

**ELK TOWNSHIP BOARD OF SUPERVISORS  
MEETING MINUTES  
APRIL 7, 2014**

The Elk Township Board of Supervisors April Meeting convened at 7:00 PM at the Elk Township Building, Lewisville, PA. The following Supervisors were present: Chairman Albert Jezyk, Jr., Vice Chairman Estace Walters, and Member James George.

**PUBLIC COMMENT**

No public comment.

**ADMINISTRATIVE ACTION/PRESENTATIONS/CORRESPONDENCE**

**PA State Police March 2014 Report - Trooper Creighton (Avondale Barracks)**

PA State Police Trooper Creighton presented to the Board the PA State Police March 2014 Report reflecting sixteen (16) calls to the State Police, no motor vehicle crashes, and no criminal activity. Discussion included concerns about vehicle break-ins, issues related to the Barren Road trail, and the amount of motor vehicle accidents along Route 472. Trooper Creighton stated that he would alert the station to the Township's concerns. The Board thanked Trooper Creighton for attending the meeting to present the report.

**Executive Session**

Al Jezyk announced that the Board held an Executive Session prior to the regular meeting. The purpose of the Executive Session was to authorize the Township Solicitor to proceed with an appraisal on the Lincoln property.

Public Comment: Donna Ellingsen asked why would the Board want to purchase the property and is there a price.

Al Jezyk stated that the reasons include that the Township Building's septic system is shared with the Lincoln property, and that the Township is considering building a salt storage facility on the property.

**B.K. Campbell, Inc. Agreement of Sale and Funding Agreement**

Al Jezyk referred to the B.K. Campbell, Inc. Agreement of Sale and Funding Agreement reflecting the Township's 1st payment of \$124,924.27 on or before July 31, 2016 and 2nd payment of \$124,924.27 on or before July 2017.

On a motion made by Estace Walters, seconded by Jim George, the Board agreed to sign the B.K. Campbell, Inc. Agreement of Sale and Funding Agreement. The motion was unanimous.

**Stormwater Management - Nellius (Carol A. Baker/Green Robin Homes) Erosion & Sedimentation and Stormwater Management Plan dated 1/23/14 - URS Correspondence dated 3/5/14**

Al Jezyk referred to URS correspondence dated March 5, 2014 regarding the Nellius (Carol A. Baker/Green Robin Homes) Erosion & Sedimentation and Stormwater Management Plan dated January 23, 2014. URS review comments include the Stormwater Management Ordinance items, Zoning Ordinance items, and General items to be addressed/resolved.

**Christian L. & Fannie K. Fisher Final Minor Subdivision Plan dated 7/11/14 Latest Revision 2/17/14 - URS Correspondence dated 3/26/14**

Al Jezyk referred to URS correspondence dated March 26, 2014 regarding the Christian L. & Fannie K. Fisher Final Minor Subdivision Plan dated July 22, 2014 Latest Revision February 17,

2014. URS review comments include recommendations on Waiver Requests and include the Subdivision and Land Development Ordinance items, Zoning Ordinance items, Sewage Facilities items, and General items to be addressed/resolved.

**Christian L. & Fannie K. Fisher Final Minor Subdivision Plan dated 7/11/14 Latest Revision 2/17/14 - Waiver Requests from the Elk Township Subdivision and Land Development Ordinance Section 507.B.2 and Section 517.B.1**

On a motion made by Estace Walters, seconded by Jim George, the Board granted the Christian L. & Fannie K. Fisher Final Minor Subdivision Plan Waiver Requests for Section 507.B.2 and Section 517.B.1 of the Elk Township Subdivision and Land Development Ordinance. The vote was unanimous.

**Michael S. and Rebecca A. Fetterolf Final Minor Subdivision Plan dated 10/22/13 - URS Correspondence dated 3/25/14, Chester County Planning Commission Correspondence dated 3/6/14, Chester County Health Department Correspondence dated 3/25/14**

Al Jezyk referred to URS correspondence dated March 25, 2014 regarding the Michael S. & Rebecca A. Fetterolf Final Minor Subdivision Plan dated October 22, 2013. URS review comments include recommendations on Waiver Requests and include the Subdivision and Land Development Ordinance items, Zoning Ordinance items, Sewage Facilities items, and General items to be addressed/resolved.

