

Minutes of the May 13, 2003 Meeting

The meeting was called to order at 7:30 p.m. by Chairman Waybright. Present were Supervisors Weikert, Bowling and Shealer, Ron Horton, Carol Merryman, Mike Galassi, Donald Doersom, Walter Burel, Dave Sites, Robert and Patricia Gentry, and reporters from THE GETTYSBURG TIMES and EVENING SUN. Mr. Gregor was absent. The meeting was tape recorded.

Mr. Weikert made a motion to approve the Minutes of the previous meeting, seconded by Mr. Bowling and carried.

The police report was postponed until Chief Sease arrived at the meeting.

Mr. Dave Sites, Chairperson of the Chamber of Commerce, stated that he is personally visiting every municipality to make them aware of what the Chamber is doing. He supplied meeting dates for the Governmental Cooperation Committee and Legislative Committee. He also reported that they will be holding a Uniform Construction Code Workshop on May 29, 2003 at 6:30 p.m. at the Ag Center and are planning a municipal services survey and are initiating local training for local government officials. He stated that they would like someone from Cumberland Township to participate in these meetings because the Township is an integral part of the Gettysburg area. Mr. Sites also asked the Township to become a member of the Chamber and he stated that the dues (\$263.00) help defray the costs of the correspondence that is mailed out. He added that, if the Township joined now, the membership would be good through the end of 2004.

Mr. Donald Doersom stated that Mr. Horton has information from Mr. Heiser on his drainage problem and that is why he is here. Mr. Horton reported that he did speak to Mr. Heiser regarding Mr. Doersom's drainage problem and Mr. Heiser concluded that this is a private matter between Mr. Doersom and the owner of the airport, Mr. Bachert. Mr. Horton stated that Mr. Doersom's problem is not going away, despite some measures to improve the situation. He added that the Township could help him by creating a more defined swale in the direction of the inlet pipe. He also added that there are a couple more properties involved. Mr. Bowling asked who created this problem and Mr. Doersom explained how Mr. Bachert had brought in fill and how the water had run over the pipe prior to that. Mr. Bowling stated that he does not feel that the Township could go on private property to fix a problem that they did not create. Mr. Doersom stated that the problem is not located on his property, but the Township is free to do whatever needs to be done on his property. Mr. Weikert asked if Mr. Bachert is willing to do anything. Mr. Horton stated that he feels that Mr. Bachert would allow access on his property. He added that Mr. Bachert is going to re-excavate the existing pipe and replace it, but that probably will not stop the ponding until Mr. Doersom gets better grading. Mr. Shealer stated that he would want Mr. Heiser to tell them that they could go on Mr. Doersom's property before they did that. Mr. Weikert suggested that Mr. Bachert may be able to help Mr. Doersom with the grading in lieu of replacing the pipe. Mr. Horton thought that was worthy of a call to Mr. Bachert. Mr. Doersom stated that he feels that only thing that will provide a solution is to put in a bigger pipe.

Chief Sease arrived at the meeting and presented an oral and written report of police activities for the month of April including 160 complaints, 121 arrests and 12 incidents.

Chairman Waybright reported that the Board had accepted a **Deed of Dedication for Deatruck Drive** in October of 2002, but no Resolution was approved at that time. He added that Attorney Heiser had spoken to the Board and indicated that a Resolution is needed so that he can record the Deed of Dedication. Mr. Weikert asked if the funds that were required are in an interest-bearing account. Chairman Waybright reported that Mr. Heiser indicated that the money was in such an account. Mr. Shealer stated that the items on the punch list, that were mentioned when the deed was accepted, have not been completed. Mr. Weikert also asked if the road was not finished by winter, would the Township be responsible for snow removal? Mr. Shealer reported that the road is officially closed until the road is completed and the work is done on Rt. 116. **Mr. Shealer made a motion to adopt Resolution 03-10, seconded by Mr. Weikert and carried.**

The next item on the agenda was to schedule a **Public Hearing for the 7-Year Review of the Township's Agricultural Security Area (ASA) V**. Mrs. Merryman reported that there has been a thirty-day comment period for all landowners within the ASA to contact the Township with any needed modifications. She added that no one contacted her with any changes. The information has been forwarded to the County and Township Planning Commissions for their review and the ASA Advisory Committee is scheduled to meet to review the area on May 19, 2003 at 7:00 p.m. **Mr. Weikert made a motion to advertise a Public Hearing for June 10, 2003 at 7:30 p.m. for public comment on the 7-Year Review of ASA V, seconded by Mr. Shealer and carried.**

Mrs. Merryman reported that Robert Green no longer wishes to serve on the **Agricultural Security Area Advisory Committee (ASAAC)**. She added that she asked Mr. Bowling to find a replacement for Mr. Green. **Mr. Bowling stated that Clarence Andrew is willing to serve on the committee and he made a motion to appoint him, seconded by Mr. Shealer and carried.**

