

**ELK TOWNSHIP BOARD OF SUPERVISORS  
REGULAR MEETING MINUTES  
December 6, 2010**

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

**PUBLIC COMMENT ON AGENDA ITEMS**

There was no public comment.

**ADMINISTRATIVE ACTION/PRESENTATIONS/CORRESPONDENCE**

**Ordinance No. 2010-06 Zoning Ordinance Amendment**

Pal Durborow stated that the Public Hearing for proposed Ordinance No. 2010-06 was held prior to tonight's Board of Supervisors meeting. Pal gave a section-by-section overview of the proposed amendment. There was no public comment.

On a motion made Estace Walters, seconded by Al Jezyk, the Board enacted Ordinance No. 2010-06 Zoning Ordinance Amendment. The vote was unanimous.

**Ordinance No. 2010-07 Subdivision & Land Development Ordinance Amendment**

Pal Durborow stated that a Public Hearing for proposed Ordinance No. 2010-07 was held prior to tonight's Board of Supervisors Meeting. Pal gave a section-by-section overview of the proposed Amendment. Pal stated that the Township Solicitor has addressed Chester County Planning Commission's comments regarding Fair Share and ACRE. There was no public comment.

On a motion made by Estace Walters, seconded by Al Jezyk, the Board enacted Ordinance No. 2010-07 Subdivision & Land Development Ordinance Amendment. The vote was unanimous.

**Resolution No. 2010-11 General Fee Schedule**

Pal Durborow stated that the proposed General Fee Schedule provides for a decrease in application fees and an increase in plan review escrows for Subdivision and Land Development Plans.

On a motion made by Estace Walters, seconded by Al Jezyk, the Board adopted Resolution No. 2010-11 General Fee Schedule. The vote was unanimous.

**Long View Farms Final Subdivision Plan - Agreement to Extend Requirements of the PA Municipalities Planning Code Section 508 (53 P.S. 10508)**

On a motion made by Estace Walters, seconded by Al Jezyk, the Board accepted the Long View Farms Final Subdivision Plan Agreement to Extend Requirements of the PA Municipalities Planning Code Section 508 (53 P.S. 10508). The extension will run through and include the date of December 23, 2011. The vote was unanimous.

**Union Fire Company No. 1 2011 Agreement**

On a motion made by Estace Walters, seconded by Al Jezyk, the Board approved the Union Fire Company No. 2 2011 Agreement in the amount of 24,765.42. The vote was unanimous.

### **Act 537 Grant Application**

Pal Durborow referred to URS correspondence dated November 8, 2011 regarding the Act 537 Grant Application. The requested grant amount is \$14,979.92, which is equal to 50% of project costs.

On a motion made by Estace Walters, seconded by Al Jezyk, the Board approved the Act 537 Grant Application in the amount of \$14,979.92. The vote was unanimous.

### **Final Budget Meeting**

The 2011 Final Budget Meeting will be scheduled for December 20, 2011 at 6:30 PM.

### **Historic Preservation Ordinance**

Pal Durborow stated that the Township Solicitor has advised that additional research needs to be completed prior to providing a final review.

### **2011 Board of Supervisors Reorganization Meeting January 3, 2011**

The 2011 Board of Supervisors Reorganization Meeting will be held on Monday, January 3, 2011 at 7:00 PM.

### **Senior Girl Scout Project**

The Board agreed that the cleaning and restoring of the cemetery on Media Road cemetery would be a good Girl Scout Project. The Board noted that permission should be obtained from the cemetery owner prior to starting the project.

### **Oxford Area Recreation Authority Report & Minutes**

Pal Durborow referred to the Oxford Area Recreation Authority November Report and October Minutes. The report notes that West Nottingham Township has voted to join the authority, and will be required to pay the 2010 per capita contribution, the \$15,000 seed money as paid by present members, and any legal costs involved in the process. The Board had no objections to West Nottingham Township joining the authority as long as all monies were paid.

### **STAFF REPORTS**

#### **Secretary's Report**

On a motion made by Estace Walters, seconded by Al Jezyk, the following Minutes were approved: November 1, 2010 Board of Supervisors Meeting Minutes; November 1, 2010 Public Hearing Minutes Uniform Construction Code Ordinance; November 29, 2010 Public Hearing Minutes Earned Income Tax Ordinance; November 29, 2010 Board of Supervisors Meeting Minutes Earned Income Tax Ordinance. The vote was unanimous.

#### **Treasurer's Report**

On a motion made by Al Jezyk, seconded by Estace Walters, the Bills to be Paid for December, with the exception of Roadmaster Payroll, were approved. The vote was unanimous.

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

#### **Tax Collector**

Real Estate:       \$246.05

**Planning Commission**

Pal Durborow referred to the November 2010 Planning Commission Minutes stating that there was no new business.

**Zoning Hearing Board**

No activity.

**Zoning Officer**

Pal Durborow referred to the November Zoning Officer Report stating that five permits were issued; thirteen (13) inspections were performed; and thirty-eight (38) inquiries were received.

**Roadmaster**

Roadmaster Estace Walters referred to the November Roadmaster Report stating that trees were cut down at King Row Road and Route 472, and that he called the state about several issues.

**Post Office Committee**

No report.

**Historic Commission**

No report.

**Open Space Committee**

No report.

**OLD BUSINESS**

No Old Business.

**NEW BUSINESS**

No New Business.

**PUBLIC COMMENT**

Spence Andress, and Tony D'Amico of TOJO Mushrooms, expressed concern about the amount of escrow required for Land Development Plans. They requested that for the TOJO Mushrooms Preliminary Land Development Plan the Board accept a portion of the escrow in the form of a Letter of Credit. The Board agreed to consult with the Township Solicitor regarding this request.

Mark Plaughter asked about the status of the dedication for The Bluffs at Big Elk Creek. Pal Durborow stated that the site improvements were completed but that the legal documents are still pending.

Meeting adjourned at 8:10 PM.

Respectfully Submitted,

Terri Kukoda  
Secretary/ Treasurer