

**COPY**

**MINUTES  
BOARD OF SUPERVISORS  
EAST NOTTINGHAM TOWNSHIP  
REGULAR MEETING  
AUGUST 8, 2006**

The Regular Meeting of the Board of Supervisors of East Nottingham Township was held in the Township Building on August 8, 2006. Those present were: Chairman Leo M. Levandowski, Vice-Chairman Charles D. Shelton, Supervisor Thomas J. Olivieri, Solicitor Helen Esbenshade, Treasurer Suzanne Hamlin, Zoning Officer P.J. Scheese, Secretary Pat Brady and numerous guests.

**The Meeting was called to order at 7:02 P.M..**

**The Pledge of Allegiance** was led by Vice-Chairman Shelton.

**Approve Agenda-** Motion made by Chairman Levandowski seconded by Vice-Chairman Shelton to approve the agenda as submitted by the Secretary.

Aye: Levandowski, Shelton, Olivieri

Nay: -0-

**Public Comment on Agenda-** None

**Executive Sessions-** Chairman Levandowski stated the following dates: July 17, 2006, July 26, 2006 and August 7, 2006.

**Minutes for Approval-**

**(A)- BOS Regular Meeting- July 11, 2006-** Motion made by Chairman Levandowski seconded by Vice-Chairman Shelton to approve the Minutes as presented by the Secretary.

Aye: Levandowski, Shelton, Olivieri

Nay: -0-

**(B)- BOS Hearing-July 17, 2006-** Motion made by Chairman Levandowski seconded by Vice-Chairman Shelton to approve the Minutes as presented by the Secretary.

Aye: Levandowski, Shelton, Levandowski

Nay: -0-

**(C)- BOS Special Meeting-July 17, 2006-** Motion made by Chairman Levandowski seconded by Vice-Chairman Shelton to approve the Minutes as presented by the Secretary.

Aye: Levandowski, Shelton, Olivieri

Nay: -0-

**(D)- BOS Special Meeting- July 31, 2006-** Motion made by Vice-Chairman Shelton seconded by Supervisor Olivieri to approve the Minutes as presented by the Secretary.

\*Chairman Levandowski did not attend the July 31, 2006 Special Meeting.

Aye: Shelton, Olivieri

Nay: -0-

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**Treasurer's Report-** Suzie Hamlin read the Treasurer's Report stating that East Nottingham Township's cash assets amount to \$2,788,303.83. Bills totaling \$159,796.30 for July 2006 were presented for payment from the General Fund. Income received for July 2006 total \$46,735.60 realized from taxes, escrow, court fines, permits, inspection fees, fire hydrant reimbursement and miscellaneous fees.

The Treasurer asked for approval in returning escrow balances for review fees for the following three accounts: Jean Lawrie Parker \$189.61, Replogle \$41.60 and Woods at Nottingham \$275.00.

Motion made by Supervisor Olivieri seconded by Chairman Levandowski for the Treasurer to return the review fees to the above accounts.

Aye: Olivieri, Levandowski, Shelton

Nay: -0-

The Treasurer asked for approval for Darlington Hunt, they are requesting a letter of credit release.

Motion made by Supervisor Olivieri seconded by Chairman Levandowski to release the letter of credit.

Aye: Olivieri, Levandowski, Shelton

Nay: -0-

\*Supervisor Olivieri questioned the loans for open space. Suzie Hamlin stated, we still owe a principle amount of \$100,000. on the 2006 note. Motion made by Vice-Chairman Shelton seconded by Supervisor Olivieri when we have \$110,000. in the account, at that time the loan for \$100,000. can be paid off.

Aye: Shelton, Olivieri, Levandowski

Nay: -0-

**Road Report-** copies on the back table for review

Supervisor Olivieri asked the Secretary to send Helen Esbenshade a copy of the contract with Garnet Valley Contractors for the red light at Happy Harry's.

**Zoning Report-** Zoning Officer P.J. Scheese read the report.

**Welcome Committee Report-** No Report

**Police Study Report-** No Report

**Comprehensive Plan Committee Report-** No Report

**Oxford Area Recreation Authority Report-** Joe Bauer gave his report

**Open Space Committee Report-** No Report

**Oxford Area Sewer Authority-** No Report

**Historic Committee Report-** No Report

**Newsletter Committee Report-** No Report

**Old Business-** None

**Escrow Releases-**

**(A)- Hopewell Ridge-** Motion made by Chairman Levandowski seconded by Vice-Chairman Shelton to approve escrow release #3 in the amount of \$108,239.08.

Aye: Levandowski, Shelton, Olivieri                      Nay: -0-

**(B)- Century Oak-** Motion made by Supervisor Olivieri seconded by Vice-Chairman Shelton to approve escrow release #9 in the amount of \$75.00.