Al Jezyk referred to Chester County Planning Commission (CCPC) correspondence dated March 5, 2014 regarding the Michael S. and Rebecca A. Fetterolf Final Minor Subdivision Plan dated October 22, 2013. CCPC comments include the recommendations that CCPC issues be addressed and all Township requirements be satisfied.

Al Jezyk referred to Chester County Health Department (CCHD) correspondence dated March 25, 2014 regarding the Michael S. Fetterolf Final Minor Subdivision Plan dated October 22, 2013. CCHD comments include that the proposal includes no new development and will have no impact on Elk Township's Act 537 sewage facilities plan.

**Michael S. and Rebecca A. Fetterolf Final Minor Subdivision Plan dated 10/22/13 - Waiver Requests from the Elk Township Subdivision and Land Development Ordinance Section 401.B.7, Section 401.C.2, Section 401.C.3, Section 507.B.1, Sections 507.B.2 and 507.B.3, and Section 517.B.**

On a motion made by Estace Walters, seconded by Jim George, the Board granted the Michael S. and Rebecca A. Fetterolf Final Minor Subdivision Plan Waiver Requests for Section 401.B.7, Section 401.C.2, Section 401.C.3, Section 507.B.1, Sections 507.B.2 and 507.B.3, and Section 517.B. of the Elk Township Subdivision and Land Development Ordinance. The vote was unanimous.

**Michael S. and Rebecca A. Fetterolf Final Minor Subdivision Plan dated 10/22/13 - PA DEP Request for Planning Waiver & Non-Building Declaration**

On a motion made by Estace Walters, seconded by Al Jezyk, the Board agreed to sign the PA DEP Request for Planning Waiver & Non-Building Declaration for the Michael S. & Rebecca A. Fetterolf Final Minor Subdivision Plan conditioned upon review/approval by the Township Planning Commission. The vote was unanimous.

**Peacedale Court Site Distance -URS Correspondence dated 4/1/14**

Al Jezyk referred to URS correspondence dated April 2, 2014 regarding Peacedale Court Site Distance. URS has reevaluated the extent of work and costs to lower the hump in Route 472 and projects estimated total costs in the \$95,000 to \$110,000 range.

Jim George stated that the no left turn sign has been an ongoing issue for about 10 years.

Al Jezyk stated that the Township has some remaining escrow funds and that lowering the speed limit would address all the site distance concerns.

Estate stated that he was present during the previous Penn DOT speed study that showed the average speed was 47 mph and 42 mph. Estate stated that he and the Penn DOT rep also looked at King Row Road and other Route 472 areas that are 35 mph. Estate stated that another speed study would be done in hopes of lowering the speed limit.

**Zoning Ordinance Cluster Residential Development Standards - URS Correspondence dated 4/3/14**

Al Jezyk referred to URS correspondence dated April 3, 2014 regarding Zoning Ordinance Cluster Residential Development Standards. URS has evaluated the Township's concerns with the current Zoning Ordinance Cluster Residential Development Standards in the R-2 District and has provided recommendations for amendments and alternatives.

Public Comment: John Croce asked why the cluster standards are this way.

Jim George stated years ago the County was pushing cluster development and that this should help make the standards more user friendly.

On a motion made by Al Jezyk, seconded by Estate Walters, the Board authorized Stan Corbett to draft proposed Zoning Ordinance amendments to the Cluster Residential Development Standards. The motion was unanimous.

**Oxford Region Area Multimunicipal Comprehensive Plan Proposed Amendment**

Al Jezyk stated that the Oxford Region Area Multimunicipal Comprehensive Plan Committee has drafted a proposed amendment to the Oxford Region Multimunicipal Comprehensive Plan. Al stated that the proposed amendment affects only the Lincoln University area.

Public Comment: There was a question on how the amendment affects Elk Township.

Al Jezyk stated that the proposed amendment would not directly affect Elk Township, but that Elk Township is part of the Multimunicipal Comprehensive Plan.

On a motion made by Estate Walters, seconded by Jim George, the Board authorized the Oxford Area Multimunicipal Comprehensive Plan Committee to proceed with the proposed amendment to the Oxford Region Area Multimunicipal Comprehensive Plan. The vote was unanimous.

