

# Hamiltonban Township Board of Supervisors

23 Carrolls Tract Road, Fairfield, PA 17320

Regular Monthly Meeting Minutes

April 1, 2014

At 7:00 PM Chairman Gordon called the meeting to order and welcomed the public. The Pledge of Allegiance was recited. He announced that the meeting is being recorded for the sole purpose as a review aid in compiling the written minutes.

**Supervisors Present:** Robert L. Gordon, Coleen N. Reamer, Douglas Woerner, LuAnn Dille, and J. Edward Deardorff.

**Staff:** Solicitor Matthew Battersby, Roadmaster John A. Harbaugh, Jr., and EMA Coordinator Don Wills.

**Public:** Kimberly Mellon of Cascade, MD; Andrew Robinson of the *Gettysburg Times*; Rick Fulton of the *Emmitsburg News Journal*; Sean Delaney of Reed Smith, LLP; Ken Walton of Specialty Granules, Inc.; Jim Izer; Wade Kemp; Mike Cahill; Mark Pennell of URS Corporation; Larry Fowler; and Sgt. William J. McAreavy of the PA State Police.

**Approval of the Agenda:** The Board unanimously approved the agenda.

**Public Comment:** The Board of Supervisors had invited Sgt. McAreavy to speak at the Board meeting as the State Police now patrols the Township. Sgt. McAreavy introduced himself and stated he is the Patrol Section Supervisor. He stated that the PA State Police has been patrolling the Township for just over a year now and there have been no major incidences. In the last sixty days, the State Police responded to five vehicle crashes, nine crime related incidences and thirty-four other or miscellaneous incidences. Supervisor Woerner asked about DUI checkpoints, Sgt. McAreavy explained the procedure that the State Police needs to follow to set up a checkpoint which involves proving justification for the using a roadway for the checkpoint. Sgt. McAreavy left the meeting at 7:11 PM.

**Approval of the Minutes:** Supervisor Woerner motioned to approve the March 4, 2014 Board of Supervisors Meeting Minutes, the March 20, 2014 Board of Supervisors and Municipal Authority Special Meeting Minutes and the March 27, 2014 Board of Supervisors Workshop Meeting Minutes. Supervisor Deardorff seconded. The motion carried. Vice-chairman Reamer abstained as she was not present at the March 20<sup>th</sup> meeting.

**Solicitor's Report:** Solicitor Battersby presented his formal report at the meeting. Solicitor Battersby read aloud the draft Conditional Use Approval regarding the application submitted by Specialty Granules, Inc. (SGI) under sections 1302 and 1501 of the Hamiltonban Township Zoning Ordinance. The summarized conditions are as follows:

1. A land development plan must be submitted to the Township.
2. Hamiltonban Township (HBT) requires the opportunity to comment on SGI's application to the Department of Environmental Protection (DEP) for a mining license.
3. SGI will work with Columbia Gas to ensure the mining will not negatively impact the gas line.
4. New construction of any stormwater facility must not allow overflow into Tom's Creek.
5. SGI will continue to test the quality of water in Tom's Creek.
6. SGI will monitor the wells of adjoining property owners.
7. SGI will supplement the natural vegetation with additional trees in the buffer zone if deemed necessary.
8. When mining ceases on the "Northern Tract", SGI will submit a reclamation plan to the TWP.

Supervisor Deardorff motioned to approve SGI's Conditional Use Application with the conditions as presented by the Solicitor. Supervisor Woerner seconded.

Vice-chairman Reamer motioned to amend the previous motion by adding to the conditions number nine which should state that SGI agrees to abide by the agreement between the Department of Conservation and Natural Resources (DCNR) and Adams County that was set forth in the July 19, 2011 letter from the Adams County Commissioners to DCNR which was incorporated into SGI's Conditional Use Application. Supervisor Deardorff seconded.

Chairman Gordon reiterated that the mining on the "Northern Tract" is a continuation of SGI's operation and not an expansion. Mr. Delany who represents SGI commented on condition number four, six and eight asking for minor changes.

All previous motions were withdrawn. Supervisor Deardorff motioned to approve the Conditional Use Application submitted by SGI with the amendments to the conditions as discussed. Supervisor Woerner seconded. A roll call vote was taken: Supervisor Woerner - Yea; Supervisor Deardorff - Yea; Supervisor Dille - Yea; Supervisor Reamer - Yea; Supervisor Gordon - Yea. The motion carried unanimously. Solicitor Battersby will make the amendments and forward the final copy of the conditions to the Board for their signatures.

