

The Peach Bottom Township Board of Supervisors met on December 3, 2007, at 7:30 p.m. in the Recreation Center. All members present.

A **motion** was made to accept the minutes as presented by J. Ailes & 2<sup>nd</sup> by J. Johnson vote 3/0

Rick Ammons questioned **private road maintenance** problems. The Attorney stated that the Township has no authority to maintain or enforce the maintenance of these roads under the 2<sup>nd</sup> Class Township Code. First you would have to have an ordinance to enforce the maintenance and to what level would these roads have to be maintained.

The original deeds of the Susquehanna Trails stated that the property owner was responsible for maintenance on their portion of the private road, but the Township cannot enforce deed restrictions.

Mr. Ammons questioned the proposed paving of Oak Drive in a sales agreement and a property owner on that road concerned with this paving.

The Attorney stated, "I believe that he has to permit you to improve the right-of-way, because everyone has a right to use it to get to their property to put improvements on. It is a right-of-way. It is subject to the rights of others to use. I do not believe he has a legal right to stop it" Ammons, "If we do it at our own expense he cannot stop us?"

The Attorney replied, "I do not think he can stop you as long as you stay in the right-of-way"

Mr. Ammons would like to table this until next month in order to bring in his research for the board to review. He was told to present this research to the Planning Commission.

S. McConnell asked for emergency purposes, can the Township require maintenance.

The attorney does not feel that you can do this; you need to have a very clear objective of maintenance.

**Myers-** White Hawk Lane & Ailes Road. Map BP Parcels 77 A, 77D, & 77E

He is asking to use the existing drive for the new lot. The private road already services 3 dwellings. He can legally construct a driveway on Ailes Road, but in order to avoid water runoff and the fact that this drive comes out on a bad turn it would be better to use the existing drive.

**Motion** to allow the use of the existing drive known as White Hawk Lane made by D. Stewart & 2<sup>nd</sup> by J. Johnson vote 3/0

The attorney explained to Mr. Myers the need for merger agreements in this subdivision.

**Motion** was made to sign the tax resolution for the year 2008 with no changes by J. Ailes & 2<sup>nd</sup> by J. Johnson vote 3/0

The attorney presented the board with amendments to the Home Occupation and Section 397 Water Conservation Ordinances recommended by the Planning Commission.

**Motion** made to send the proposed amendments to York County Planning Commission for review by J. Johnson 2<sup>nd</sup> by J. Ailes vote 3/0

#### Subdivision and Land Development Plan Amendments.

Section 901 would allow the Township to adopt roads/streets by Resolution instead of by an Ordinance. Section 1001 clarifies to need for merger agreements. A **Motion** was made that if there are no dramatic objections from YCPC, we advertise these amendments for adoption at the January Supervisors Meeting, by J. Johnson & 2<sup>nd</sup> by J. Ailes vote 3/0

#### Zoning Ordinance Amendments

Section 201.3 Lot Area & Width – make all uniform throughout the Zoning Ordinance  
Section 201.5 Setbacks- make all uniform throughout the Zoning Ordinance

Section 202.8 Subdivision – subdivision of 50 acre farms  
Section 202.9 Limitations w/ Respect to Dwellings – use of prime land for dwelling units.  
Section 202.11 Soil Classification Review – New Soils Maps inserted  
Section 231 Off-Street Parking Spaces – allows parking space reduction w/ requirements  
Section 233 Layout – Parking area  
Section 501 Definitions – Prime Ag Land, Crop Land, & Woodland.

**Motion** to advertise these amendments as long as the review by YCPC on December 4<sup>th</sup> is not objectionable made by J. Ailes and 2<sup>nd</sup> by J. Johnson vote 3/0

A **motion** was made for the Supervisors Reorganization Meeting be held on January 7<sup>th</sup> at 7:30 p.m. and to conduct general business by D. Stewart & 2<sup>nd</sup> by J. Ailes vote 3/0

A **Sludge Ordinance** from Chanceford Township that has been enacted and enforced since 1997. Supervisor Stewart would like to table this until January so he can study this proposed ordinance.

Zoning Officer Report – Prosecution Requested

Reliable Sanitation – 223 Quarry Rd, Map AP Parcel 46J started removing the office trailer without a permit, a letter was sent by the Zoning Officer, and the demo stopped, but has not applied for the permit. Besides the Township the UCC also requires this permit. They have until December 8, 2007, per attorney's letter. The Supervisors questioned if it is in violation when it is on industrial land and can be stored. If it just stays at that location. This will be tabled until the Planning Commission or Supervisors Meeting for the Zoning Officer to clarify the violation.