Aye: Olivieri, Shelton, Levandowski                      Nay: -0-

**(C)- Woods at Nottingham-** Motion made by Vice-Chairman Shelton seconded by Supervisor Olivieri to approve escrow release #7 in the amount of \$75.00.

Aye: Shelton, Olivieri, Levandowski                      Nay: -0-

**(D)- Chamberlain- Charter School-** Motion made by Vice-Chairman Shelton seconded by Supervisor Olivieri to approve escrow release #2 in the amount of \$25,404.16.

Aye: Shelton, Olivieri, Levandowski                      Nay: -0-

\*7:35 P.M. tape change

**Subdivisions-**

**(A)- England- Preliminary/Final Plan-** Motion made by Vice-Chairman Shelton seconded by Supervisor Olivieri to approve the Final Plan when all escrow fees are paid.

Aye: Shelton, Olivieri, Levandowski                      Nay: -0-

**(B)- Stoltzfus- Preliminary Plan-**

Waiver Request from SALDO 302.01.A.5- Motion made by Supervisor Olivieri seconded by Vice-Chairman Shelton to grant the waiver.

Aye: Olivieri, Shelton, Levandowski                      Nay: -0-

**(C)- Jonathan Lapp Sewage Facilities Planning Module-** Motion made by Supervisor Olivieri seconded by Vice-Chairman Shelton to assign Resolution #32-2006.

Aye: Olivieri, Shelton, Levandowski                      Nay: -0-

**(D)- Letters of Extension-**

Motion made by Supervisor Olivieri seconded by Vice-Chairman Shelton to grant the following letters of extension all expiring November 15, 2006:

1) Elkdale Green- Preliminary Plan



**(E)- Nat'l Incident Management System Certification-** Motion made by Supervisor Olivieri seconded by Vice-Chairman Shelton to have the Secretary contact the neighboring townships and the borough to see if there is interest in having a training seminar here at East Nottingham Township.

Aye: Olivieri, Shelton, Levandowski

Nay: -0-

**(F)- Agricultural building definition-** Motion made by Supervisor Olivieri seconded by Chairman Levandowski to direct our Solicitor to change the definition of agricultural building as it is, and propose that it's changed to match the definition from the Pa. Uniform Construction Code statute of Act 45. Additionally, for permit purposes a building on a lot less than 10 acres may be considered an agricultural building if it is used for the housing of livestock or the storage of farm equipment. It must comply with all requirements in the zone in which it lies.

Aye: Olivieri, Levandowski, Shelton

Nay: -0-

\*Mike Miller questioned if this change in definition was pertaining to the Stella Drive property. Supervisor Olivieri stated no, this will not affect that.

**(G)- Appoint Solicitor to contact and negotiate with Armstrong Cable.** Motion made by Chairma Levandowski seconded by Supervisor Olivieri to appoint the Solicitor to be our negotiator with Armstrong Cable on behalf of the Township.

Aye: Levandowski, Olivieri, Shelton

Nay: -0-

**(H)- Bills for Approval-** Motion made by Chairman Levandowski seconded by Vice-Chairman Shelton to approve the bills to be paid as presented by the Treasurer with the additions of Toshiba(\$200.00), United Inspections(\$3,874.00), and Sherwin Williams for paint(\$720.26). No Comments from the residents concerning the Bills.

Aye: Levandowski, Shelton, Olivieri

Nay: -0-

**Correspondence-**

\*Letter from PSATS

\*Letter from Chester County Voters Services

\*Letter from House of Representatives

\*Letter from Union Fire Company

\*Pamphlet from PSATS, Make Your Voice Heard on Capitol Hill

**Recognition of Visitors-**

\*Mike Miller- questioned the permitting of the Stella Drive property

\*tape change 9:21 P.M.

\*Bill Davis- questioned the permitting of the Stella Drive property and the appeals process

\*Joe Kendrick- opposes the structure going up on Stella Drive

\*Rick Orner- commented on the Stella Drive permitting & questioned a resident and the township concerning the Open Records Policy & payment for records received

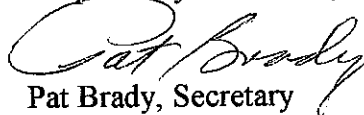
\*Michael & Andrea Anthony- discussed speed limit signs in Darlington Hunt

**Adjournment-** Motion made by Vice-Chairman Shelton seconded by Chairman Levandowski to adjourn the meeting at 9:42 P.M..

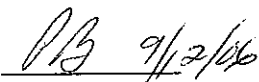
Aye: Shelton, Levandowski, Olivieri


Nay: -0-

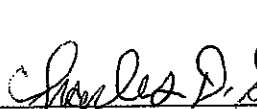
Respectfully Submitted,

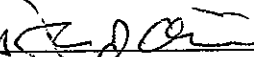
  
Pat Brady, Secretary

ATTEST:



  
Leo M. Levandowski  
Chairman

  
Charles D. Shelton  
Vice-Chairman

  
Thomas J. Olivieri  
Supervisor