

**AGENDA
EAST NOTTINGHAM TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
JULY 13, 2009**

***7:10 P.M. Continuance of Adult Entertainment Ordinance**

***7:30 P.M. Advertised Public Hearings**

- 1)- Jonathan Z. & Elizabeth E. Lapp, #69-07-39.3B & #69-07-74.1A, 62.0 acres+/-
517 Woods Road Oxford, PA 19363
- 2)- Jacob F. & Hannah G. Stoltzfus, #69-09-21, 72.0+/- acres, 340 Mt. Olivet Rd.
Oxford, PA 19363
- 3)- John G. & Mary F. Stoltzfus, #69-09-21.1 & #69-09-22, 65.0+/- acres, 699
Media Rd. Oxford, PA 19363

I. Call Meeting to Order

II. Pledge of Allegiance

III. Approve Agenda

IV. Public Comment on Agenda

V. Executive Session-

- 1)- 6/16/09 BOS, Ron Ragan & Bill Weaver Re: walk thru in Wiltshire

VI. Minutes for Review- copies on table for review

- 1)- Regular Meeting, June 8, 2009
- 2)- Special Meeting, June 15, 2009

VII. Treasurer's Report-

VIII. Road Report-

IX. Zoning Report-

X. Building Inspector Report-

XI. Comprehensive Plan Committee Report-

XII. Oxford Area Recreation Authority Report-

XIII. Oxford Area Sewer Authority Report-

XIV. Open Space Committee Report-

XV. Historic Commission Report-

XVI. Newsletter Committee Report-

XVII. Letter of Credit Releases-

- 1)- Meadow Creek Subdivision (Cooks Bros.) Escrow Release #11 for \$123.25
- 2)- Wiltshire, Escrow Release #54 for \$706.50
- 3)- Hopewell Ridge, Escrow Release #26 for \$24,150.00 for improvements and \$252.00 for engineering efforts total of \$24, 402.00

XVIII. Subdivisions -

- * Reserves of Dunlap – By-Right Plan
Request for an extension to at least February, 2010 (would like longer)

- * Letters of Extension – date specific for October 15, 2009
Oxford Hollow Associates Preliminary Subdivision Plan

date specific for December 31, 2009
Wicklows Final Subdivision Plan

XIX. Supervisors-

- 1)- Proposal to add property to Ag Security Area-
Joseph L.Scheese, Jr. & Pamela W. Scheese, #69-3-80.4 & #69-7- 13.1
616 & 628 Lit'l Elk Creek Road, Oxford, PA 19363
- 2)- Approve & Sign Certification of Twp. Matching Funds for 2009
Program Year, for Chester Cty. Challenge Grant Program
- 3)- Approval to purchase Trash Water Pump
- 4)- Bills For Approval

XX. Minutes For Approval-

- 1) Regular Meeting, June 8, 2009
- 2) Special Meeting, June 15, 2009

XXI. Correspondence-

XXII. Recognition of Visitors-

XXIII. Adjournment-

**MINUTES
EAST NOTTINGHAM TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
JULY 13, 2009**

The Regular Meeting of the Board of Supervisors of East Nottingham Township was held in the Township Building on July 13, 2009. Those present were: Chairman Leo M. Levandowski, Vice-Chairman Michael P. Miller, Supervisor Percy Reynolds, Supervisor Gene Turns, Supervisor Charles D. Shelton, Treasurer Suzanne Hamlin, Secretary Pat Brady, Zoning Officer P.J. Scheese, Solicitor Eugene Twardowski and guests.

The Meeting was called to order at 7:05 P.M..

Pledge of Allegiance was led by Vice-Chairman Michael P. Miller.

Approve Agenda- Supervisor Percy Reynolds requested to add #5 under Supervisors as Act 32. Vice-Chairman Michael P. Miller requested to add #6 under Supervisors as Punch List from Wilkinson Builders.

Motion made by Vice-Chairman Miler seconded by Supervisor Reynolds to approve the agenda as amended above.

Aye: 5

Nay: 0

7:09 P.M. Chairman Levandowski announced a recess for the Regular Meeting.