**Motion** to pay bills made by J. Ailes & 2<sup>nd</sup> by J. Johnson vote 3/0

General Fund \$372,816.74      Liquid Fuels Fund \$8,571.30

**Motion** to sign a letter to the Board of Elections requesting more voting machines for the next election made by J. Johnson and 2<sup>nd</sup> by D. Stewart vote 3/0

Mike Smith of 43 Slate Spring Road stated the need for a bus stop at the intersection of Quarry & Slate Spring Roads and would the Township be willing to support this bus stop addition? If Mr. Smith does not get help from the school board the Township will write a letter of support noting Industrial truck traffic using Quarry Road with no sidewalks for the student's safety and the need to establish a bus stop for future growth with the Developments of Greenwood Forest & Woods of Slate Ridge.

**Motion** to adjourn at 8:45 p.m. made by D. Stewart & 2<sup>nd</sup> by J. Johnson vote 3/0

The Peach Bottom Township **Board of Supervisors** met for a **Budget Meeting** at 6:00 p.m. on December 20, 2007 in the Recreation Building. All members present  
**Motion** made by J. Ailes to dispense with the minutes until the next Supervisors Meeting, 2<sup>nd</sup> by J. Johnson vote 3/0

#### Salt Bids

Thomas Trucking made a bid of \$73 per ton and a fuel charge of \$50 per delivery.

Eastern Salt Company - \$79.90 per ton without a fuel charge.

A **motion** was made to accept the bid made by Thomas Trucking

J. Ailes 2<sup>nd</sup> by J. Johnson vote 3/0

Donald Robinson representing Old Line Museum who has gotten into a York County Planning Commission Program, in reference to the York County Heritage Program. The bottom line is Heritage Tourism. 3 sites were selected to be in this pilot program and the museum was chosen as one of those three. One of the requirements is signs showing people where these sights are located. Would the Township help with the cost of these signs for approximately \$60 each?

**Motion** made to pay for 3 signs unless the Borough will donate for one of the signs by D.

Stewart 2<sup>nd</sup> J. Ailes vote 3/0

B. Evan a resident on Kilgore Road stressed his desire for the Township to take over the winter maintenance of this road. The last winter event we had created a parking lot between Wise & Line Roads due to the lack of salt/antiskid. We could take a winter contract with the state, but it would not go into effect until next year. The secretary will contact PennDOT concerning adding this road to the contract.

#### **Yoder** – Spring Hill Map CQ Parcel 26

The plan subdividing a 2 acre parcel off for his son from the 173 acre farm. A hydrogeologic study was completed and the lot has a ground water recharge easement that will stay with the parent tract and never to be developed.

**Motion** made to sign the DEP Sewage Planning Module by J. Ailes & 2<sup>nd</sup> by J. Johnson vote 3/0

**Motion** to accept the change of \$76,000 from the \$70,963.20 previously donated yearly to the Delta Cardiff Volunteer Fire Company and add \$400 to the \$4,000 Fawn Grove Fire Company receives a year made by D. Stewart & 2<sup>nd</sup> by J. Ailes vote 3/0

**Motion** made to accept the 2008 budget as amended by J. Ailes & 2<sup>nd</sup> by J. Johnson vote 3/0

**Motion** made to sign the Minimum Municipal Pension Obligation by J. Johnson & 2<sup>nd</sup> by J. Ailes vote 3/0

**Motion** to give a \$40 Gift Certificate to each employee made by J. Johnson 2<sup>nd</sup> by J. Ailes vote 3/0

Robert Holweck representing Delta Ridge asked for a waiver per the engineer's review of the pedestrian bridge. According to Section 8 of the Building Permit Ordinance the bridge should be breakaway. The engineer questioned a breakaway bridge and what impact the structure may have downstream. They suggest the Supervisors waive this requirement, but require the bridge be modified to allow it be buoyant and float, but also restrained to the site to prevent the structure from floating downstream. This bridge will be maintained by the Home Owners

Association. A **motion** was made to waive the requirement per the engineer review by D. Stewart & 2<sup>nd</sup> by J. Johnson vote 3/0

D. Stewart asked about the water lines on Watson Road. R. Holweck explained the process and cost for the water at Delta Ridge. This development's water system will cost over \$1 million. The more dwellings the less the cost is per house. Water is hard to come by. Peach Bottom Crossing did an unofficial pump test in April and yielded 55-58 gallons per minute. There was a discrepancy and another pump test was done last week, due to the change of season it dropped to 25-30 gallons per minute.

**Motion** to adjourn at 6:45 p.m. vote 3/0