

Lower Oxford Township
Board of Supervisors Meeting Minutes
March 12, 2008

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, March 12, 2008.

The following were in Attendance: Chairman Kenneth L. Hershey, Vice Chairman W. Ronald Kepler, Zoning Officer Deborah Kinney, Roadmaster Steve Price, Building Inspector John Coldiron, Secretary/Treasurer Sara Laganelli, and thirteen guests. Supervisor W. Ralph Cheek was absent.

CALL TO ORDER

Chairman Kenneth L. Hershey called the meeting to order at 7:01 p.m.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

Mr. Kenneth L. Hershey led the Pledge of Allegiance to the flag and asked for a moment of silence.

PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA

None.

RECOGNITION OF THOSE ASKING TO APPEAR ON THE AGENDA

None.

APPROVAL OF THE MINUTES

Mr. Kepler moved to approve the minutes for the regular meeting on February 13th. Mr. Hershey seconded the motion. MOTION CARRIED.

TREASURER'S REPORTS

Presentation of Bills – The Secretary presented the bills that had been paid and needed to be paid for the month of February; totaling \$56,546.28 for the General Fund, \$2,968.11 for the Open Space Revenue Fund, and \$815,948.89 for the Open Space Purchase Fund. Mr. Kepler moved to approve and pay the bills. Mr. Hershey seconded the motion. MOTION CARRIED.

Fiduciary Refunds – Mr. Kepler moved to transfer \$1,924.50 from the five listed escrow subaccounts to the Master Escrow account to reimburse for legal and engineering fees. Mr. Hershey seconded the motion. MOTION CARRIED.

CORRESPONDENCE

- ✓ Letter from Chester County Health Department regarding the annual review of waste tonnage delivered to primary disposal facilities in the county for 2007.
- ✓ SECCRA Board meeting minutes for the January 9th meeting.
- ✓ Letter from PIRMA regarding free online training courses.
- ✓ Winter 2008 SECCRA newsletter.
- ✓ Letter from DEP inviting elected officials to attend a meeting on February 20th in Harrisburg to clarify the commonwealth's Chesapeake Bay water quality improvement obligations.
- ✓ Letter from Arthur Sagnor thanking the Township for appointing him as the Zoning Hearing Board solicitor.

- ✓ News release from PECO stating that approximately 580 utility trucks are now being fueled with locally produced biodiesel.
- ✓ Letter from Newtown Township in Delaware County asking for support of House Bill 397 concerning a proposed amendment to the MPC which would expand local government's authority to levy impact fees.
- ✓ Union Fire Co. No. 1 incident listing for January & February 2008.
- ✓ Incident listing from PA State Police for February 2008.

Comments: Mr. Kepler moved to have the Secretary send a letter of support for House bill 397. Mr. Hershey seconded the motion. MOTION CARRIED.

BUILDING INSPECTOR

Mr. John Coldiron reported that he had eleven inspections and two plan reviews for the month of February. Mr. Kepler moved to approve the Building Inspector's Report. Mr. Hershey seconded the motion. MOTION CARRIED.

CODE ENFORCEMENT OFFICER

Mrs. Kinney read the Building Permits & Zoning Violations Reports for December. She issued five building permits and didn't have any new violations.

Subdivisions & Land Development Plans – Mrs. Kinney explained that the Board needed to approve the Fisher five-lot subdivision's Component I Planning Module. Mr. Kepler moved to approve the Component I for the Fisher five-lot subdivision. Mr. Hershey seconded the motion. MOTION CARRIED.

Mrs. Kinney introduced Bill Dion from Oxford Commons. Mr. Dion went over the four waivers that Bohler Engineering was requesting on behalf of Oxford Commons. Mr. Kepler moved to adopt Resolution 2008-8 granting approval to the Oxford Commons Final Land Development Plan and the requested waivers. Mr. Hershey seconded the motion. MOTION CARRIED.

Mrs. Kinney introduced Laura Swiski, who was at the meeting on behalf of the Oxford Area Sewer Authority. Mrs. Swiski explained that they OASA projects I, II, III, IV, and V were seeking non-building waivers. The subdivision plans were separating off lands as spray fields to use as farming. Mr. Kepler moved to approve non-building waivers for OASA I, II, III, IV, and V. Mr. Hershey seconded the motion. MOTION CARRIED. Mr. Kepler moved to approve the OASA IV and V plans. Mr. Hershey seconded the motion. MOTION CARRIED.

Mrs. Kinney requested to take a PCCA class in Concordville on April 23rd for \$125.00. Mr. Hershey moved to allow Mrs. Kinney to attend the seminar. Mr. Kepler seconded the motion. MOTION CARRIED.

Mr. Kepler moved to adopt Resolution 2008-7 approving the Shoppes at Lower Oxford Phase II land development plan. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Kepler moved to approve the Zoning Officer's reports. Mr. Hershey seconded the motion. MOTION CARRIED.