Chairman Waybright reported that a request has been received from LSC Design, on behalf of the **Gettysburg National Battlefield Museum Foundation**, for an extension to the time frame for the Supervisors to act on their Land Development Plan until December 31, 2003. **Mr. Shealer made a motion to approve their request for extension, seconded by Mr. Weikert and carried.**

Mr. Horton explained that Mr. Sites, **Realty Leasing and Management Co., Inc.**, recently acquired a remnant piece of property between his parcel and Windbriar Lane. The plan proposes the subdivision of this parcel into two lots to be conveyed to two adjoining lots owned by Realty Leasing. He added that he has reviewed the plan and it appears to be adequate, and the Planning Commission has approved the plan. Mr. Bowling stated that there is an existing sewer main that goes through this property. Mr. Shealer asked that this be investigated to see if there is an easement. He added that the sewer lines and easement should be shown on the plan. **Mr. Shealer made a motion to table the plan until the information on the sewer line is obtained, seconded by Mr. Weikert and carried.**

Mr. Horton explained that the next subdivision, for **Ruth E. Slifer**, on Emmitsburg Road proposes the conveyance of 15.25 feet of her property, to her neighbors, David and Vicki Meckley. The Meckley's driveway encroaches on Mrs. Slifer's property and this subdivision will satisfy that encroachment. He added that this plan has been approved by the Planning Commission and he recommended approval of the plan and Form B Request for Non-Building Waiver. **Mr. Weikert made a motion to approve the plan, seconded by Mr. Bowling and carried.**

Mr. Weikert made a motion to approve the Form B Request for Non-Building Waiver for Ruth Slifer, seconded by Mr. Shealer and carried.

The Manager/Engineer's report was reviewed. Mr. Horton explained that the Monocacy River Watershed Stormwater Management Plan (the Plan) included a model ordinance that municipalities had to adopt. A working group, stimulated by the Watershed Alliance of Adams County, was formed to study and understand the model ordinance to be applicable to the Rock Creek Watershed and to recommend the resulting Rock Creek Stormwater Ordinance to the involved municipalities for adoption. The working group has drafted an ordinance that parallels the model ordinance. The official deadline for the Township to submit an ordinance to PaDEP is May 16, 2003. The working group wants to present an ordinance that would be uniform for the six municipalities in the Rock Creek Watershed. The group would like to forward the ordinance that they have to PaDEP and request conformation that the portions of the ordinance that regulate the management of stormwater are consistent with the Plan, by PaDEP issuing a "letter of consistency". Mr. Horton added that a copy of the draft ordinance will be supplied to Mr. Heiser and the Planning Commission for their review. Mr. Horton read the letter to go to PaDEP making this request. He added that Cumberland's ordinance will be a little different because we also have the Marsh Creek Watershed. Mr. Horton noted that the letter does not

commit the township to anything, it only asks for PADEP's review and comments on the draft ordinance. The Board approved moving forward with the submission of the draft ordinance to PaDEP. Mr. Weikert asked if there has been another meeting scheduled to hear how the farmers feel about Ag Zoning and Ag Land Preservation. He added that Mrs. Moose was going to supply a list of names of property owners so that a letter could be sent out regarding the meeting. Mr. Weikert also requested that a block ad be placed in the paper. The meeting was tentatively scheduled for June 3, 2003. Mr. Bowling asked about the meeting with Eric Gladhill, C.S. Davidson, and Mr. Horton explained that they had started a safety project on Boyds School Road about two years ago and he was speaking to them about finishing the plans for the project.

The Zoning Officer's report was reviewed. Mr. Horton added that James Delaney requested an appeal and paid a \$500.00 fee for a zoning hearing. Mrs. Merryman added that there is a \$500.00 check to be signed, reimbursing Mr. Delaney, because he has no grounds for an appeal.

The Assistant Secretary's report was reviewed. Mrs. Merryman reported that terms have expired for two members of the Planning Commission, Jim Paddock and Pete Gratto. The Supervisors authorized Mrs. Merryman to ask them if they would be willing to serve for another term. Chairman Waybright asked if the size of the Commission was going to be reduced. The Board agreed to wait until someone does not wish to be re-appointed to reduce the number of members.

Mr. Shealer reported that GMA had a contractor install new force main on Woodcrest Drive and they will be micro-surfacing the 10 feet of road surface that they disturbed. Mr. Shealer reported that he would like to see the Township complete the balance of the road width (8 feet), if the price is right, and he is working on getting a price for that work. He also stated that he would like to reschedule the road inspection that was canceled back in April.

The bills were paid. Expenditures for this meeting totaled \$22,425.46 from the General Fund.

There being no further business, the meeting was adjourned at 9:00 p.m. by motion of Mr. Weikert, seconded by Mr. Shealer and carried.

Carol A. Merryman, Asst. Secretary

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