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to call a recess at 7:09 P.M. to go into the Continuance for Adult Entertainment Ordinance.

Aye: 5

Nay: 0

7:10 P.M. Chairman Levandowski handed the Hearing for Adult Entertainment Ordinance over to Solicitor Eugene Twardowski . Solicitor Twardowski stated this is a continuance of the Hearing held on 5/18/09 . Each Supervisor had before them a copy of the Ordinance they have been reviewing.

Chairman Levandowski asked if there were any public comments. No public comments were made.

Adjourn- Motion made by Vice-Chairman Miller seconded by Supervisor Turns to adjourn the Continuance at 7:20 P.M..

Aye: 5

Nay: 0

7:21 P.M.. Reconvened Regular Meeting .

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to add #7 under Supervisors as Adult Entertainment Ordinance to the agenda.

Aye: 5

Nay: 0

Public Comment On Agenda- None

Executive Sessions- Chairman Levandowski read the following:

1)- 6/16/09 BOS, Ron Ragan & Bill Weaver Re: walk thru in Wiltshire Development

Minutes for Review- Chairman Levandowski read the following, stating the Minutes will be approved later in the Meeting: Copies are available on the table for public review.

1)- Regular Meeting, June 8, 2009

2)- Special Meeting, June 15, 2009

Treasurer's Report- Suzanne Hamlin gave the report stating East Nottingham's cash assets amount to \$4,053,220.50. Income received for June 2009 was \$135,721.38 realized from taxes, escrow, curt fines, permits, inspection fees, fire hydrant reimbursement and miscellaneous fees. General Fund balance as of 6/30/09 is \$178,266.89.

Motion made by Supervisor Reynolds seconded by Supervisor Turns to accept the Treasurer's Report as read.

Aye: 5

Nay: 0

Adjourn 7:28 P.M. - Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the Regular Meeting to go into the Public Hearing at 7:30 P.M. as advertised.

Aye: 5

Nay: 0

7:30 P.M. Chairman Levandowski called to order the Public Hearing scheduled for 7:30 P.M. as advertised in the Daily Local Newspaper for **Jonathan Z. & Elizabeth E. Lapp** parcel #69-07-39.3B & parcel #69-07-74.1A, 62.0 acres +/- 517 Woods Road, Oxford, Pennsylvania 19363. Chairman Levandowski handed the Public Hearing over to Solicitor Twardowski. Solicitor Twardowskik read the advertisement for the Hearing and asked if anyone was here to represent the Lapp's. No response received from the Public. No Public Comment

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve entering into an Agricultural Easement with Jonathan Z. & Elizabeth E. Lapp, parcel and address information as stated above.

Aye: 5

Nay: 0

Adjourn 7:38 P.M. - Motion made by Vice-Chairman Miller seconded by Supervisor Turns to adjourn the Public Hearing for Jonathan E. & Elizabeth E. Lapp.

Aye: 5

Nay: 0

7:38 P.M. Open Public Hearing for Jacob F. & Hannah G. Stoltzfus, parcel #69-09-21, 72.0 +/- acres, 340 Mt. Olivet Road, Oxford, Pennsylvania 19363

Solicitor Twardowski read the advertisement from the Daily Local Newspaper and asked if anyone was here to represent Jacob F. & Hannah G. Stoltzfus. No response from the public. No Public Comment.

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve entering into an Agricultural Easement with Jacob F. & Hannah G. Stoltzfus, parcel and address information as stated above.

Aye: 5

Nay: 0

Adjourn 7:40 P.M.- Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the Public Hearing for Jacob F. & Hannah G. Stoltzfus.

Aye: 5

Nay: 0

7:40 P.M.- Open Public Hearing for John G. & Mary F. Stoltzfus, parcel #69-09-21.1 & parcel #69-09-22, 65.0 +/- acres, 699 Media Road, Oxford, Pennsylvania 19363
Solicitor Twardowski read the advertisement from the Daily Local Newspaper and asked if anyone was here to represent John G. & Mary F. Stoltzfus. No response from the public. O Public Comment.

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve entering into an Agricultural Easement with John G. & Mary F. Stoltzfus, parcel & address information as stated above.

