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**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

- 2)- Hickory Hill Phase II- Preliminary Plan
- 3)- Tigie Farm/Jordan Manor- Preliminary Plan
- 4)- Meadowview Estates- Preliminary Plan
- 5)- Tom Swift Estates- Preliminary Plan
- 6) Williamson- Preliminary Plan
- 7) - England- Final Plan
- 8)- Hickory Hill Phase I- Final Plan
- 9)- Hickory Hill Treatment Plant- Final Plan
- 10)- Tom Swift- Preliminary/Final Plan
- 11)- Clifford Lee- Final Plan
- 12)- Cook Bros.- Final Plan

- 5 minute recess called at 7:45 P. M./ 7:56 P.M.

(E)- John Rohrer- Amendment to Common Driveway Easement and Maintenance Agreement. Chairman Levandowski read a letter from John Rohrer. Motion made by Vice-Chairman Shelton seconded by Supervisor Olivieri to have our Solicitor Helen Esbenshade review the letter.

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

Supervisors-

(A)- Third Amendment to Twin Ponds Declaration- Motion made by Vice-Chairman Shelton seconded by Chairman Levandowski to sign the document.

Aye: Shelton, Levandowski Nay: Olivieri

(B)- Ron Agulnick- Scott Cannon- Motion made by Supervisor Olivieri seconded by Chairman Levandowski to resubmit the Planning Module for Scott Cannon with the Hydro study attached to DEP on the condition that we receive a letter of recommendation from Ron Ragan to do so, before we send it.

Aye: Olivieri, Levandowski Nay: -0-

*Vice-Chairman Shelton abstained from voting

*tape change 8:17 P.M.

(C)- Amendment to SALDO- No Action Taken

(D)- Representative from Riley, Riper, Hollin & Colagreco- Mike Shearing & Ed Lennox spoke about a tract of land on Wedgewood Road and a drip field. Motion made by Supervisor Olivieri seconded by Vice-Chairman Shelton to have the Secretary receive a letter from the Locksley Glen Homeowners Association stating that they met with the OASA and the Association is satisfied with what they are planning.

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

(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

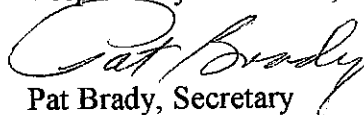
*Michael & Andrea Anthony- discussed speed limit signs in Darlington Hunt

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


Aye: Shelton, Levandowski, Olivieri

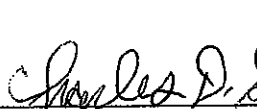
Nay: -0-

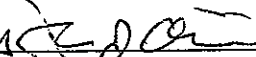
Respectfully Submitted,


Pat Brady, Secretary

ATTEST: PLB 9/2/06


Leo M. Levandowski
Chairman


Charles D. Shelton
Vice-Chairman


Thomas J. Olivieri
Supervisor