**Deputy Emergency Management Coordinator**

Al Jezyk stated that Milt Rudy has submitted written request to be appointed Deputy Emergency Management Coordinator and has provided the Pennsylvania State Police criminal record check.

On a motion made by Jim George, seconded by Al Jezyk, the Board appointed Milt Rudy as Deputy Emergency Management Coordinator. The motion was unanimous.

**Elk Township Annual Roadside Cleanup Day**

The Elk Township annual roadside cleanup day is scheduled for April 12, 2014 at 9:00 AM.

**2014-2015 Requests for Bid Proposals – Roadwork Equipment Rental, Liquid Asphalt Materials, Blacktop Mixes Materials, Aggregate Materials, Winter Road Maintenance**

On a motion made by Estace Walters, seconded by Jim George, the Board agreed to proceed with advertising the 2014-2014 Requests for Bid Proposals for Roadwork Equipment Rental, Liquid Asphalt Materials, Blacktop Mixes Materials, Aggregate Materials, and Winter Road Maintenance. The vote was unanimous.

**STAFF REPORTS**

**Secretary's Report**

On a motion made by Estace Walters, seconded by Jim George, the March 3, 2014 Board of Supervisors Meeting Minutes were approved. The vote was unanimous.

**Treasurer's Report**

On a motion made by Estace Walters, seconded by Jim George, the Bills to be Paid for April, with the exception of Roadmaster & Assistant Roadmaster Payrolls, were approved. The vote was unanimous.

On a motion made by Al Jezyk, seconded by Jim George, the Bill to be Paid for Roadmaster Payroll was approved. Estace Walters abstained from the vote.

On a motion made by Estace Walters, seconded by Jim George, the Bill to be Paid for Assistant Roadmaster was approved. Al Jezyk abstained from the vote.

**Tax Collector**

Real Estate Taxes Collected: \$7,221.63

**Planning Commission**

Al Jezyk referred to the March Planning Commission Meeting Minutes stating no new business.

**Zoning Hearing Board**

No action.

**Building Report**

Al Jezyk referred to the March Building Report stating eight inspections were performed, sixteen inquiries were received, and no permits were issued.

**Zoning Report**

Al Jezyk referred to the March Zoning Report stating eleven inquiries were received and no permits were issued.

**Roadmaster**

Roadmaster Estace Walters referred to the March Roadmaster Report stating Brian had a couple of snow events, trees were cut back on Hickory Hill Road and Barren Road, brush was removed from the Barren Road trail parking lot, holes were cold patched, drains were cleaned, and Dave Harlan patched some potholes.

Estace stated that the State removed an arrow sign on King Row Road that was confusing drivers, he met with the State about the Route 472 speed study, and he reviewed the issue of tractor-trailers on Barren Road.

**Emergency Management Coordinator**

Emergency Management Coordinator Stephen Roberts presented to the Board an Emergency Management Coordination Program Proposal. The Board agreed to meet with Stephen on Wednesday, April 16th at 6:00 PM to discuss the proposal. Stephen stated that he received a report from the County that there was a hazardous material event on March 9th. The hazardous material event was a homeowner accidentally spilling a bottle of solvent. The fire department responded to the event and provided expertise on the situation. Stephen stated that he would like to attend the April 13th Federal Emergency Management Association course in Hershey.

On a motion made by Jim George, seconded Estace Walters, the Board agreed to pay the registration fee for Stephen Roberts to attend the April 12th Federal Emergency Management Association Course in Hershey. The vote was unanimous.

**Oxford Area Recreation Authority**

No report.

**Historic Commission**

No report.

**OLD BUSINESS**

No old business.

**NEW BUSINESS**

No new business.

**PUBLIC COMMENT**

John Croce stated that the State of Maryland is hosting a meeting in Elkton to discuss an increase in events at Fair Hill.

Donna Ellingsen asked about the plowing situation for Windsong Drive.

Estace Walters stated that Windsong Drive is a private road and the Windsong Drive residents are responsible for the road.

There was discussion about graffiti on the Springlawn Road bridge.

Meeting Adjourned at 8:10 PM.

Respectfully Submitted,

Terri Kukoda  
Secretary/ Treasurer