

October 15, 2007

The Board of Supervisors of Pennsbury Township held a regular meeting on Monday, October 15, 2007. All members were present and the minutes approved as amended.

Manager Kathleen Howley reported the following:

- Proposed trees in right of way ordinance – A sample ordinance was obtained from PSATS. It was suggested that an ordinance could be drafted and put a cap on the landowner liability since the taking down of trees can get very expensive. The Board advised Mr. Spangler to draft an ordinance with this provision for review
- Mrs. Ralph will check on who would be qualified to accompany Mr. Spano with a metal detector going over his property to be developed.
- SCOOT breakfast will be held on 11/7 at the Kennett Country Club. Supervisors will check their calendars.
- Act 7 EMS tax amended ordinance – there will be changes to the collection of the EMS tax effective 1/1/08. The tax is now titled Local Services tax and Mr. Spangler submitted a draft of the amended ordinance for review. The Board advised Mr. Spangler to advertise it for adoption.

Roadmaster Dave Allen reported the following:

- Road bank mowing is completed. Will be doing crack sealing as long as the weather is good. There are also some storm inlet repairs to be done.
- Received two responses from property owners that have dangerous trees in the right of way. One will be taking care of the problem and the other one is having a tree specialist look at the tree in question. We are also getting estimates for some trees that need to be taken down. Also meeting with PECO to see if we can partner with them on identifying questionable trees in right of way.
- Fall road inspection will be 8 a.m. 11/17.
- Karen Wood asked if the no parking signs in Fairville Village could be smaller. Mr. Allen stated because it is a state highway they should be that size for legal reasons and should not be smaller.

Township Engineer Matt Houtman reported the following:

- Fairville Road – sent a letter to Mr. Jurchak regarding the fill he had deposited and spread on his property. He must obtain a retroactive land disturbance permit.

- Board approved and signed a request for a release of escrow for Jeff Berlin in the amount of \$23,325 for the property he owns on Hickory Hill Road.
- No action on the Mill permit. Waiting to hear from the Corp. of Engineers

Spano Heliport Agreement – Mr. Spangler gave a copy of an agreement that Mr. Spano would like the Board to consider. His position is that he has a non conforming use for his property with respect to flying his helicopter and landing it on his property. The heliport ordinance was signed afterwards. However, a question came up as to whether or not he has a non conforming use since the property has been subdivided and he will now be landing on a much smaller lot. Mr. Spangler will research further.

Mr. Spangler reported that there was a meeting held October 18th regarding the sewage module submitted by Pennsbury Village and how it might relate to surrounding properties like Pettinaro Construction, Ponds Edge community and the proposed Sunrise Development. Discussed was how to coordinate submissions and enter into agreements if this all went forward. Sunrise will continue to draft their planning modules and Mr. Crawford will draft agreements to facilitate the financing of the project by developers. They will meet again on October 24th at 10 a.m. Mr. Scottoline will attend this meeting. Since one supervisor will be present, it is a workshop. Mr. Ware asked for an update on the Act. 537 plan and our consultants, Castle Valley. He was told that the update is still in flux until a definite direction for development and sewage needs in the HC district has been agreed to and identified. No public meeting has been held yet which was mentioned in meetings this past summer.

A contract with an open space consultant was approved and signed by the Board. The consultant will research development right values on a property. A retainer of \$2000 was sent and total contract, if needed, will not exceed \$6500. The cost will come out of the open space fund. Mr. Fenton reported the Open Space Committee members will be Lisa Dougherty, Paul Haldeman, Tony Sciscione, Susan Corkran and Michael Lane.

The 2020 community seminar will be at the Hillendale School on November 8th, 6-10 p.m. Invites and emails will go out with a registration deadline of 11/1.

Barbara Kurowski reported the Planning Commission discussed the Line House sketch at their last meeting. Also discussed was Pennsbury Village. Comments on the revised plans will be reviewed at the 11/13 Planning Commission meeting.

Mr. Spangler reported he is still working on a draft memo regarding the litigation article which was to go in the newsletter. This will be discussed at the 11/5 meeting. Barry Levin complained about the amount of low flying planes out of Philadelphia flying over the Ponds Edge community. He has been in contact with the FAA and his federal government representatives. The Board asked Ms.

Howley to get an update on the status of the increased air traffic in our corridor and report at the next meeting.

A bill list dated October 15, 2007 numbering 9161-9196 was submitted and approved for payment by the Board. With no further business the meeting adjourned at 9:15 p.m.

Respectfully submitted:

Kathleen Howley
Township Manager