

Hamiltonban Township Board of Supervisors
23 Carrolls Tract Road, Fairfield, Pa 17320
Regular Meeting Minutes
August 7, 2007

Supervisors Present: Chairman James E. Benner, Vice-chairman William E. Eckert, Sr., Road Master Jay Edward Deardorff, Supervisor Robert L. Gordon, and Police Coordinator Coleen N. Reamer

Others Present: Solicitor Henry O. Heiser, III, Zoning Officer Milton Nicks, Secretary/Treasurer LuAnn Dille, Planning Commission Chairman Curtis Musselman, Planning Commission Vice-chairman Stephen Jacobs, Planning Commission member Pamela Wiehagen

Public Attendees: Beverly Benner, Samuel Boring, Terry Hartle, Barbara Nicks, Dale and Doreen Premo, Terry Reamer, Harry Rood, Robert Sanders, Daniel Scott, Attorney Chester G. Shultz, Irvin W. Weigandt, Douglas Woerner, and Richard Fulton from the Gettysburg Times,

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

Approval of the Minutes

Chairman Benner made a motion to approve the July 3, 2007, Board of Supervisors Meeting Minutes, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

Police Coordinator Reamer made a motion to approve July 19, 2007, Joint Planning Commission and Board of Supervisors Meeting Minutes and the July 26, 2007, Board of Supervisors Workshop Meeting Minutes, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Public Comment

Attorney Shultz representing Mr. Weigandt of 408 Cold Springs Road, Gettysburg, PA., 17325 stated that his client believes that Daniel and Shirley Scott's Subdivision is being developed on his land. Mr. Boring stated that there maybe some debris in a couple of feet but that the driveway is clearly on the Scotts' property. Zoning Officer Nicks stated that the Hamiltonban Township's Ordinances allow driveways to be installed on property lines. There are no set-back requirements for driveways or private roads. Mr. Weigandt is concerned about damage to his land and trees during snow removal. Mr. Scott stated that he would encourage Mr. Weigandt to drive or walk back the driveway to examine the property line. Adams County Surveyors will be confirming Mr. Weigandt property line in the next three weeks. Mr. Weigandt requested that Hamiltonban Township should not give final approval of the Scotts' Subdivision until this issue is resolved.

Planning Commission

Vice-chairman Eckert made a motion to approve the Patrick Murray's One Lot Subdivision off Fairfield Road, Fairfield, PA., 17320 seconded by Supervisor Gordon. The Board unanimously approved this motion.

Police Coordinator Reamer made a motion to approve Mr. Rood using a larger than normal scale for his latest land additions because of the large land mass. The scale will be 200 feet per inch. This motion was seconded by Chairman Benner. The Board unanimously approved this motion. After a discussion, the Board took no action on Mr. Rood's request to approve these land additions as a preliminary/final plan.

Chairman Benner made a motion to approve the Preliminary Subdivision Plan for the Donaldson Fruit Farm off Cold Springs Road, Fairfield, PA., 17320 with the following conditions:

1. Pennsylvania DEP planning module approval was received on August 7, 2007.
2. County Conservation District approval is required prior to Final Plan approval.
3. The applicant must provide a stormwater management plan for review.
4. The owner's certification statement must be signed and notarized.
5. The cartway width for Cold Springs Road should be indicated.
6. The plan should reference the ultimate sources of water supply for the project.
7. A clear sight triangle and a stop sign should be provided at the intersection. A note should also be added discussing restriction within the triangle.
8. Ownership and maintenance responsibilities should be established and documented for the private road with Solicitor Heiser's approval. The road should also be given a name.
9. The plan should reference the waiver granted for the private road and date of action as of February 6, 2007, by the Hamiltonban Township Board of Supervisors in this regard.

This motion was seconded by Police Coordinator Reamer. The Board approved this motion with Chairman Benner abstaining.

