

SUMMIT TOWNSHIP SUPERVISORS
Regular Business Meeting
Tuesday, September 6, 2016

Chairperson Agostine called the regular business meeting of the Board of Supervisors to order at 6:03 p.m., immediately following the public hearing.

CALL TO ORDER

Motion by Lee, seconded by Welka, to approve the minutes of the Public Hearing and Regular Business Meeting on August 15, 2016 as presented and reviewed by the Board of Supervisors.
Vote: 3/0

8/16/16 MINUTES

Engineer Jonas read an e-mail received from Joe Palermo requesting relief from the safety fence requirement (Section 701.B.15) of the Stormwater Ordinance. Engineer Jonas further explained the situation displaying a drawing and describing the 4:1 slope with a 10' safety shelf. Engineer Jonas added that this particular development has older residents; it is not designed for families with children.

CORRESPONDENCE

- Saddlewood
Stormwater
Pond Fence

Supervisor Agostine expressed her concern for waiving safety requirements designed to protect the public.

Supervisor Welka added that he is researching the possibility of filling the wet area with stone, and is waiting to hear from Gene Clemente from the Conservation District. Engineer Jonas explained that filling the pond with gravel essentially converts a wet pond to an infiltration system. Consideration should be on a case-by-case basis, depending on the ground condition.

Discussion ensued regarding fencing the lower portion and installing a split rail fence in lieu of chain link.

Mike Sanford, Sanford Engineering noted that the Stormwater Ordinance uses permissive language in regard to stormwater systems designs. Sanford added that a 4:1 slope lends itself to less safety concerns, as accessibility is simpler.

Joseph Palermo, the Developer of Saddlewood, further added that this is a more mature community of residents; the gentle slopes, and 10' safety area of the pond is sufficient to ensure resident safety. The compromise of a split rail fence is acceptable, but still causes maintenance concerns.

Randy Hunsberger, 2620 Saddlewood Drive, explained that in insurance terms a stormwater pond is an "attractive nuisance", but maintained that, due to the residency of this development, the likelihood of an accident is low, adding that there have been no problems with the existing pond also located on the property.

Jim Kehl, 8644 Preakness Circle, asked why this pond has to be a wet pond. Engineer Jonas responded that Mr. Palermo is adjusting his permit with the PA DEP, adding more residences which require more capacity in a stormwater pond.

Engineer Mike Sanford further explained that the PA DEP is concerned with retaining water on-site; infiltration, evaporation, or re-use are the mandates.

Supervisor Lee expressed his concern for consequences that may occur when waiving safety requirements, citing the accidental drowning of two children in Waterford.

Nancy Martin, 8641 Preakness Circle, expressed concern that their Homeowners Association strives to keep maintenance costs to a minimum, and fencing would add expense.

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Motion by Agostine, seconded by Welka, to table the request to waive the fencing requirement until more research can be completed.
Vote: 3/0

Motion by Lee, seconded by Welka, to approve the August 2016 Expenses as presented and reviewed by the Board of Supervisors.
Vote: 3/0

Motion by Welka, seconded by Lee, to table a decision regarding the Village at Valley View Stormwater Pond fencing until the next Regular Business Meeting of the Board of Supervisors on September 19, 2016.
Vote: 3/0

Motion by Welka, seconded by Lee, to appoint Chris Galdon to the Summit Township Rec. Board to complete Gina Erbin's term (9/6/2016 - 12/31/2020). Welka explained that Mr. Galdon is the President of the Fort LeBoeuf Little League, is very active with young people, and will make an excellent Rec. Board member.
Vote: 3/0

Motion by Welka, seconded by Lee, to approve expenses for Matt Jonas to attend the MS-4 Workshops on August 11, 2016 and October 6, 2016.
Vote: 3/0

Motion by Agostine, seconded by Lee, to adopt Resolution #2016-13 exonerating the 2011-2015 Real Estate taxes for 161 Afton Drive in the amount of \$38.93. Agostine confirmed that this mobile home has been removed.
Vote: 3/0

Motion by Lee, seconded by Welka, to adopt Ordinance #2016-04 amending Ordinance #1994-01, as most recently amended by Ordinance 2009-03, in Section 2.4 to reflect updated local discharge limits.

