

**ELK TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
July 6, 2009**

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

PUBLIC COMMENT ON AGENDA ITEMS

There was no public comment.

ADMINISTRATIVE ACTION/PRESENTATIONS/CORRESPONDENCE

Resolution No. 2009-12 Agricultural Security Area Torrence D. & Douglas W. Young Tax Parcel #70-4-41.1

On a motion made by Estace Walters, seconded by Al Jezyk, the Board adopted Resolution No. 2009-12 Agricultural Security Area Torrence D. & Douglas W. Young Tax Parcel #70-4-41.1 adding the parcel to the Agricultural Security Area. The vote was unanimous.

Resolution No. 2009-13 Agreement to Extend Requirements of the PA Municipal Planning Code Section 508 (53.P.S. 10508)

On a motion made by Estace Walters, seconded by Al Jezyk, the Board adopted Resolution No. 2009-13 Agreement to Extend Requirements of the PA Municipal Planning Code Section 508 (53.P.S. 10508) requiring all subdivision and land development plan review extensions be submitted in writing. The vote was unanimous.

Resolution No. 2009-14 Appointment of Delegates to Act 32 Tax Collection Committee

On a motion made by Estace Walters, seconded by Al Jezyk, the Board adopted Resolution No. 2009-14 Appointment of Delegates to Act 32 Tax Collection Committee appointing the following Delegates: Primary Voting Delegate Charles Lewis, First Alternate Voting Delegate Trish Fagan, and Second Alternate Voting Delegate Melanie Hesse. The vote was unanimous.

Virginia R. Gregg Estate – Receipt, Release and Refunding Agreement

On a motion made by Estace Walters, seconded by Al Jezyk, the Board agreed to sign the Receipt, Release and Refund Agreement for the Estate of Virginia R. Gregg. The vote was unanimous.

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

On a motion made by Estace Walters, seconded by Al Jezyk, the Board agreed to accept the Long View Farms Final Subdivision Plan Agreement to Extend Requirements of the PA Municipal Planning Code Section 508 (53.P.S. 10508) to December 31, 2009. The vote was unanimous.

Dougherty Property Barn (Long View Farms) – Draft Township Correspondence to Brian Campbell

Pal Durborow read aloud a draft letter from the Township to Brian Campbell regarding Township use of barn located on the Dougherty property. The Board agreed to forward the letter to Mr. Campbell.

Brandywine Conservancy Preservation Partnership Program Application – Robbins Conservation and Trail Easements Acquisition – Draft Township Correspondence to Chester County Department of Open Space Preservation

Pal Durborow read aloud a draft letter from the Township to Chester County Department of Open Space Preservation regarding the Township's consideration of commitment to the Robbins conservation and trail easements project.

On a motion made by Estace Walters, seconded by Al Jezyk, the Board agreed to forward the letter to the Chester County Department of Open Space Preservation. The motion was unanimous.

Act 153 Requirements – Ordinance to Establish Procedures for Reviewing Open Space Property Interests, Rate Desirability of Interests in Particular Parcels, and Establish Price Township Will Pay

On a motion made by Estace Walters, seconded by Al Jezyk Walters, the Board agreed to direct the Open Space Committee to proceed with drafting an Ordinance to establish procedures for reviewing open space property interests, rate desirability of interests in particular parcels, and establish price Township will pay. The motion was unanimous.

Agricultural Security Area Application Neil & Nancy Krivanek Tax Parcel #70-4-18.1

The Township has received an Agricultural Security Area Application for Tax Parcel #70-4-18.1 owned by Neil & Nancy Krivanek.

Oxford Region Multimunicipal Comprehensive Plan Interim Binder

The Township has received Oxford Region Multimunicipal Comprehensive Plan Interim Binder. The Board agreed to forward a copy to the Township Engineer to review for conflicts with Township ordinances.

East Nottingham Township Correspondence dated July 2009 - Barren Road Bridge Closing

Pal Durborow referred to East Nottingham July 2009 correspondence stating that the Barren Road Bridge will be closed until on or about August 27, 2009. The Board will confirm with East Nottingham Township how traffic will be detoured.

Uniform Construction Code – Unregulated Detached Accessory Structures

Pal Durborow stated that the Uniform Construction Code allows a detached accessory structure of up to 1,000 square feet without a building permit. The Board agreed to consult with the Township Solicitor for an amendment to lower the square footage standard.

Appointment of Temporary Township Clerk

On a motion made by Estace Walters, seconded by Al Jezyk, the Board appointed Diane Corcoran as temporary Township Clerk to provide office coverage during staff vacations. The vote was unanimous.

Executive Session 6/10/09

Pal Durborow stated that the Board held an Executive Session on June 10, 2009 with the Township Solicitor, Township Zoning Officer and Township Engineer to discuss amendments and pending legal issues.

Executive Session 7/6/09

Pal Durborow stated that the Board held an Executive Session on July 6, 2009 to discuss pending legal issues.

STAFF REPORTS

Secretary's Report

On a motion made by Estace Walters, seconded by Albert Jezyk, the June 1, 2009 Board of Supervisors Meeting Minutes were approved. The vote was unanimous.

Treasurer's Report

On a motion made by Estace Walters, seconded by Al Jezyk, the Bills to be Paid for July, 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: \$1,242.33

Planning Commission

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

Zoning Hearing Board

The TJA Properties (TOJO Mushrooms) Zoning Hearing has been postponed indefinitely. The hearing will be advertised and adjacent property owners notified when rescheduled.

Building Inspector/Zoning & Codes Enforcement Officer

Pal Durborow referred to Thomas Lowry's June Report stating that three permits were issued (addition, demolition and shed); seventeen (17) inspections were performed; and thirty-five (35) inquiries were received.

No further inquiries have been received from Crownstone Communications regarding changing/adding cell antennae at 253 Mt. Olivet Road.

Code enforcement issues include an opening burning complaint on Baker Road; inspections, conversations with and a letter to tenant at 7797 Hickory Hill Road; and inspections and letter to property owner at 903 Kings Row Road.

Roadmaster

Roadmaster Estace Walters referred to the June Roadmaster Report stating that trees were cut back and stake pulled on Brick Meeting House Road; the Rabbit Run Road patch has been sealed; and Barren Road will be closing for about a month. Estace will contact Penn DOT about the intersection of Brick Meeting House and Chesterville Road.

Historic Commission

No report.

Open Space Committee

No report.

Post Office Committee Report

Pal Durborow referred to the Post Office Quarterly Report reflecting a starting balance of \$14,974.40 and ending balance of \$15,725.23.

OLD BUSINESS

Township Building Parking Lot Signs

Al Jezyk will follow-up on signage for the Township Building parking lot.

NEW BUSINESS

Springlawn Road

Pal Durborow stated that a tree needs trimming near Strickersville Road.

Mary Gruber Correspondence dated July 6, 2009 – Stormwater Run-off Route 841

Pal Durborow referred to Mary Gruber's July 6, 2009 letter to the Supervisors stating that their property has suffered water damage due to stormwater run-off from Route 841. Estace Walters will request Penn DOT to contact Mary to discuss.

PUBLIC COMMENT

There was no public comment.

Meeting Adjourned at 7:40 PM.

Respectfully Submitted,

Terri Kukoda
Secretary/ Treasurer