Chairman Benner made a motion to approve the Preliminary Subdivision Plan of Daniel and Shirley Scott Subdivision off Cold Springs Road, Gettysburg, Pa., 17325 with the following conditions:

1. DEP Planning Module approval prior to Final Plan approval.
2. County Conservation District approval prior to Final Plan approval.
3. Stormwater management approval prior to Final Plan approval.
4. The owner's certification and surveyor's signatures on the Mylar.
5. The plan's private right-of-way for Lots 3 and 4 road maintenance agreement is reviewed by Solicitor Heiser. The construction details for the road base and turnaround are documented.
6. A verification that the roadway is not located at any point upon Irvin W. Weigandt's property.
7. Final approval will not be given until the entire length of the boundary line between Mr. and Mrs. Scott and Mr. Weigandt be properly marked by Adams County Surveyors.

This motion was seconded by Supervisor Gordon. The Board unanimously approved this motion.

On August 22, 2007, there will be a Joint Workshop Meeting of the Hamiltonban Township Planning Commission and Board of Supervisors to discuss private roads and panhandle lots.

Treasure's Report

August 2007	Income	Expenses	Transfers	Balance
General Account				
ACNB Checking	31,007.19	58,986.17	15,000	3,377.47
ACNB Savings	10.03			20,914.28
PLGIT	1,088.00		15,000	216,945.62
PLGIT Term				100,000.00
ACNB CD				<u>53,573.91</u>
Total Current Assets				394,811.28
Sewer Account				
ACNB Checking	1,084.16	2,523.67	7,000	7,129.59
ACNB Savings	2.97			6,198.05
PLGIT	51.12		7,000	<u>14,049.62</u>
Total Current Assets				27,377.26
State Liquid Fuels				
PLGIT	359.00	2,540.00		59,416.35
PLGIT Emergency Fund	21.70			<u>5,130.22</u>
Total Current Assets				64,546.57

Chairman Benner made a motion to approve the July 2007 Treasurer's Report, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Approval of the Expenditures

Supervisor Gordon made a motion to approve the July 2007 Expenditures, seconded by Chairman Benner. The Board unanimously approved this motion.

Secretary's Report

Secretary/Treasurer Dille thanked Mr. and Mrs. Shriner for a ride back to the business office on the day of the paint ball Adams County Court Hearing. Police Larmer needed to stay for another hour to complete court matters. The Business Office will be closed August 28, 2007. Zoning Officer Nicks and Secretary/Treasurer Dille will be attending stormwater management training at The Adams County Agriculture Building, Gettysburg, PA 17325. Chairman Benner made a motion to accept the August 2007 Secretary's Report, seconded by Vice-chairman Eckert. The Board unanimously approved this motion.

Police Report

Police Officer Larmer is attending a dinner meeting on handling utility emergencies. Her July 2007 Police Report was included in the Board of Supervisors advance packet. There were 51 service calls. She used 113.5 gallons of gas and traveled 1345 miles, for 11.85 miles per gallon of fuels. She has participated in two DUI Task Force Check Points. The Board of Supervisors have her August and September

schedules. The 2000 cruiser will have routine maintenances completed in August. Also new winter tires will be purchased for the 2000 Ford. Vice-chairman Eckert made a motion to approve the July 2007 Police Report, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Solicitor Heiser's Report

Solicitor Heiser stated that he just completed a meeting with the Hill's who are the new property owners of 30 Mickley Lane, Fairfield, PA 17320. He believes there are two accesses to this property. One access is using Mickley Lane as approved by the subdivision and a second by a right-of-way across Rohrbaugh property of 20 Mickley Lane, Fairfield, PA 17320. If this access issue continues with property owners on Yankee Lane, it should be settled privately.