Jim Chojnacki, 9481 Old French Road requested clarification on the differing Ordinance numbers. Solicitor Sennett explained that the original Ordinance #1994-01 has been amended three previous times, Ordinance #2016-14 is the fourth.
Vote: 3/0

Zoning Administrator Miller reported that the sidewalk at 2770 Cardinal Drive was originally inspected on July 9, 2016 and did not pass inspection. A section has since been removed and replaced; re-inspected, and found to be compliant.

Motion by Welka, seconded by Lee, to release the Sidewalk Bond for 2770 Cardinal Drive to Port Harbor Company in the amount of \$1,500.
Vote: 3/0

Zoning Administrator Miller reported that Engineer Jonas has inspected the Sidewalk at 2780 Cardinal Drive and found it to be in compliance.

AUGUST EXPENSES

VILLAGE @
VALLEY VIEW
STORMWATER
POND

REC. BOARD
APPOINTMENT

MS-4 WORKSHOPS

RES. #2016-13
EXONERATION OF
TAXES

ORD. #2016-04
SEWER SYS.
DISCHARGE LIMITS

SIDEWALK BOND
2770 CARDINAL DR.

SIDEWALK BOND
2780 CARDINAL DR.

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Motion by Welka, seconded by Lee, to release the Sidewalk bond for 2780 Cardinal Drive to Port Harbor Company in the amount of \$1,500.

Vote: 3/0

Zoning Administrator Miller reported that, in order to be compliant with the Second Class Township Code regarding enforcement of Zoning Ordinances, i.e., issue citations and/or file civil enforcement proceedings, the Board of Supervisors must delegate the authority to specific individuals.

RES. #2016-14
ENFORCEMENT
ACTION
DELEGATED

Motion by Lee, seconded by Welka, to adopt Resolution #2016-14 appointing the Zoning Administrator, the Code Enforcement Officer, and the Township Engineer as authorized to issue citations and/or file civil enforcement actions.

Vote: 3/0

Solicitor Sennett reported that he hopes to close the Hoffman real estate sale by the end of the month, and the railroad crossing abandonment process is proceeding. Solicitor Sennett reported that if the Board has reviewed the draft Cable Franchise Agreement, he would like to forward it to Charter Communications for their comments and review. The Board directed Solicitor Sennett to proceed.

SOLICITOR

- Hoffman Sale
- RR X-ing abandonment
- Cable Franchise Agmt

Engineer Jonas reported that Hessinger Drive near Lord Corporation has been paved; Robison Road will be paved tomorrow. The handicap curb ramps on Oriole and Persimmon are being installed, with paving scheduled for late this week or early next week. Engineer Jonas added that Supervisor Lee, Zoning Administrator Miller and he have begun mapping the Township stormsewer system, as part of MS-4 requirements.

ENGINEER

- Paving Projects
- Stormsewer mapping

The Board of Supervisors had nothing to report.

SUPERVISORS:

Mike Pace, 770 Townhall Road, thanked the Board for alerting residents of the process that has begun to update the Township Comprehensive Plan. Mr. Pace expressed concern that Agenda 21 will influence the process without public awareness. Mr. Pace distributed an explanation of Agenda 21 for Board review.

PUBLIC INPUT

- Agenda 21
- Comprehensive Plan update

Jim Chojnacki, 9481 Old French Road, asked if the Steering Committee has been selected and further expressed interest in volunteering for the Committee. Supervisor Agostine responded, yes, the Steering Committee has been selected; it consists of representation of a mix of residents with varying perspectives. A local farmer, a local real estate developer, local businessmen, our Planning Commission members, a Zoning Hearing Board member, and the Board of Supervisors have volunteered. Agostine added that they tried to include individuals with no hidden agendas, or "axes to grind". Solicitor Sennett noted that the entire process is an open and public process. Discussion ensued regarding the update in 2001, and that it took approximately (3) years to develop.

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With no further business to come before the Board, motion by Lee, seconded by Welka, to adjourn the meeting at 6:42 p.m.

Vote: 3/0

ADJOURNMENT

Respectfully submitted,

Christene S. Yeast
Recording Secretary
09/09/2016