

The Peach Bottom Township **Board of Supervisors** met on **August 4, 2021** at 7:00 p.m. in the Municipal Office Building. Members present David Gemmill (Chair), Michael Kahl (Vice Chair) and Andrew Jarvis.

Supervisor Gemmill informed that an Executive Session concerning threatened litigation was held on Tuesday, August 3, 2021.

- **Motion** to accept the minutes as presented was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Public Comment

Renee Gibson, owner of 247 Misty Hill Drive, referencing the July minutes, stated that there was no storm water drainage issue and the minutes need to be corrected.

Supervisor Gemmill stated that he conducted a site visit and the pipe was corrected.

Ms. Gibson informed that the pipe was in the ground since 2013, eroded and a new pipe installed on top of the ground. Nothing states it cannot be put on top of the ground sending the water to the swale.

The attorney informed that the violation was with the Zoning Hearing Board condition of the variance decision concerning the rear downspout off the screened porch.

She does not want any more violation letters; it has risen to the level of harassment.

Subdivision & Land Development Plans

Review an updated survey/Subdivision Plan of Map CO Parcel 23, owned by George M III & Paul H & James P Knight & Cynthia A Hall. This survey/Subdivision Plan adds acreage to the proposed property as compared to prior submitted/recorded plans.

No adjoining Property owners in attendance

Connaghan / Smith – Broad Street Extended. Map BP Parcel 32 – 102 acres

Approved April 7, 2021, re-approval requested with updated DEP requirements.

- **Motion** to approve the plan with the DEP requirement corrections was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Stoltzfus, Benjamin – 6400-6402 Delta Rd., also known as Country Comfort Kennel. Map BP Parcels 22C & 22D, 21.09 acres.

Can his refrigeration business be relocated to this location? He was informed that the same home occupation requirements, variance and special exception, would need to be met, but you cannot have the kennel at the same time. Designated with the original subdivision plan was 1 building right and both parcels together, not be sold separately.

Mr. Stoltzfus asked if they could have some time to decide if this property is worth pursuing to solve the violation at their current location 640 & 642 Line Rd

- **Motion** to allow Mr. Stoltzfus until the September Supervisors Meeting to submit a Zoning Hearing Board application for one of the properties was made by Supervisor Kahl and 2nd by Supervisor Jarvis, vote 3/0.

Ordinances

Resolution 2021-01 Establishing Parameters for the Retention of Township Records and Procedures Regarding Video Surveillance Footage was presented for review.

The surveillance cameras record until full and recycles. Surveillance recordings will be retained for 10 days, unless a records request is submitted.

- **Motion** to adopt Resolution 2021-01 Establishing Parameters for the Retention of Township Records and Procedures Regarding Video Surveillance Footage was made by Supervisor Kahl and 2nd Supervisor Jarvis, vote 3/0.
- **Motion** to adopt the Peach Bottom Township Right-to-Know Law Policy was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.

Reports

Solicitor

- Ellis & Hodges - 239 Sycamore Trail, Map 1 Parcel 182 – Ongoing Violations under the Uniform Construction Code & Sewage Permit Ordinance. Purchased from Tax Claim in 2020 by BSRE Holdings LLC. The new owner needs to evict the current occupant.
- Benjamin Stoltzfus – 680 & 642 Line Road, Map AP Parcels IM, 1P & 1Q
The owner has been given another month
- Miceys Asphalt – Gemmill Rd damage to during a driveway overlay without a permit. The \$5,500.00 fine has been paid.
- The contract with Middle Department Inspection Agency will terminate on September 11th; South Penn Code Consultants is working to hire an inspector.
- The Sunshine Act now requires Meeting Agendas to be posted 24 hours in advance of the meeting noting action items.

Treasurer/Manager

- General Fund - \$1,575,679.07
- Liquid Fuels Fund - \$862.70
- Sewage Fund - \$22,444.20
- Recreation Fund - \$21,735.82
- **Motion** to pay the presented and reviewed bills was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.

Supervisors

For the past month the road crew has been mowing, clean-up and repair storm damage, and Watson Road bridge replacement preparation and pole relocation.

Supervisor Jarvis informed that the Township engineer completed a survey of Atom Road along with other roads for weight limits in 2018. Under an agreement with Exelon the weight limit enactment for Atom Rd was postponed until their construction was completed and the road was overlaid. No pipes were replaced per the engineer's recommendation.

He proposed the Township now enact the 5 Ton weight limit for Atom Road. As in prior ordinances specific local truck delivery's and snow plows are exempt.

- **Motion** authorizing the attorney to draft and advertise the ordinance for adoption at the Boards September Meeting was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.

A complaint was received for the intersection of Pikes Peak and Delta Roads. Pikes Peak is a Township Road and Delta Road (Route 74) is a State Road. The Township, PennDOT, property owner and renter, have all been doing their part keeping the site distance as clear as possible. Supervisor Jarvis provided pictures of the intersection and discussed sign relocations. The site distance issue is more perceived than actual.

The Attorney informed that he personally went to the location; there is nothing the Township can do, you have to pull out in front of the stop sign since the complainants driveway is in the way. He recommended a simple response to the complainant, who can then request PennDOT conduct another site visit. There is a hill you can only see what you can see.

The adjoining property owner, David Thompson, stated that she can move her driveway to a safer location.

Removal and Replacement of the Watson Road Single Lane Bridge will commence within the next week(s) and is expected to last for at least 2 months.

Renee Gibson questioned if the bills are posted on the Township web site. Supervisor Gemmill showed the folder that is presented to the Supervisors each month for review and approval. She can submit a right-to-know request for copies of the bills which are not posted on the web site.

- **Motion** to adjourn at 7:49 p.m. was made by Supervisor Jarvis and 2nd by Supervisor Kahl, vote 3/0.