Chairman Benner made a motion to adopt Resolution 07-2007 adopting a reality transfer tax and other tax related provisions pursuant to Article XI-D of the Tax Reform Code of 1971, and authorizing the Department of Revenue of the Commonwealth of Pennsylvania to determine, collect and enforce the tax, interest and penalties, seconded by Supervisor Gordon. The Board unanimously approved this motion. Solicitor Heiser instructed Secretary/Treasurer Dille to forward a copy of Resolution 07-2007 directly to Patsy Gochenauer of the Adams County Tax Assessor office

Solicitor Heiser has informed Valley Quarries, Inc., that the parcel next to the Fairfield quarry had been rezoned. Valley Quarries, Inc.'s parcel of land directly behind the Hamiltonban Township business office is being divided into three lots. All legal procedures will be followed for the land transaction.

Thomas Brown of 384 Mount Hope Road, Fairfield, PA 17320 non-compliance with holding tank pumping ordinance has been referred to Hamiltonban Township's Sewer Enforcement Officer KPI, Inc. Gil Picarelli. Chairman Benner made a motion to approve the July 2007 Solicitor Heiser's Report, seconded by Vice-chairman Eckert. The Board unanimously approved this motion. Solicitor Heiser left the meeting.

Zoning Officer's Report

Zoning Officer Nicks gave the following July 2007 Zoning Officer's Report. He issued 12 permits. One permit for the new roof pitch on a trailer, a trailer, a swimming pool, and five Use and Occupancy Permits. He issued a demolition extension to the Fountaindale Volunteer Fire Company for a house next to their station. Jesse Toms of 401 Mount Hope Road, Fairfield, PA 17320 is having an issue with MDIA over his garage doors. Harry Taylor of MDIA is trying to force him to install doors on his garage in an Agriculture Zoning District. Donald and Carol Leaman of 1564 Carrolls Tract Road, Orrtanna, PA. 17353 are also having problems getting Mr. Taylor of MDIA to complete an inspection for their swimming pool electrical installation and home addition completed to date. Zoning Officer Nicks attended the Supervisors and Planning Commission meetings, public. He missed the Joint Workshop due to flagging all day on the repaving of Old Waynesboro Road, Fairfield, PA. 17320.

Zoning Officer Nicks, Donald Wills, Jr., and Larry Schneider have been classifying the existing Township's private lane per the new proposed ordinance. Fairfield Community Fire Company has requested that the Township record the location of the houses along private lanes. The Township needs to enforce the ordinance

requiring visible numbers on structures and posting house numbers on driveway/lanes that lead back to properties. Zoning Officer Nicks noted that John White and Ronald Brown are sharing one driveway at 631/645 Mount Hope Road, Fairfield, PA 17320. A question was asked if there was a legal agreement concerning this arrangement. Several of the private lanes are narrow and need to be cleared of debris and trees. Supervisor Gordon made a motion to approve the July 2007 Zoning Officer's Report, seconded by Vice-chairman Eckert. The Board unanimously approved this motion.

EMA Report

EMA Coordinator Wills submitted a written July 2007 EMA Report. On July 31, 2007, there was a slippery garbage spill at the intersection of Harbaugh Valley Road and Route 16 and in Carroll Valley Borough at Routes 16 and 116. Penn Dot applied dust to prevent vehicle accidents on the slippery road surface. Tonight EMA Coordinator Wills, Jr. and EMA Deputy Coordinator Schneider are attending a dinner meeting on handling utility emergencies. Hamiltonban Township Board of Supervisors and staff have completed NIMS 700. Police Coordinator Reamer has completed ICS 100. Chairman Benner made a motion to approve the July 2007 EMA Report, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

Road Report

- Road Master Deardorff gave the following July 2007 Road Report:
1. Shoulder mowing has been completed for the third time this season.
 2. Shoulder mowing will be done again the end of September 2007.
 3. All road construction projects have been completed and ready for paving completion next Tuesday.
 4. All culverts/pipes, head walls, berms, shoulders building, and relief swales have been installed. Seeding to relieve down hill forces of stormwater has been completed.
 5. Only the necessary repairs have been completed on the Case Loader.
 6. After the repaving projects have been completed, all of the Township roads will have the yellow center lines repainted. The school crosswalk at Route 116 and Beechwood Drive will also be repainted.
 7. Tomorrow a driveway will be installed on Mount Hope Road, Fairfield.
 8. Sign work has been ongoing for the last couple of weeks.
 9. Other road work will resume after the paving projects are completed.

