinances must not limit or interfere with DEP's requirements.

Zoning Officer Nicks only charged the Township for 31 hours which is one half of the time that it took him to write the well ordinance. Road Master Deardorff stated this is not fair to Zoning Officer Nicks. There was a short discussion concerning the time he charged. Road Master Deardorff made a motion to pay Zoning Officer Nicks 62.5 hours of time that he worked on the well ordinance if the ordinance is adopted by the Township, seconded by Vice-chairman Eckert. The Board unanimously approved this motion, with Supervisor Nicks abstaining. Zoning Officer Nicks stated that he does not want the Township to pay him for his total time. He is a tax payer/resident of the Township.

Tomorrow Chairman Jacobs will call Solicitor Heiser asking for the status of the Hartlaub's illegal cabin off Tape Worm Lane, Fairfield. Zoning Officer Nicks is following up on Reamer's illegal cabin. Mr. Reamer is trying to cooperate with the Township. He is in the process of selling the cabin.

Zoning Officer believes that the pan handle lot ordinance needs to be more specific. He gave Planning Commission copies of a couple of other municipalities' ordinance. He hopes the Supervisors in the future will modify the ordinance.

Vice-chairman Eckert made a motion to accept the June 2005 Zoning Officer's Monthly Report, seconded by Road Master Deardorff. The Board unanimously approved this motion.

New Business

Vice-chairman Eckert made a motion to send a correspondence to Gettysburg Penn-DOT concerning the ripped section of Iron Springs Road, Fairfield from Lower Gum Springs Road to Fairfield Station Road. He believes this rough highway condition may cause an accident, especially motorcycles. Road Master Deardorff seconded this motion. The Board unanimously approved this motion.

Supervisors Nicks made a motion that the Township proceed with obtaining bids for solid waste contract which will need to be effective on January 1, 2006, seconded by Supervisor Benner. The Board unanimously approved this motion. The Township has a couple of options: join Adams County multi-municipal agreement/contract, renew with Waste Management of Central PA, negotiate a contract with IESI or proceed with the bidding process.

Chairman Jacobs made a motion to proceed with obtaining estimates for upgrading the ventilating and air conditioning system for the business office at 23 Carrolls Tract Road, Fairfield, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Old Business

Supervisor Nicks made a motion to approve Shipley, Inc. to replace the under ground fuel oil tank with an above ground fuel oil tank from start to finish with Township exposing the old under ground tank for an estimated cost of \$1,300.00, seconded by Supervisor Benner. The Board unanimously approved this motion.

Next Meetings

There will be a Public Hearing on August 2, 2005 at 7:00 PM at 23 Carrolls Tract Road, Fairfield, PA for possible adoption of the ordinance to reduce the size of structures needing UCC inspections from 1,000 square feet to 250 square feet.

Hamiltonban Township regular monthly Supervisors meeting will be August 2, 2005 at 7:30 PM at 23 Carrolls Tract Road, Fairfield, PA 17320.

Adjournment

At 8:56 PM Supervisor Benner made a motion to adjourn the meeting, seconded by Supervisor Nicks. The Board unanimously approved this motion.

LuAnn M. Dille
Secretary/Treasurer

Stephen W. Jacobs
Chairman