Aye: 5

Nay: 0

Adjourn 7:42 P.M.- Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the Public Hearing for John G. & Mary F. Stoltzfus.

Aye: 5

Nay: 0

7:43P.M. Reconvene Regular Meeting

Road Report- Road Master Bill Weaver stated the report speaks for it self

Zoning Report- P.J. Scheese, Zoning Officer gave the report stating for June 2009 she issued 10 Residential Bldg. Permits, 1 Commercial Bldg. Permit, 5 Zoning Permits w/o bldg. permits, 1 Demolition Permit and 15 Certificates of Occupancy. Total Fee Income collected was \$3,116.00.

Building Inspector Report- The Board reviewed Charlie Shock's report. No comments were made.

Comprehensive Plan Committee Report- Supervisor Reynolds reported the Committee discussed the building services recommendations. The next meeting they will be discussing Land Use.

Oxford Area Recreation Authority Report- Joe Bauer reported the Authority received a nice write up in the newspaper about the bids for the development of phase 1

Oxford Area Sewer Authority Report- The Board reviewed Joe Scheese's report. Supervisor Reynolds added the Authority will be finding out very soon, how much funding will be available from each source

Open Space Committee Report- Suzie Hamlin stated the base line reports are being rapped up and she will let the Board know when they are complete.

Historic Commission Report- No Report

Newsletter Committee Report- No Report

Letter of Credit Releases- Vice-Chairman Miller read the following:

- 1)- Meadow Creek Subdivision (Cooks Bros.) Escrow Release #11 for \$123.25
- 2)- Wiltshire, Escrow Release #54 for \$706.50
- 3)- Hopewell Ridge, Escrow Release #26 for \$24,150.00 for improvements and \$252.00 for engineering efforts total of \$24, 402.00

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve the letter of credit releases as read above.

Aye: 5

Nay: 0

Subdivisions- Vice-Chairman Miller read the following:

- * Reserves of Dunlap – By-Right Plan
Request for an extension to at least February, 2010 (would like longer)

Motion made by Vice-Chairman Miller seconded by Supervisor Turns to grant the extension To 2/15/2010.

Aye: 5

Nay: 0

- * Letters of Extension – date specific for October 15, 2009
Oxford Hollow Associates Preliminary Subdivision Plan

- * date specific for December 31, 2009, Wicklow Final Subdivision Plan

Motion made by Vice-Chairman Miller seconded by Supervisor Turns to grant the extensions as requested above.

Aye: 5

Nay: 0

Supervisors-

- 1)- **Proposal to add property to Ag Security Area-**

Joseph L.Scheese, Jr. & Pamela W. Scheese, #69-3-80.4 & #69-7- 13.
616 & 628 Lit'l Elk Creek Road, Oxford, PA 19363

Motion made by Vice-Chairman Miller seconded by Supervisor Turns to approve the 180 day start to begin the process.

Aye: 5

Nay: 0

2)- Approve & Sign Certification of Twp. Matching Funds for 2009 Program Year, for Chester Cty. Challenge Grant Program

Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve signing the Certification of Twp. Matching Funds for 2009 for the Challenge Grant Program.

Aye: 5

Nay: 0

Tape Change- 8:40 P.M.

3)- Approval to purchase Trash Water Pump- Motion made by Vice-Chairman Miller seconded by Supervisor Shelton to approve the purchase from Gap Power a Honda 3" Trash Pump and accessories as quoted on the proposal dated 7/13/09 in the amount of \$1,567.80.

Aye: 5

Nay: 0

4)- Bills For Approval- Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve the bills to be paid as submitted by the Treasurer.

Aye: 5

Nay: 0

5)- Act 32- Supervisor Reynolds stated this has to do with the Consolidation of the Earned Income Tax Collection. It will take effect 1/1/2012. The Board must adopt the Resolution at next months meeting.

6)- Punch List from Wiltshire H.O.A.- The Board briefly discussed the list of concerns from Wiltshire HOA

7)- Adult Entertainment Ordinances- Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adopt Ordinance #18-2009, Adult Entertainment Zoning Ordinance and Ordinance #19-2009 Adult Entertainment Licensing Ordinance.