Only one bid was received on the regular gasoline rebid. Shipley Energy's bid was \$2.3679 per gallon with an escalator clause. Vice-chairman Eckert made a motion to accept Shipley Energy's bid of \$2.3679 per gallon of regular octane gasoline with an escalator clause, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Chairman Benner made a motion to approve the July 2007 Road Report, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Sewer Report

Road Master Deardorff gave the following July 2007 Sewer Report:

1. The spray field has been mowed and hay baled by a neighboring farmer.
2. Currently the Orrtanna Treatment Plant is functioning.
3. There are some maintenance repairs to be done in a few areas of the plant.
4. The spray fields need about three weeks of maintenance. This will begin the last week of August.

Vice-chairman Eckert made a motion to approve the July 2007 Sewer Report, seconded by Chairman Benner. The Board unanimously approved this motion.

New Business

Chairman Benner made a motion to appoint Vice-chairman Eckert, Supervisor Gordon and Planning Commission member Pamela Wiehagen as the Hamiltonban Township's representatives to the Southwest Adams Joint Comprehensive Plan Steering Committee, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Chairman Benner made a motion to appoint Police Coordinator Reamer as the Hamiltonban Township's representative to the Southwest Adams Joint Comprehensive Plan RFP/Consultant Procurement Committee, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Police Coordinator Reamer stated there was a pension meeting with Supervisor Gordon, Secretary/Treasurer Dille, Robert Hall from R. J. Hall, Inc., Suzanne Elbin from Principal, and herself. The Township should meet with Pennsylvania Municipal Retirement System by the Commonwealth of Pennsylvania for other options.

Vice-chairman Eckert made a motion to seek alternatives from the R. J. Hall Pension plans for the Township and to have a meeting with Pennsylvania Municipal Retirement System by the Commonwealth of Pennsylvania, seconded by Chairman Benner. The Board unanimously approved this motion.

Hamiltonban Township's employees had a health insurance review with Nathan Hockley from Hockley and O'Donnell Insurance Inc.

Earlier today the Greater Ortanna Investment Group held a second meeting on Growing Greener: Conservation By Design for a subdivision in Orrtanna.

The Adams County Fire Marshall Herring declared a countywide open burning ban August 8, 2007, as of 7:00 AM.

Old Business

The new member to the Hamiltonban Township's Recreation and Park Commission (R & P) is Theresa Brooks. Adams County Planning and Development Planner Rob Thealer attended the last R & P meeting as well as the Borough of Fairfield's representative Phyllis Gilbert. It would be beneficial for Hamiltonban Township and the Borough of Fairfield to work together for the initial evaluation of recreation facilities in the area.

Vice-chairman Eckert is helping to organize a neighborhood meeting for the BB Section off Iron Springs Road, Fairfield, PA 17320. The meeting would be held at the Fountiandale Fire Hall the end of August 2007. The neighborhood meeting will be

organized like a “Night Out Event”. The neighborhood is also interested in changing the name BB Section to something else.

Road Master Deardorff explained that at 40 Sour Mash, Fairfield, PA 17320 the new property owner has placed landscaping timbers in the swale which will prevent stormwater flow. Vice-chairman Eckert made a motion to correspond with the property owner to remove the obstruction from the swale, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Police Coordinator Reamer made a motion to proceed with the review of request for proposal for the new facility by C. S. Davidson, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Adjournment

At 8:45 PM Chairman Benner made a motion to adjourn the meeting, seconded by Supervisor Gordon. The Board unanimously approved this motion.

LuAnn M. Dille
Secretary/Treasurer

James E. Benner
Chairman