Solicitor Battersby stated that he received the performance bonds for the equipment being received for the Orrtanna Treatment Plant Pumping Station Project and stated that everything is in order.

Supervisor Woerner motioned to accept the Solicitor's Report. Vice-chairman Reamer seconded. The motion carried unanimously. Solicitor Battersby, Mr. Delaney, Mr. Walton, Mr. Kemp, Mr. Pennell and Ms. Mellon left the meeting at 7:33 PM.

**New Business:** None.

**Treasurer's Report and Formal Approval of all Expenditures for the Month:** Secretary/Treasurer Feiler submitted her formal report prior to the meeting along with the March 2014 Check Detail Report. The Board reviewed the March Financial Statements. Supervisor Woerner motioned to approve all expenditures for the month of March and accept the Treasurer's Report. Vice-chairman Reamer seconded. The motion carried unanimously.

**Secretary's Report:** Secretary/Treasurer Feiler submitted her formal report prior to the meeting. The Board reviewed her report and added to the monthly calendar. Supervisor Deardorff motioned to accept the Secretary's Report. Vice-chairman Reamer seconded. The motion carried unanimously.

**Road Report and Sewer Report:** Roadmaster Harbaugh submitted his formal Road Report prior to the meeting. The Board reviewed the report. Supervisor Deardorff motioned to accept the Road Report. Supervisor Woerner seconded. The motion carried unanimously.

Roadmaster Harbaugh submitted his formal Sewer Report prior to the meeting. The Board reviewed the report. Vice-chairman Reamer motioned to accept the Sewer Report. Supervisor Woerner seconded. The motion carried unanimously.

Supervisor Deardorff motioned to advertise the bids for CRS-2, warm mix, aggregate, gasoline, diesel, home heating oil, propane and double yellow traffic line, and single white fog line. To be awarded at the May Board of Supervisors meeting. Supervisor Woerner seconded. The motion carried unanimously.

**Planning Commission Report:** Draft Planning Commission minutes were distributed to the Board prior to the meeting. No action was needed.

**Recreation and Parks Commission (RPC) Report:** Draft RPC minutes were distributed to the Board prior to the meeting. No action was needed. Vice-chairman Reamer did point out that on the RPC minutes, that fifty-seven surveys were received back from residents of Hamiltonban regarding the three acre Township park adjacent to the Municipal Building and that seventy-five percent of the residents are in favor of the park. (The survey was mailed to all Township residents with the Budget Message.)

**EMA Report:** EMA Coordinator Wills submitted his report at the meeting. EMA Coordinator Wills also noted that he is aware of Dave Millsteins interest in becoming a Co-Deputy EMA Coordinator. Supervisor Woerner motioned to accept the EMA Report. Supervisor Deardorff seconded. The motion carried unanimously.

**Fire Company Reports:** Reports for March were not received in time for the meeting.

**Zoning Officer's Report:** Reports for March were not received in time for the meeting.

**Code Enforcement Officer's Report:** No formal report was submitted for the meeting. Mr. Gardiner keeps the Board posted via regular emails.

**Special Notices:**

- a. Hamiltonban Township 8<sup>th</sup> Annual Highway Cleanup - April 12, 2014..
- b. American Odyssey Relay - April 25, 2014.

**Township Meeting Dates:** All public meetings are held at the local prevailing time of 7:00 PM at 23 Carrolls Tract Road, Fairfield, PA. Rescheduled changes of date or time will be advertised via the *Gettysburg Times*. Cancellations will be via a notice on the office door.

- Recreation and Parks Commission - April 9, 2014
- Board of Supervisors and Planning Commission Workshop - April 22, 2014 @ 5:30
- Planning Commission - April 22, 2014
- Board of Supervisors Workshop - April 24, 2014
- Board of Supervisors – May 6, 2014

**Public Comment:** Mr. Cahill asked the Board if they knew that they were being recorded by Kimberly Mellon. Per Township Resolution 2012-07: Hamiltonban Township Public Comment Policy, any person using recording equipment at a public meeting shall make a general announcement prior to the operation of the recording equipment, that the meeting shall be so recorded. Ms. Mellon did not make such a statement. The Board was aware.

**Adjournment:** At 8:00 PM Supervisor Woerner motioned to adjourn the meeting. Vice-chairman Reamer seconded. The motion carried unanimously.

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Deborah K. Feiler  
Secretary/Treasurer

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Robert L. Gordon  
Chairman