

August 19, 2009

The Board of Supervisors of Pennsbury Township held a regular meeting on Wednesday, August 19, 2009 at 7 p.m. All members were present and the minutes approved as submitted:

Historical Commission – Bob MacDonnell was present and reported that the Reyburn Tavern demolition agreement has been reviewed by members and comments submitted to the township. Tom Oeste has also reviewed the agreement with his approval. Upon motion duly made, seconded and unanimously adopted the supervisors approved the agreement which was signed by the Board. A similar agreement for the McCoy property is being considered by the commission and township which will be reviewed and acted upon at the September supervisor's meeting. Mr. MacDonnell reported Beth Beck has resigned from the Commission and they recommend **Marianne Cameron** be appointed to take her place. Upon motion duly made, seconded and unanimously adopted the supervisors appointed Marianne Cameron to the Commission. A discussion followed on the status of the zoning update regarding the demolition of historic structures in the township. It was suggested that the township wait to see the final draft of the zoning ordinance and also hear the results of the history survey which was recently completed in the township before we discuss further the passage of this portion of the zoning update. The historic survey presentation will be done by Wise Consultants on September 23rd at 7 p.m. in the township building. This will be advertised and open to the public.

Ms. Howley stated comments were received from the Chester County Planning Commission regarding the Neilson request for inclusion in the Ag Security District. They stated the land is mostly consistent with the criteria of Act 43. A resolution to accept this land into the Ag Security District will be considered at the September meeting and also will be advertised.

Wedgwood Drive Lot – advertised for bid opening August 19, 2009. One bid was received from Jeffrey Stone in the amount of \$150,000. A check for \$15,000 was included. Mr. Stone was present and he was asked if the bid contained any contingencies, proviso or any conditions whatsoever. Mr. Stone indicated that there were none. The Board recessed for an executive session. The Board returned and continued with the meeting and stated they would like to accept and award this bid. Upon motion duly made, seconded and unanimously adopted, the bid was accepted and awarded to Jeffrey Stone. Mr. Oeste will review the papers for compliance and notify Mr. Stone in writing of the Board's decision although Mr. Stone was present at the meeting.

Ms. Howley stated the township has received a request by Chadds Ford Township for a \$5000 contribution to their plan for continuing the program at the Brandywine Battlefield Park. The state recently closed the visitor center and historic structure. The park remains open to vehicular traffic and will be

maintained as a park. Karen Wood reported on the meeting the supervisors had with officials from Chadds Ford Township. The township will get back to them regarding a possible donation.

Ms. Howley stated that the fall campaign for the open space referendum should start in earnest in September and we should begin discussion on how to proceed with this. She also stated the Pennsbury Land Trust will be sending out a support letter to residents sometime in October. Wendell Fenton volunteered to lead this effort.

There will be a resident awareness program scheduled for October 15th in the township building and the topic will be the "economy". A post card to all residents will be sent out the ending of September.

The Dambro (Parker Preserve) Final plans that were approved at the July meeting were signed by the supervisors.

The Road Master and Codes Enforcement Officer submitted written reports which were read aloud.

Township Engineer Matt Houtman reported the following:

- Knoll Curb Project – the job is going well. Mr. Houtman thanked the residents for their patience during the road closings and detour. The job should be finished in about 3 weeks.
- An escrow release for Hawks Crest was approved and signed by the Board in the amount of \$82,860.90.
- An escrow release has been requested by Mr. Dambro for Parker Preserve. This is in the process of being reviewed and will be dealt with at the September meeting.
- The township was granted a 90 day extension for the final plans on **Pennsbury Village** which takes the deadline to **November 30, 2009**.

Mr. Scottoline gave an update on the revisions to the Act 537 Plan. The draft is being worked on now and will have to be advertised. Once this is done, then the sewage plan for PVA and Becker properties can be properly dealt with.

Bob Crandell reported the Planning Commission did a courtesy review of the Dewson proposed driveway off Fairville Road at their 7/28 meeting. There has been no decision on the zoning hearing board for Mr. Dewson and he is waiting for the DEP permit for the proposed bridge. Mr. Houtman stated that since the entry way has changed substantially from the plan that was previously acted upon by the Board, it is his recommendation that a revised plan be submitted reflecting the change and the Planning Commission give their comments to the Board. The plan was thought to be a minor subdivision but in fact is a major subdivision (4 lots) and this also should be acknowledged and corrected.

Mr. Oeste stated there is nothing to report on the litigation status. Mr. Scottoline reported legal costs through July, 2009 are \$72,606. Springdale Farm – Form 4C Health Department comments in the planning modules submission to DEP was submitted in March and lot 5 was not recommended for sewage. In August another form 4C was submitted to the township now approving sewage on lot 5. The Board asked for an explanation from the Health Department as to why the change. Bruce Fochet from the Health Department offered to meet the supervisors on site to explain his approval and this meeting will be set up. Mr. Eichinger was present and said there was a correction in the calculations which now allows the placement of a sewage system.

Mr. DeVries asked if the township was being proactive with regard to trimming of trees along the road sides. There have been many storms lately and trees coming down. Mr. Houtman remarked that the township has in the past identified damaged trees and notified property owners. Reese Reynolds stated that the Roberts service station on Rt. 1 near Old Baltimore Pike is a mess and wondered if there are any violations. Ms. Howley said Mr. Drumheller did send him a notice to clean up and she will follow up with him on this. Mr. Washko commented that the oil and chip work on Constitution Drive in the Knoll has a lot of loose gravel and needs to be cleaned up. This could be because of the many trucks going through the Knoll from the curb project on Constitution. Dave Allen will be asked to look into this.

A bill list dated August 19, 2009 numbering 10680-10752, State Fund #239 was submitted and approved for payment by the Board. With no further business the meeting adjourned at 8:15 p.m.

Respectfully submitted:

Kathleen Howley
Township Manager