Aye: 5

Nay: 0

Minutes For Approval-

1)- Regular Meeting, June 8, 2009 - Motion made by Supervisor Reynolds seconded by Supervisor Turns to approve the Minutes as presented by the Secretary. Vice-Chairman Miller did not attend this meeting.

Aye: 4

Nay: 0

2)- Special Meeting, June 15, 2009 - Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to approve the Minutes as presented by the Secretary.

Aye: 5

Nay: 0

Correspondence-

- *PSATS News Bulletin, June 2009
- *PSATS Youth Award Contest
- *Letter from Lancaster County Conservation District dated 6/24/09 Re: AREVA Transport Project
- *Letter from McCormick Taylor dated 7/8/09 Re: Ches. Cty. Bridges Blanket Maintenance Permit
- *Letter & CD from Ches. Cty. Planning Commission Re: Review of Landscapes Plan
- *Letter from Ches. Cty. Dept. of Emergency Services Re: First Hour Considerations
- *Letter from Ches. Cty. Dept. of Emergency Services Re: FCC's narrowbanding mandate
- *Letter from Ches. Cty. Dept. of Emergency Services Re: handling repair related requests
- *PSATS progress report on Appellate-Level Court Cases affecting Townships
- *Letter from Ches. Cty. Conservation District Re: Fees for Ag Planning Services

Recognition of Visitors-

***Joe Bauer-** questioned the high grass in Twin Ponds Development. P.J. Scheese will check into this.
Also, have Road Crew check on settling of Christina & Jason in his development

Adjournment- Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to adjourn the meeting at 9:17 P.M..