ENGINEER

The Supervisors read the Township Engineer's February report. Mr. Kepler moved to approve the Township Engineer's Report. Mr. Hershey seconded the motion. MOTION CARRIED.

REGIONAL ACT 537 PLAN

Mr. Bob Yeatman reported that Mr. Ed Lennex had met with all of the municipalities and they know what they have to do. Mr. Lennex will compile all of the information and resubmit it to DEP in a couple of months. Mr. Lennex was going to send a list of questions to DEP to be sure that the revisions submitted by OASA are sufficient. Mr. Kepler moved to approve Mr. Yeatman's report. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Kepler reported that the committee had one more meeting scheduled on March 18th for the holding tank ordinance; then they would give it to the Solicitor.

ROADMASTER

Mr. Steve Price read the Roadmaster's Report for February. The Supervisors thanked him for a good job. Mr. Price proposed to improve Jackson School Road from Union School to Scroggy Road and Quarry Road in 2008. Mr. Kepler moved to authorize the Secretary to advertise bids for the 2008 road improvement project as proposed by the Roadmaster. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Kepler moved to approve the Roadmaster's Report. Mr. Hershey seconded the motion. MOTION CARRIED.

REGIONAL RECREATIONAL AUTHORITY

Mr. Lee Towner was absent. No report. Mr. Kepler said that he would attend the next OARA meeting. Marcia Peyre-Ferry was present in the audience and asked if the Township had been receiving minutes from the OARA meetings. The Secretary replied that the Township had not. Ms. Peyre-Ferry noted that the OARA Secretary, Etha McDowell was absent from the last meeting.

OLD BUSINESS

Comprehensive Plan – Mr. Kepler reported that at the last meeting, the committee members reviewed the first survey answers. The number one concern of members surveyed was ground water and the second was wildlife.

Zoning Map Change – Mr. Kepler moved to authorize the Solicitor to send the proposed zoning map change to Chester County Planning Commission. Mr. Hershey seconded the motion. MOTION CARRIED.

Lincoln Village Sewer – Mr. Kepler noted that DCD had approved the bid to Tru-Line Construction. There will be a pre-construction meeting the end of March with the Township Engineer and Tru-Line Construction. Work to begin the beginning of April. Mr. Kepler moved to authorize the Secretary to send a letter to DCD requesting local option contingency funding for the remaining \$188,141.50 needed to complete the Lincoln sewer project. Mr. Hershey seconded the motion. MOTION CARRIED.

University Road parking problems – Mr. Kepler moved to adopt Ordinance I-2008 authorizing the creation of a no parking towing zone on both sides of University Road between Old Baltimore Pike and the Township line, providing for the erection of signs, and the towing of vehicles. Mr. Hershey seconded the motion. MOTION CARRIED.

Settlements for Open Space – Mr. Kepler reported that The Brown Partnership settlement is March 14th. The Township's share is \$288,589.08 for a total acreage preserved of 47.975 acres. Also, the Oxview Farms Inc. settlement is March 28th. The Township's share is \$527,359.81 for a total acreage preserved of 116.158 acres.

Mr. Kepler moved to authorize the Solicitor to attend both the Brown Partnership and Oxview Farm's settlements. Mr. Hershey seconded the motion. MOTION CARRIED.

NEW BUSINESS

Spring Trash Day – Mr. Kepler moved to have Spring Trash Day on Friday, April 11th from 7:00 a.m. until 3:00 p.m. and Saturday, April 12th from 7:00 a.m. until 12:00 noon. Mr. Kepler noted that there would be no charge for large appliances but there is one for tires. Mr. Hershey seconded the motion. MOTION CARRIED.

OTHER BUSINESS

The Secretary read Resolution 2008-6 in Memory of Ken Springer. Mr. Kepler moved to adopt Resolution 2008-6. Mr. Hershey seconded the motion. MOTION CARRIED.

PUBLIC COMMENTS

Ruth Galantino – Requested that the Supervisors keep looking at Oxford Commons and make sure the residents and neighbors and considered especially when it comes to the lighting.

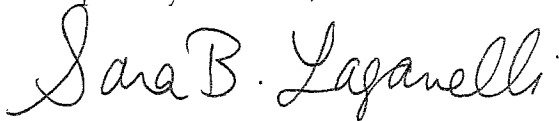
JoJo Campbell – Asked about the towing on University Road – suggested calling the tow trucks ahead of time. Asked who is the professional service that the Townships are working with on the Comp Plan.

Asked if Oxford Commons would be putting pipes under Route 1. She asked if the Township received minutes from the Historical Committee, Oxford Area Recreational Authority, and the Oxford Area Sewer Authority. Ms. Campbell wondered if they would accept air conditioners and television monitors on trash day.

Mr. Hershey moved to adjourn the meeting at 7:58 p.m. Mr. Kepler seconded the motion. MOTION CARRIED.

Note: Copies of all reports mentioned are available at the Lower Oxford Township Building, 220 Township Road, Oxford, PA.

Respectfully Submitted,



Sara B. Laganelli
Secretary/Treasurer