Aye: 5

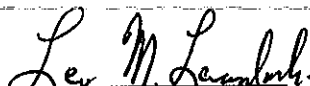
Nay: 0

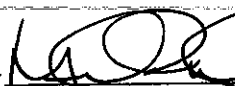
ATTEST: PB

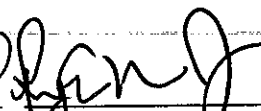
Respectfully Submitted,

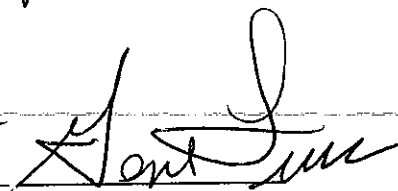


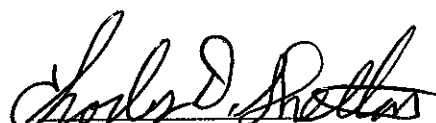
Pat Brady, Secretary


Leo M. Levandowski
Chairman


Michael P. Miller
Vice-Chairman


Percy Reynolds
Supervisor


Gene Turns
Supervisor


Charles D. Shelton
Supervisor

East Nottingham Township
Bill for Approval
July 13, 2009

Date	Number	Payee	Description	Payment
7/13/2009	9141	Alger Oil, Inc	fuel	358.37
7/13/2009	9142	Cameron's Inc.	supplies	276.71
7/13/2009	9143	Green Provence	supplies	349.61
7/13/2009	9144	Lacal Equipment, Inc.	parts	231.50
7/13/2009	9145	Oxford Auto Parts	parts	81.18
7/13/2009	9146	Royal Chemical	supplies	338.49
7/13/2009	9147	Stephenson Equipment	parts	415.89
7/13/2009	9148	Tractor Supply Co.	supplies	66.39
7/13/2009	9149	US Muncipal Supply, Inc.	traffic signs	1,211.45
7/13/2009	9150	Allied Waste Services #319	trash removal	63.33
7/13/2009	9151	Armstrong One Wire	internet	39.95
7/13/2009	9152	Central Penn Gas	gas	33.20
7/13/2009	9153	Chester County Archives & Record Services	historic commission copies	24.50
7/13/2009	9154	Companion Life Insurance Company	life insurance	405.00
7/13/2009	9155	Conrad O'Brien P.C.	solicitor fees	4,655.00
7/13/2009	9156	DCED	2nd quarter state fee for building inspec	124.00
7/13/2009	9157	Hubley's Offset Printing	inspection sheets	192.00
7/13/2009	9158	MMPMET	health insurance	4,241.58
7/13/2009	9159	Office Basics, Inc.	supplies	101.42
7/13/2009	9160	Oxford Area Chamber of Commerce	2009 dues	100.00
7/13/2009	9161	Pennsylvania One Call System, Inc.	communication	74.10
7/13/2009	9162	PitneyBowes Global Financial Services	postage machine	85.69
7/13/2009	9163	Stantec Consulting Services Inc.	engineering fees	942.00
7/13/2009	9164	Toshiba Business Solutions	maintenance contract	216.09
7/13/2009	9165	Union Fire Co. #1- Endowment Fund	1st & 2nd quarter 2009	700.00
7/13/2009	9166	United Inspection Agency, Inc.	building inspector	220.00
7/13/2009	9168	Zee Medical Service Co.	supplies	176.37
7/13/2009	9169	Hamlin, Suzanne	tax clerk/tax certifications	615.85
7/13/2009	9170	Shock, Charles C	building inspector	1,631.75
7/13/2009	9171	Chill's Inspection Services	building inspector	660.00
7/13/2009	9172	H.A. Berkheimer	EIT commission	780.92
7/13/2009	9173	PJ Scheese	mileage	59.13
7/13/2009	9174	Ragan Engineering	engineering fees	1,785.00
7/13/2009	9175	Winifred Moran Sebastian	solicitor fees	300.00
7/13/2009	9176	Brutscher, Foley, Milliner & Land, LLP	zoning hearing board	238.00
7/13/2009	9177	Aramark	uniforms	399.40
7/13/2009	9178	Bradywine Auto Parts	parts	40.21
				22,234.08
		Open Space Fund:		
7/13/2009	187	Conrad O'Brien	solicitor fees	496.00
7/13/2009	188	H.A. Berkheimer	commission	679.51
		Escrow Fund:		
7/13/2009	278	Conrad O'Brien	solicitor fees	1,872.60
7/13/2009	279	Stantec Consulting	engineering fees	3,576.75
7/13/2009	280	Ragan Engineering	engineering fees	42.50

East Nottingham Township
 Bill for Approval
 July 13, 2009

Supplemental Checks-Gen Fund:

6/1/2009	9037	U.S. Postal Service	postage	44.00
6/1/2009	9038	Nextel	cell phones	220.79
6/1/2009	9039	PECO	electric	649.40
6/1/2009	9040	Verizon	phones	558.91
6/2/2009	ACH	PA Dept. of Revenue	state tax deposit	318.34
6/2/2009	ACH	941 Federal Tx Dep	federal tax deposit	1,511.02
6/3/2009	9048	CCHPN	historic commission	100.00
6/10/2009	ACH	941 Federal Tx Dep	federal tax deposit	1,486.25
6/10/2009	9089	AFLAC	employee paid health insurance	463.68
6/11/2009	9097	Joyce Krauss	cleaning	150.00
6/11/2009	9098	Fed Ex	shipping	14.55
6/13/2009	ACH	Intuit	support	39.00
6/15/2009	ACH	941 Federal Tx Dep	federal tax deposit	2,505.65
6/16/2009	ACH	PA Dept. of Revenue	state tax deposit	484.79
6/16/2009	9099	Alger Oil, Inc.	fuel	276.35
6/16/2009	9100	Gumball Media Services (LandArt)	landscaping	1,040.00
6/16/2009	9101	PA One Call System	communications	57.20
6/16/2009	9102	Toshiba Business Solutions	color copies	23.36
6/16/2009	9103	US Municipal Supply, Inc.	traffic signs	628.06
6/16/2009	9104	Wyatt Computer Services	repair	25.00
6/18/2009	9112	Deer Park	water	110.76
6/23/2009	ACH	941 Federal Tx Dep	federal tax deposit	1,527.28
6/23/2009	9113	Chester County Recorder of Deeds	recording	40.50
6/25/2009	9121	Joyce Krauss	cleaning	150.00
6/29/2009	ACH	941 Federal Tx Dep	federal tax deposit	1,509.34
				13,934.23

Supplemental Checks-Open Space

6/25/2009	ACH	TD Bank	interest/finance charge	17,045.64
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